

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

Council Chambers, Peoria, Illinois, August 27, 2002, a Regular Meeting of the City Council was held this date at 6:15 P.M., at City Hall, 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, Teplitz, Thetford, Turner, Mayor Ransburg – 11; Absent: None.

INVOCATION & PLEDGE OF ALLEGIANCE

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

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: WEST BLUFF COUNCIL: SPECTACLE OF STRIPES DAY –
September 1, 2002

PRESENTATION: HONOR OUR HEROES AT O'BRIEN FIELD – September 11, 2002.

MINUTES

Council Member Nichting moved to approve the Minutes of the Regular City Council Meeting and Executive Sessions held on August 20, 2002, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE.**

- (02-587) **BID for the NIAGARA PARKING DECK FAÇADE REHABILITATION,**
* **Recommending the Low Bid of J.J. BRAKER, in the Amount of \$63,000.00.**
- (02-588) **PAYMENT ESTIMATES FOR PUBLIC IMPROVEMENT PROJECT – ALLEN**
ROAD IMPROVEMENT (from Park 74 Drive to just N. of Illinois Route 6) (PCC
widening, bituminous base course and base course widening, bituminous
resurfacing, storm sewers, earthwork, traffic signals and other miscellaneous work.)
- P.J. HOERR, INC. – PAY ESTIMATE #3: \$183,754.92; TOTAL
AUTHORIZATION APPROVED: \$183,754.92. (FOR INFORMATION ONLY)

- (02-589) **PAYMENT ESTIMATES FOR PUBLIC IMPROVEMENT PROJECTS – W. BARKER AVENUE ORNAMENTAL STREET LIGHTING IMPROVEMENT (Western Ave to Duryea Place) [District 2] (Installation of City-standard ornamental street lighting system along with all necessary adjustments & appurtenances.) OBERLANDER ELECTRIC - PAY ESTIMATE #1: \$46,067.18; N. WOODBINE TERRACE ROADWAY IMPROVEMENT (Newman Parkway to Cul-de-sac) [District 4] (Removing existing gutter, curb and gutter, sidewalk, and driveway approaches, and constructing p.c.c. combination curb and sidewalk, gutter flag, driveway pavement, and a 1.5” bituminous concrete overlay.) P.A. ATHERTON CONSTRUCTION CO. - PAY ESTIMATE #1: \$51,134.42; TOTAL AUTHORIZATION APPROVED: \$97,201.60. (FOR INFORMATION ONLY)**
- (02-590) **PAYMENT ESTIMATE FOR PUBLIC IMPROVEMENT PROJECTS – US ROUTE 150 BRIDGE OVER ILLINOIS ROUTE 6 (Widening of existing structure, addition of drainage scuppers, embankment, formed concrete repairs, epoxy crack sealing and microsilica overlay.) OTTO BAUM COMPANY INC. - PAY ESTIMATE #5: \$87,332.72; 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 #5: \$1,575,995.79; TOTAL AUTHORIZATION APPROVED: \$1,663,328.50.(FOR INFORMATION ONLY)**
- (02-591) **Communication from ESDA Director, Information Systems Director and Police Superintendent Requesting Authorization to Approve the SOLE SOURCE PURCHASE of SOFTWARE from ADSi for LAPTOP REPORTING/COMPUTER AIDED DISPATCH INTERFACE, in the Amount of \$278,500.00.**
- (02-592) **Communication from Information Systems Director Requesting Authorization to PURCHASE the FIBER OPTIC CABLE, in the Amount of \$15,334.00, from CRESCENT ELECTRIC.**
**
- (02-593) **SITE EXPANSION for a SUBCLASS 1A (2:00 A.M.) LIQUOR LICENSE for 7805 N. UNIVERSITY, with Recommendation of Liquor Commission to Approve.**
- (02-594) **MFT AUDIT REPORT NO. 66 for the Period Beginning January 1, 1997, and Ending December 31, 1997, from the Illinois Department of Transportation. Dated August 22, 2002. (On file in the City Clerk’s Office for your review.)**
- (02-595) **REPORTS:**
- *** **A. Communication from Finance Director/Comptroller Regarding JUNE 2002 REVENUE AND OPERATING EXPENDITURE REPORT. (For Information Only)**
- **** **B. Communication from Finance Director/Comptroller Regarding JULY 2002 REVENUE AND OPERATING EXPENDITURE REPORT. (For Information Only)**
- C. PEORIA PUBLIC LIBRARY FINANCIAL REPORT – June 30, 2002.**
- D. PEORIA PUBLIC LIBRARY STATISTICAL REPORT – June 30, 2002.**

E. PEORIA PUBLIC LIBRARY FINANCIAL REPORT – July 31, 2002.

F. PEORIA PUBLIC LIBRARY STATISTICAL REPORT – July 31, 2002.

CONSIDERATION OF REPORT BACKS as Follows:

(02-468) REPORT BACK Regarding the CHARRETTE CONTRIBUTIONS.

