

: OFFICIAL PROCEEDINGS :**: OF THE CITY OF PEORIA, ILLINOIS :**

Council Chambers, Peoria, Illinois, May 13, 2003, a Regular Meeting of the City Council was held this date at 6:15 P.M., at City Hall, Council Chambers, 419 Fulton Street, Mayor David P. Ransburg presiding.

ROLL CALL

Roll call showed the following Council Members present: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears (Arrived at 6:24 P.M.), Teplitz, Thetford, Turner, Mayor Ransburg – 11; Absent: None.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Ransburg requested a moment of silent prayer then he led the Pledge of Allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: HIV/AIDS AWARENESS DAY – May 18, 2003

PROCLAMATION: SALVATION ARMY WEEK – May 12 –18, 2003

Council Member Grayeb left the Council Chambers.

MINUTES

Council Member Nichting moved to approve the minutes of the Regular City Council Meeting held on May 6, 2003, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Teplitz, Thetford, Turner, Mayor Ransburg – 9;

Nays: None.

Council Member Grayeb returned to the Council Chambers.

Council Member Spears arrived at 6:24 P.M.

PETITIONS, REMONSTRANCES & COMMUNICATIONS

CONSENT AGENDA ITEMS BY OMNIBUS VOTE, for City of Peoria and Town of the City of Peoria, with Recommendations as Outlined:

(03-248) BIDS for JOINT SEALANTS at the PEORIA POLICE HEADQUARTERS, Recommending the LOW BID of WESTERN WATERPROOFING, in the Amount of \$16,776.00, with Recommendation to Approve.

(03-249) BIDS for STUMP AND ROOT REMOVAL, Recommending the LOW BID of HEARTLAND LAWN CARE, at the Estimated Annual Cost of \$11,850.00, with a Back-Up Contract to HAMM'S LANDSCAPE, with Unit Prices as Outlined, and with Recommendation to Approve.

- (03-250) **PAYMENT ESTIMATE FOR PUBLIC IMPROVEMENT PROJECT: US ROUTE 150 & ILLINOIS ROUTE 91 (Widening, overlay and reconstruction of US Route 150 from Trigger/Koerner Road to Frostwood Parkway, and Illinois Route 91 from US Route 150 to the north.) R. A. CULLINAN & SON, INC. – PAY ESTIMATE #12: \$3,808,261.86; TOTAL AUTHORIZATION APPROVED: \$3,808,261.86, with Recommendation to Receive and File. (For Information Only)**
- (03-251) **PAYMENT ESTIMATE FOR PUBLIC IMPROVEMENT PROJECT: MAIN STREET SIDEWALK IMPROVEMENT (PHASE I) (University to Sheridan) (Removal of existing comb. Curb & gutter, sidewalks, steps & driveway approaches and construction of concrete sidewalks, comb. Curb-sidewalks, p.c.c. gutter, driveway pavement, storm sewer, traffic signals and an ornamental street lighting system.) R. A. CULLINAN & SON, INC. – PAY ESTIMATE #1: \$114,874.85; TOTAL AUTHORIZATION APPROVED: \$114,874.85, with Recommendation to Receive and File. (For Information Only)**
- (03-252) **Communication from Director of Inspections Requesting Authorization for the City Manager to Enter into MOWING AGREEMENTS with the OLDE TOWNE NORTH RESIDENTS ASSOCIATION and NORTHSIDE ACTION COUNCIL to Maintain Specified City-Owned Vacant Lots in their Respective Neighborhoods.**
- (03-253) **Communication from Corporation Counsel Requesting Authorization to CONTRACT with ATTORNEY THOMAS P. HIGGINS to Serve as ADMINISTRATIVE HEARING OFFICER for HOUSING CODE VIOLATIONS on a Temporary Basis.**
- (03-254) **Communication from Director of Public Works Recommending Adoption of an ORDINANCE to VACATE PART of DERBY ROAD, Abutting Part of Lots 32, 33 and 34 in GALENA PARK SUBDIVISION.**
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- (03-255) **Communication from Corporation Counsel Recommending Adoption of an ORDINANCE Amending CHAPTER 28 of the Code of the City of Peoria Relating to TRAFFIC AND MOTOR VEHICLES and PARKING VIOLATIONS and FINE PENALTY for BICYCLE RELATED OFFENSES.**
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- (03-256) **STREET LIGHTING REQUESTS for VARIOUS LOCATIONS: 2100 Block S. W. WASHINGTON STREET; 800 BLOCK E. KANSAS; 6000 BLOCK W. WAR MEMORIAL DRIVE; and 6800 BLOCK MT. HAWLEY ROAD, in the Amount of \$597.47 per Year, with Recommendation to Approve.**
- (03-257) **APPLICATION for CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for COMMUNITY WORKSHOP & TRAINING CENTER for Saturday, May 31, 2003, with Recommendation to Approve.**
- (03-258) **Communication from Workforce Development Director Regarding COUNCIL UPDATE on WORKFORCE DEVELOPMENT, with Recommendation to Receive and File.**

- (03-259) **Communication from Director of Public Works Regarding the I-74 RECONSTRUCTION PROJECT STATUS REPORT, with Recommendation to Receive and File. (For Information Only)**
- (03-260) **Communication from Director of Public Works with a REPORT BACK Regarding SIDEWALKS Along NORTH STREET I-74 OVERPASS, with Recommendation to Receive and File.**

Council Member Nichting moved to approve the Consent Agenda items as outlined in the Council communications; seconded by Council Member Turner.

Council Member Nichting requested Item No. 03-254 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested Item No. 03-260 be removed from the Consent Agenda for further discussion.

Council Member Grayeb requested Item No. 03-255 be removed from the Consent Agenda for further discussion.

Council Member Spears requested Item No. 03-258 be removed from the Consent Agenda for further discussion.

Item Nos. 03-248 through 03-260 (excluding Item Nos. 03-254, 03-255, 03-258, and 03-260 which were removed from the Consent Agenda for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

(03-254) * Communication from Director of Public Works Recommending Adoption of an ORDINANCE to VACATE PART of DERBY ROAD, Abutting Part of Lots 32, 33 and 34 in GALENA PARK SUBDIVISION.

Council Member Nichting moved to Table this item; seconded by Council Member Sandberg.

Motion to Table this item was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

(03-255) ** Communication from Corporation Counsel Recommending Adoption of an ORDINANCE Amending CHAPTER 28 of the Code of the City of Peoria Relating to TRAFFIC AND MOTOR VEHICLES and PARKING VIOLATIONS and FINE PENALTY for BICYCLE RELATED OFFENSES.

In discussion with Council Member Grayeb, Corporation Counsel Randy Ray explained the proposed changes to Chapter 28. He said the most important single change was that while it was already illegal to park a motor vehicle on grass in the City, it was a Zoning violation and the ticket was written against the owner of the property. He said there was a need to have the ability to ticket the owner of the vehicle and to empower departments, other than Zoning, to enforce the Ordinance. He said the proposal also accomplished several other parking issues. He added the proposed Ordinance increased fines for bicycles from \$10.00 to \$50.00, and it explicitly made it illegal to park at hooded parking meters, which indicated no parking.

Council Member Grayeb said he also hoped that curfew violations would be enforced as aggressively as some of these other Ordinances.

Council Member Sandberg referred to parking a vehicle on hard surfaces, but questioned if a vehicle could be parked on public property on gravel or grass, such as in a park, or parking at the Heart of Illinois Fair, or homes with no established driveway and/or curb and sidewalks.

Corporation Counsel Randy Ray suggested a two week deferral so these points could be clarified.

Council Member Morris moved to defer this item for two weeks until the May 27, 2003, Regular City Council Meeting; seconded by Council Member Turner.

Motion to defer this item until May 27, 2003, was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

**(03-258) Communication from Workforce Development Director Regarding COUNCIL
*** UPDATE on WORKFORCE DEVELOPMENT, with Recommendation to Receive
 and File.**

Director of Workforce Development Bashir Ali distributed a copy of additional material regarding the 21st Century Workforce to all members of the City Council.

Council Member Spears referred to the amount of in depth information provided in Workforce Development Reports and he requested that the reports be made easier to understand only giving numbers of how many people were being trained and how many people were being placed into the workforce.

Council Member Spears moved to receive and file the Council Update on Workforce Development; seconded by Council Member Sandberg.

In discussion with Council Member Sandberg, Workforce Development Director Bashir Ali pointed out information located in the report regarding placement of workers.

Council Member Sandberg expressed concern regarding the length of the report when the only thing he was interested in was how many people were placed in jobs and how many were trained.