(02-576) REPORT BACK Regarding BUDGETED POSITIONS. (For Information Only)

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

Council Member Nichting requested that Item Nos. 02-592, and 02-595 A and B be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested that Item No. 02-587 be removed from the Consent Agenda for further discussion.

Item Nos. 02-587 through 02-595, 02-468 and 02-576 (excluding Item Nos. 02-587, 02-592 and 02-595 A and B 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.

**(02-587) BID for the NIAGARA PARKING DECK FAÇADE REHABILITATION,
* Recommending the Low Bid of J.J. BRAKER, in the Amount of \$63,000.00.**

In discussion with Council Member Sandberg, Director of Public Works Steve Van Winkle indicated that the parking deck was eleven years old and the needed repairs were discovered in October, 2001.

Council Member Sandberg said it was his understanding that a special consultant was hired to provide value engineering and life cycle costing. He requested a report back regarding this issue and to determine if special consultants were hired by the City.

Director Van Winkle explained his attempt to hold the architect and/or the developer responsible for recovery of these costs, if the needed repair was part of the design or the construction.

In further discussion with Council Member Sandberg, Corporation Counsel Randy Ray said there was a Statute of Repose for construction projects of ten years. He said there were some exceptions such as if warranties exceeded the ten years, or there was fraudulent concealment but if a defect was discovered after the ten years, there would be no cause for action. He said, there may be exceptions, but the City would be up against that ten year limitation.

Council Member Sandberg expressed concern that the taxpayers would have to pay for these costs. He pointed out that parking decks had a net loss each year of approximately \$1.5 million, which he said represented 30 employee positions.

Director Van Winkle said, if the City could hold the architect or the developer responsible for these repairs, he would do so.

Corporation Counsel Ray further explained that if a defect was discovered in the ten years of repose, then there was a four year Statute of Limitations, so an eleven month delay would not prohibit any action.

Council Member Nichting moved to accept the low bid for the Niagara Parking Deck Façade rehabilitation, in the amount of \$63,000.00, of J.J. Braker; seconded by Council Member Thetford.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Spears, Teplitz, Thetford, Turner, Mayor Ransburg - 10;

Nays: Sandberg - 1.

**(02-592) Communication from Information Systems Director Requesting Authorization to
** PURCHASE the FIBER OPTIC CABLE, in the Amount of \$15,334.00, from
 CRESCENT ELECTRIC.**

Council Member Nichting referred to the Code Enforcement Building on Jefferson Street, and he said to continue to occupy this building after the significant cuts and reorganization in personnel that had been made would be an injustice to taxpayers. He questioned when the building would be closed.

City Manager Michael McKnight explained this issue would be discussed during the 2003 Budget process so it could be determined by the Council whether or not the building would be closed. He said this was the reason the building would not be wired now.

Council Member Grayeb moved to authorize the purchase of fiber optic cable, in the amount of \$15,334.00, from Crescent Electric; seconded by Council Member Teplitz.

Approved by roll call vote.

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

Nays: None.

(02-595) REPORTS:

***** A. Communication from Finance Director/Comptroller Regarding JUNE 2002
 REVENUE AND OPERATING EXPENDITURE REPORT. (For
 Information Only)**

****** B. Communication from Finance Director/Comptroller Regarding JULY 2002
 REVENUE AND OPERATING EXPENDITURE REPORT. (For
 Information Only)**

Council Member Nichting expressed concern that within the thirty days between these two reports, total operating expenditures for the Budget had fallen from 8% to 6%. He pointed out that there was still one-third of the year left, and he questioned if projected obligations would be met by the end of 2002.

City Manager Michael McKnight said on the expenditure side, he felt projections were looking good, but on the revenue side, the State's portion was \$4 million under budget.

Council Member Nichting expressed concern that targeted numbers and assumptions relating to layoffs and early retirement were shrinking. He questioned if the target would be achieved.

Mr. McKnight stated that the numbers were on track.