Director Ali said if the Council desired a different reporting format, he would be glad to comply.

Council Member Thetford suggested receiving just a one or two-page executive summary of the information highlights. She said she appreciated the additional information provided in the report.

Director Ali discussed the summit held just a few weeks ago and he said he had been involved in activities over the past year which addressed the 21st Century workforce challenges. He said the economy was shifting away from manufacturing and this was happening throughout the country. He explained as hundreds of people were being laid off in the community, at the same time, hundreds of new jobs were opening in new high-tech jobs such as the medical area, construction, engineering, and others that required higher skilled employees. He said demographics indicated there would be a shortage of approximately 18,000 workers in the next five to ten years.

Motion to receive and file the Council Update on Workforce Development was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

**(03-260) Communication from Director of Public Works with a REPORT BACK Regarding
**** SIDEWALKS Along NORTH STREET I-74 OVERPASS, with Recommendation to
 Receive and File.**

Council Member Sandberg distributed copies of photographs of barricades blocking sidewalks on the I-74 overpass near Peoria Central High School to all members of the Council.

Council Member Sandberg expressed concern that pedestrians were unable to access the sidewalks on the overpass because barricades were blocking them. He said this situation had existed for quite some time and he requested that the situation be resolved. He also expressed concern that City Staff had not resolved the problem sooner.

Council Member Sandberg moved to receive and file the Report Back regarding Sidewalks along North Street I-74 Overpass; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

**(03-261) Communication from Corporation Counsel Requesting Approval of the
SPRINGDALE CEMETERY MANAGEMENT AUTHORITY EIGHT-MONTH
OPERATING BUDGET.**

Council Member Thetford gave a brief history of the intergovernmental agreement to provide for the ownership and preservation of Springdale Cemetery. She said Springdale Cemetery was now in public ownership which had occurred through private and multi-governmental assistance. She thanked each group and individual who had played a role in achieving this accomplishment, which included State of Illinois Comptroller Dan Heinz, Judge Dick Eagleton, Mr. Jim Baldwin, Mr. Al Andrews, and the Springdale Historic Preservation Foundation.

Council Member Thetford moved to grant Privilege of the Floor to those who wished to address the Council regarding this issue; seconded by Council Member Grayeb.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to those who wished to address the Council.

Mr. Jim Baldwin, 5740 N. University, discussed the Cemetery's eight-month budget. He said the budget included a 200% increase in sales, and there would be no direct financial subsidy from the City, County or Park District. He said the technical support of those entities had been invaluable. On behalf of the families of over 78,000 people buried at Springdale Cemetery, he thanked the City Council for their support. He gave a brief history of obtaining the transfer of title, which finally occurred on May 12, 2003. He distributed a copy of a brochure that would be distributed to those who visited Springdale Cemetery on Memorial Day. He further discussed renovations that were planned and he introduced the new General Manager, Fred Dudis.

Mr. Bob Wilton, 3213 N. Knoxville Avenue, thanked the Council for their support. He also thanked the support of those who had family members buried at Springdale Cemetery and all the volunteers.

Following further discussion, Council Member Thetford moved to approve the Springdale Cemetery Management Authority Eight-Month Operating Budget; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

- (03-262) A. **Communication from Director of Economic Development Recommending Adoption of an ORDINANCE Creating the PEORIA MEDICAL AND TECHNOLOGY DISTRICT, Requesting Authorization for the Administration to Take Necessary Steps to Implement the Provisions of the Ordinance, and Directing Staff to Begin Work on Amendments to the Zoning, Planning and Subdivision Ordinances, based upon the Commission's Powers within the District, AND with Communication from Corporation Counsel Regarding SUPPLEMENTAL INFORMATION.**
- B. **Communication from At-Large Council Member Gary V. Sandberg Regarding the MED-TECH BIO SCIENCE RESEARCH DISTRICT with a Request to Direct the City Administration to DEVELOP A REVISED ORDINANCE within the Concepts of the Moss Bradley Neighborhood Association; and to Modify the Existing Comprehensive Plan of the West Bluff and West Main Street Corridor as Outlined.**

Corporation Counsel Randy Ray distributed a copy of a revised Page 13 for Ordinance "A" to all members of the City Council.

A letter of support from the Christian Family Center Church, 1800 W. Bradley Avenue, and a letter in opposition from The Arbor District Neighborhood Association was distributed to all members of the City Council.

Mayor Ransburg said he would abstain from the discussion and the vote because he was a Board Member for Bradley University and Methodist Medical Center. He requested that Mayor Pro Tem Morris assume the Chair.

Council Member Teplitz moved to adopt Ordinance "A" creating the Peoria Medical and Technology District, as amended, inserting the paragraph "Provided, however, that no activity listed within this subsection (3)(i) shall take place in an area identified either as a stabilized residential area or a residential area to be stabilized in the Master Plan, except for those activities listed in sections (1), (10) and (11) above." on Page 13, authorizing the Administration to take necessary steps to implement the provisions of the Ordinance, and direct Staff to begin work on amendments to the Zoning, Planning and Subdivision Ordinances, based upon the Commission's powers within the District, and receive and file the communication from Corporation Counsel regarding Supplemental Information; seconded by Council Member Turner.

Corporation Counsel Randy Ray gave a brief overview of Ordinance "A" and he outlined the make-up of the nine Medical and Technology District Commission voting members. He added the proposed Ordinance would grant powers for the Commission to make recommendations to the City Council and provided that the Commission could, in some cases, take over within the District the powers of the Zoning, Planning Commissions and Zoning Board of Appeals. He said the Commission would review and would approve building permits for developments in excess of \$350,000. He added the Advisory Council would prepare a Comprehensive Master Plan for the District. He said, within the West Main Street Corridor, the primary planning focus would be on institutional, commercial, and technical development; and within the residential neighborhoods, the focus would be on revitalization and conservation. He also stated, the Ordinance would allow the Commission to recommend redevelopment areas and would become effective immediately, and the Ordinance would not amend or modify any City Code dealing with historic preservation or institutional plans.

Council Member Teplitz moved to grant Privilege of the Floor to those who wished to address the Council; seconded by Council Member Turner.

Hearing no objections, Mayor Pro Tem Morris granted Privilege of the Floor to those who wished to address the Council.

Interim City Manager Bern Ewert said he was impressed to hear the numbers of research dollars involved and the strength of the medical community in the vision that had come out of the educational and medical fields, and neighborhoods of the City. He said the revitalization and creation of neighborhoods, as well as the creation of jobs in new industry, was an important issue and he felt Peoria had an opportunity to move forward in enhancing its reputation through the proposed Ordinance.

In discussion, Council Member Sandberg questioned Taxing Districts Capital Costs on Page 32 of the proposed Ordinance.

Mr. Jack Teplitz, 240 N. E. Randolph, Attorney, said he was principally involved in drafting the proposed Ordinance and he explained the definitions, which were taken out of the State Statutes. He said if there was funding available to the City, from whatever source, it could pay for capital costs of a taxing district incurred by the taxing district as a result of the redevelopment.

In discussion with Council Member Spears regarding how Mr. Teplitz came to be involved in writing the proposed Ordinance, Mr. Teplitz explained he was requested by the Mayor and others to review the issues involved in establishing a medical/technical district, and he said he volunteered his time working with a group to draft the proposed Ordinance.

In discussion with Council Member Spears regarding his concern that the Mayor, who had a conflict of interest and could not Chair this portion of the meeting, had initiated the process, Corporation Counsel Randy Ray said he did not feel there was impropriety involved. He said the Mayor did not participate in the debate and after the possibility of a conflict was mentioned, he immediately stepped down.

Mr. Teplitz said he received no direction from the Mayor as to what language should or should not be included in the proposed Ordinance. He said he took it upon himself to research the State Statutes. He said he only dealt with City Staff and neighborhood people.

Council Member Spears questioned how the members of the Commission would be appointed if the Mayor had a conflict of interest. He said if another Mayor was elected in the future, the next Mayor, if there was not a conflict, could make the appointments to the Commission.

Corporation Counsel Randy Ray explained in the event the Mayor was unable to act, then the Mayor Pro Tem would bring nominations before the Council.

In further discussion with Council Member Spears, Corporation Council Ray confirmed both the Commission and the Advisory Council would fall under the Open Meetings Act.

In discussion with Council Member Nichting, Corporation Counsel Randy Ray said the Council had to approve work plans and budgets of the Commission so the Commission would not be empowered to take out a loan without a source of repayment.

Interim City Manager Bern Ewert stated that the City Council would have the power to designate a financial agent and the Finance Director could be that financial agent.

In further discussion with Council Member Nichting, Corporation Counsel Randy Ray said the Commission would have to hold Public Hearings, and would fill the role of the Zoning Commission. He added provisions would have to be made for someone to take minutes of the meetings. He said numerous Public Hearings would be held prior to a Master Plan being adopted.

In discussion with Council Member Ardis, Director of Planning and Growth Management Wayne Anthony said a problem could result when citizens had to go through a certain process and they had to determine which Commission they needed to work with. He said he felt this could be confusing and problematic. He said in order to maintain some consistency in decisions, one Commission should be used. He said he was also concerned that there would not be enough Staff support to staff all the Commissions.

Council Member Ardis said he hesitated to operate outside the Commission structure that was already in place.

Director Anthony said his department could take on an additional Commission but his Staff would not be able to perform at the same levels as in the past. He said some projects would need longer time frames and adjustments would have to be made to the work levels. He said his department had been working to make every task more efficient but it was getting to the point where work levels were already strained.

In further discussion, Council Member Sandberg expressed concern that none of the maps identified blighted, stabilized or residential areas that would be conserved. He questioned if the map followed the current land use plan.

Interim City Manager Bern Ewert said there was nothing in the proposed Ordinance that changed the zoning of the Comprehensive Plan. He said the Ordinance directed that a Master Plan would be developed and ultimately brought back to Council for their approval. He said if there were any changes to the Comprehensive Plan, the Council would be notified and those recommendations would be explained and justified.

In further discussion with Mayor Pro Tem Morris, Interim City Manager Bern Ewert confirmed that the proposed Ordinance was not creating a TIF for this project.

Dr. Richard Lister, 408 Ravinswood Road, discussed the vision of PeoriaNEXT. He further discussed entering into a new economy with the manufacturing economy in the country coming to a close. He read a unanimously drawn up statement from the Board of PeoriaNEXT reaffirming their commitment to the Medical and Technology District.

Mr. Jim McConoughey, CEO of Heartland Partnership, discussed other cities who developed Medical and Technical Districts. He encouraged the Council to support the District for the redevelopment and he felt the corridor would be a valuable asset to the community.

Mr. Steve Shostrom, owner of a business at 700 W. Main, spoke in support of the proposed plan and the district. He said he felt the plan had substance and he expressed concern regarding the affect the deterioration of Main Street had on the adjoining neighborhoods. He said he felt the plan would positively impact the surrounding neighborhoods and the City.

Mr. Dale Bargman, 500 W. Main Street and President of the West Main Redevelopment Association, spoke in support of the proposed Ordinance. He said he felt the new District should include the business corridor and the surrounding neighborhoods.

Mr. Sam Eid, 1245 W. Main Street, owner of One World Café and he expressed concern how the future plan would affect their business. He said he supported revitalization, but he was concerned that his business would be displaced.

Dr. Tim Vega, member of the Randolph-Roanoke Area and owner of a small business, spoke in support of the proposed revitalization of the neighborhood and the proposed District.

Mr. David Wagner, resident of Atlanta, Georgia, said he grew up in neighborhoods in the West Bluff and he spoke in support of the proposed redevelopment. He urged the Council to retain the older neighborhood environment in the plan but he was concerned about loop holes in the proposed Ordinance that could negatively affect neighborhoods in the future.

Mr. Tony Cazzato, 1222 N. Parkside Drive, spoke in support of allowing the neighborhoods to remain that were near the downtown area. He spoke in support of the overall project and urged the Council to support the proposed Ordinance.

Mr. Phil Lockwood, Co-Founder of a business on West Main Street, discussed his business and his intentions to operate from that area. He said his clients were from all parts of the world but he stayed in Peoria because of the neighborhoods and these kinds of opportunities which were available in Peoria.

Ms. Lee Mehl, 1216 N. Elmwood, said her homeowners association was unfortunately just outside the proposed district. She spoke in support and urged the Council to give their support also.

Mr. Todd Dennhardt, 311 W. Armstrong, President of the West Bluff Neighborhood Housing Service and owner of Sam Harris Uniforms spoke in support of the proposed Ordinance and District.

Mr. Armond Ciota, 913 N. Maplewood, Vice- President of the Arbor District Homeowners Association, said his association opted not to participate in the District. He said they supported the redevelopment of Main Street but were concerned about the surrounding neighborhoods.

Mr. Nathan Wagner, 919 N. Cooper, said he supported the concept of a Medical and Technology District but he did not feel the proposed Ordinance was the right one. He said a different vision was needed or a revision to the present one.

Mr. Michael Levan, 1212 N. E. Monroe, said he saw the need for Peoria to attract new jobs. He indicated he felt the City had too many TIF districts and could not support another one.

Ms. Kathleen Teegarden, 1102 N. Flora, said the Flora-Ellis Neighborhood Association supported the proposed Ordinance.

Mr. Mike Bushell, 601 High Street, said the majority of the families who lived on High Street was in favor of the proposed Ordinance.

Mr. Floyd Nolan, 1332 Machin Avenue, said the proposed redevelopment would assist in paying for new sidewalks and other improvements to neighborhoods.

Mr. William Gilbert, 1202 N. Parkside Drive, President of the Uplands Residential Association and he said the association opted out of the District, but he requested that the opportunity to be left open in case the neighborhood felt differently in the future.

Mr. Larry Toner, 1216 S. W. Adams, spoke in support of a Medical and Technology District, but he indicated he did not feel the West Bluff area was the best choice for the location.

Mr. Dave Wentworth, 1528 W. Moss, member of the Moss-Bradley Homeowners Association and the West Bluff Council, referred to the Ordinance and discussed one of the main purposes was to expand and develop academic centers of excellence. He said he wanted something in the Ordinance that would protect the neighborhoods. He said his neighborhood organization attempted to add various provisions to the Ordinance, and some protections were placed in the Ordinance, but a great majority of the protections were not added. He stated, based on the fact that the Ordinance needed to move forward and that the door would always be open for text change later, the neighborhood organization opted to stay out of the District. He said the University East Neighborhood Organization also opted out, but managed to make some changes to the proposed Ordinance. He said there was some agreement to the working framework and he said it was the neighborhood's desire to be involved from the beginning and they would still like to be able to come back to the Council at a later date.

Mr. Jim Maloof, former Mayor, spoke in support of the proposed Ordinance and he urged the Council to garner their support as well. He said he felt this was a historical moment much like the development of the Civic Center. He said he was concerned about the amount of area involved, but he had witnessed the two largest hospitals in the City begin to work together toward a common goal and great accomplishment.

Council Member Spears spoke in support of the proposed Ordinance but he felt that Ordinance "B" which created the district in a smaller scope was a better option. He said he felt some of the areas of the proposed larger district would be negatively impacted.

Council Member Sandberg distributed two maps to all members of the City Council which suggested a smaller district. He said many speakers had referred to this project as a collaborative project but he felt that several of the areas had not been contacted for their input, such as the East Bluff NHS and other associations. He added that many of the neighborhoods included in the proposed larger area had no relationship with the Main Street Corridor Redevelopment and would have nothing to gain. He said he did not feel the proposed Ordinance should be voted on at this meeting. He referred to so called blighted and conservation areas and questioned where those areas were located on the larger district map. He said this proposal would impact property rights and zoning changes that may or may not be approved by the District Commission because they were not medically related businesses. He said these things should be flushed out at the Planning Commission level.

Council Member Sandberg moved for a substitute motion to direct the City Administration to develop a revised Ordinance within the concepts of the Moss Bradley Neighborhood Association; and to modify the existing Comprehensive Plan of the West Bluff and West Main Street corridor as outlined in the communication proposed by Council Member Sandberg; seconded by Council Member Spears.

Council Member Sandberg explained the intent of his motion was to shrink the boundaries to Main Street, from Russell to Windom Streets, from Kumpf Boulevard up to Bradley University and those institutions which currently had institution plans could all be included. He added the School of Medicine should be included in the district.

Council Member Grayeb discussed his childhood growing up in the West Bluff and he expressed concern with the substitute motion.

In discussion with Council Member Ardis questioning if the Administration embraced the Commissions functions as outlined, Interim City Manager Bern Ewert stated he did not see a problem because ultimately the City Council would still make the final decisions and there was nothing that under cut their authority. He said the proposed plan provided lift and expansion to one of the most powerful areas of land in the area. He urged the Council to support the creation of the new district.

Council Member Ardis spoke in support of the substitution motion because he felt there would be more neighborhood support for a smaller area and the plan would still work.

Council Member Gulley indicated he felt a smaller area worked against the unity of the project. He said he felt if the neighborhoods were removed from the equation, direction and some opportunities would be lost.

Council Member Nichting said he supported the substitute motion because he felt the focus should be more narrow and redevelopment would positively affect the surrounding neighborhoods.

Motion for a substitute motion to direct the City Administration to develop a revised Ordinance within the concepts of the Moss Bradley Neighborhood Association; and to modify the existing Comprehensive Plan of the West Bluff and West Main Street corridor as outlined in the communication proposed by Council Member Sandberg was DEFEATED by roll call vote.

Yeas: Ardis, Nichting, Sandberg, Spears - 4;

Nays: Grayeb, Gulley, Teplitz, Thetford, Turner, Mayor Pro Tem Morris - 6;

Abstention: Mayor Ransburg - 1.

Motion to adopt ORDINANCE NO. 15,473 creating the Peoria Medical and Technology District, as amended inserting the paragraph "Provided, however, that no activity listed within this subsection (3)(i) shall take place in an area identified either as a stabilized residential area or a residential area to be stabilized in the Master Plan, except for those activities listed in sections (1), (10) and (11) above." on Page 13, authorizing the Administration to take necessary steps to implement the provisions of the Ordinance, and direct Staff to begin work on amendments to the Zoning, Planning and Subdivision Ordinances, based upon the Commission's powers within the District, and receive and file the communication from Corporation Counsel Regarding Supplemental Information was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Teplitz, Thetford, Turner, Mayor Pro Tem Morris – 7;

Nays: Nichting, Sandberg, Spears – 3;

Abstention: Mayor Ransburg - 1.

RECESS

Mayor Ransburg called for a recess at 10:11 P.M.

The Council concurred.

RECONVENING OF THE CITY COUNCIL

City Clerk Mary L. Haynes determined the following Council Members were present: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11; Absent: None.

The City Council reconvened at 10:15 P.M.

(03-263) Communication from Finance Director/Comptroller Recommending Adoption of the Following:

A. ORDINANCE Amending the BUDGET for Fiscal Year 2003 Relating to the COST OF REAPPRAISAL of LAND ACQUISITION for the STADIUM PROJECT;

Council Member Spears requested that the two Ordinances be voted separately. The Council concurred.

Council Member Nichting said he would be abstaining from the vote because of the close proximity of his business to the location of the Ball Stadium

Council Member Turner moved to adopt the Ordinance amending the Budget for fiscal year 2003 relating to the cost of reappraisal of land acquisition for the Stadium Project; seconded by Council Member Grayeb.

Council Member Sandberg questioned if there were related and associated expenses which were not acquisition matters related to the Stadium Project.

Director of Economic Development Dave Dobson reported the proposed Ordinance would conclude all acquisition activity. He said he was unaware of any Public Works issues.

Council Member Sandberg indicated he would not support the proposed Ordinance because he did not feel the \$24,331 should be taken from the Capital Fund.

Discussion was held regarding using the Capital Fund for this expenditure and several Council Members indicated they could not support the proposed Ordinance.

In discussion with Council Member Ardis, Interim City Manager Bern Ewert said this was a legitimate capital expenditure that had to be paid, and Corporation Counsel Randy Ray indicated if the payment could be delayed, which had been calculated for May 14, 2003, it would cost an additional \$19.45 per day or about \$130.00.

Discussion was held regarding whether or not this item should be deferred. Council Member Grayeb expressed concern that it seemed unclear as to which account this item should be paid from. He withdrew his second to the motion.

Council Member Thetford seconded the motion.

Motion to adopt ORDINANCE NO. 15,474 amending the Budget for fiscal year 2003 relating to the cost of reappraisal of land acquisition for the Stadium Project was approved by roll call vote.
Yeas: Gulley, Morris, Teplitz, Thetford, Turner, Mayor Ransburg – 6;
Nays: Ardis, Grayeb, Sandberg, Spears - 4;
Abstention: Nichting - 1.

B. ORDINANCE Amending the BUDGET for Fiscal Year 2003 Relating to POLICE AND PAWS GRANTS.

Council Member Nichting moved to adopt the Ordinance amending the Budget for fiscal year 2003 relating to Police and Paws Grants; seconded by Council Member Thetford.

ORDINANCE NO. 15,475 was approved by roll call vote.
Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;
Nays: None.

UNFINISHED BUSINESS

(03-239) REQUEST for the ORDINANCE Regarding THREATS TO PUBLIC SAFETY, which had been Adopted by Bloomington to be Brought Before the Council for their Consideration.

Council Member Thetford said she had requested that the Corporation Counsel bring forward an Ordinance that was adopted by the Bloomington City Council regarding threats to public safety. She urged the Administration to bring the Ordinance before the Council for consideration in the near future.

Council Member Grayeb said this would be a logical an extension of the Chronic Nuisance Ordinance and he said there was input from the City of Bloomington when the Ordinance was passed a few years ago. He said he looked forward to reviewing the Ordinance.

(03-113) UPDATE Regarding INSTALLATION of the HIGH SPEED INTERACTIVE NOTIFICATION SYSTEM.

Council Member Grayeb referred to the bad weather and tornadoes that swept the area over the past weekend, and he requested that ESDA Director Kay Harmon provide an update of the new notification system.

ESDA Director Kay Harmon said the data base and computers had arrived and she reported on May 28, 2003, she would be meeting with all parties involved in the project to review protocol and procedures to make sure the system was up to date. She added that training would be scheduled for those who would be utilizing the system. She said the new system would allow her department to make 500 calls a minute rather than being limited to eleven 30-second calls.

In further discussion, Interim City Manager Bern Ewert reported that the City of Peoria made calls to other communities offering mutual assistance but none were needed at the time.

Fire Chief Roy Modglin indicated he received a call on Saturday night from Morton who needed a certified Structural Collapse Team. He explained that the City of Peoria did not have a certified team but they had a heavy rescue squad, which they offered to Morton but evidently it was not what Morton needed. He said the City of Peoria was in the process of equipping and training a technical rescue team dealing with high angle rescue, collapse, trench rescue, etc. He added his department had applied for federal appropriation money for technical equipment, which would include radios that would allow Fire and Police to communicate more effectively, and other grants had been applied for, so there were three or four different ways they were attempting to obtain funding for these expensive radios and equipment.

Council Member Grayeb requested that the Council be kept informed regarding this issue.

NEW BUSINESS

(03-264) REQUEST for REPORT BACK Regarding LIGHTS Spilling Over at the St. JAMES APARTMENTS and the NEW BRADLEY UNIVERSITY TENNIS COURTS, and How It Related to the Zoning Ordinance.

Council Member Sandberg said a number of years ago, the City Council approved a Master Institutional Plan for Bradley University and he said some residents were concerned about the lights spilling over at the St. James Apartments and the new tennis courts. He requested a report back that would examine those two potential concerns and violations with respect to conformity with the Zoning Ordinance. He said if there were found to be violations, he questioned what had been done to resolve this situation.

COMMENTS REGARDING NEIGHBORHOOD CLEAN-UP

Council Member Turner said on April 26, 2003, a Neighborhood Clean-up was organized and the traveling trophy would go to Carol Holford.

(03-265) REQUEST for DISCUSSION Regarding COUNCIL RULES be Placed on the Next Council Agenda.

Council Member Ardis moved to place an item on the next Council Agenda relating to Council Rules; seconded by Council Member Sandberg.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

(03-266) REQUEST from CITIZENS to Address the CITY COUNCIL Regarding VARIOUS ISSUES.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to those who wished to address the Council.

Ms. June Moore, 409 W. Millman, said the roof caved in on the grocery store at 1825 Lincoln Avenue. She requested her District Council Member to see that the repairs were performed in a quality manner.

Mr. Roger Sparks, 1412 W. Glen, referred to a permit that would be considered by the Council, and it was his understanding the YWCA building on Willow Knolls would not be initially handicap accessible. He requested that the Council reject any permit that indicated that the building would not be handicap accessible from the beginning.

Ms. Levita Ricca, 711 S. Greenlawn, expressed concern regarding the possible reduction of City services to residents due to the proposed budget cuts. She said usually when services were dropped, the South side felt the impact more than other areas.

EXECUTIVE SESSION

(03-267) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent.

Council Member Nichting moved that the City Council go into Executive Session to Discuss 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 11;

Nays: None.

ADJOURNMENT

Council Member Nichting moved to adjourn the Council Meeting; seconded by Council Member Morris.

Approved by viva voce vote.

The Council Meeting adjourned at 10:55 P.M.

bb

Mary L. Haynes, MMC
City Clerk of Peoria, Illinois