In discussion with Council Member Spears regarding revenues, Finance Director/Comptroller Ellie Hogan explained the handling of the sewer fund and the decrease in parking fees.

In further discussion with Council Member Spears regarding \$337,000 in loan repayments and his question if any foreclosures were in process, Director Hogan indicated there was one in process, but the remainder had not been addressed.

Corporation Counsel Randy Ray explained that he would report back to the Council regarding this issue in an upcoming Executive Session. He confirmed there was at least one large collection that was being pursued.

Council Member Spears moved to receive and file the Revenue and Operating Expenditure Reports for June and July, 2002; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

REQUEST TO MOVE AGENDA ITEM

Council Member Thetford moved to move Item No. 5 on the Council Agenda forward to be discussed at this time; seconded by Council Member Morris.

Motion to move Agenda Item No. 5 forward was approved by roll call vote.

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

Nays: None.

(02-596) Communication from Director of Inspections and Animal Shelter Director with ORDINANCE Amending CHAPTER 4 of the Code of the City of Peoria Relating to ANIMALS AND FOWL Addressing Nuisance Complaints Regarding Animals.

Council Member Thetford moved to defer this item for three weeks until the September 17, 2002, Council Meeting; seconded by Council Member Teplitz.

Motion to defer this item until the September 17, 2002, was approved by roll call vote.

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

Nays: None.

(02-597) Communication from Superintendent of Police, Director of Planning and Growth Management, Director of Inspections, Assistant Corporation Counsel and Animal Shelter Director with Recommendations Pertaining to the PROBLEM PROPERTY RESPONSE TEAM, URBAN TASK FORCE, and NEIGHBORHOOD ENHANCEMENT ACTION TEAM, with Recommendations.

Council Member Teplitz explained the recommendations which would be a more efficient way to deliver services to the older neighborhoods. She added the Police would provide backup for the representatives of the other departments involved.

Council Member Teplitz moved to adopt the recommendations, as outlined in the communication, pertaining to the Problem Property Response Team, Urban Task Force and Neighborhood Enhancement Action Team, and to receive and file the attached report; seconded by Council Member Grayeb.

Council Member Sandberg expressed concern that the Problem Property Response Team still involved several different City departments, and the Neighborhood Enhancement Action Team was made up of similar departments. He suggested that in order to make the program leaner, the program should be

condensed to lowest common denominator for efficiency and responsibilities should be assigned on that basis. He indicated he felt there were still duplications in services.

Council Member Thetford explained responsibilities were divided differently. She suggested that in addition to these groups dividing responsibilities, she felt it was important that the Neighborhood Enhancement Action Team work with the Weed and Seed Program. She said it was not mentioned in the recommendation but there were tools in the Weed and Seed Program that were not available to the City, as a City.

Council Member Gulley suggested that once the process was developed that it should be communicated to the Council so the Council would understand how everything coordinated. He added this program needed to be placed on a high priority list.

Council Member Nichting said the Weed and Seed Program was site specific or the program would be in violation.

Following further discussion, Council Member Ardis agreed there were neighborhood problems. He said one of the problems was that on many occasions when the Police made good arrests in neighborhoods to alleviate criminal activity, the criminals were not prosecuted. He said there was much frustration within the Police Department regarding this issue. He said he wanted the Police to remain active in neighborhoods and he also wanted the criminals to be prosecuted. He suggested that the system needed to be reviewed.

Motion to adopt the recommendations, as outlined in the communication, pertaining to the Problem Property Response Team, Urban Task Force and Neighborhood Enhancement Action Team, and to receive and file the attached report was approved by roll call vote.

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

Nays: None.

(02-598) Communication from Director of Public Works and Director of Economic Development Regarding the BANNER PROGRAM, with Recommendations.

Council Member Ardis moved to defer this item for two weeks until the September 10, 2002, Council Meeting; seconded by Council Member Turner.

Council Member Sandberg requested a reconciliation of banner issues as they related to signage and zoning ordinances when this came back before the Council.

Council Member Nichting requested that future discussion include the costs involved with the private sector given that the position was eliminated in the Budget. He said he would like to know how the private sector would handle this if it was privatized 100%.

Council Member Morris said he knew that banners were used in certain parts of the City and he requested that future discussion include other areas that banners would be appropriate for decorative or promotional purposes as well.

Motion to defer this item until the September 10, 2002, was approved by roll call vote.

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

Nays: None.

(02-599) Communication from Corporation Council Regarding the Following: (Refer to Item No. 02-491)

A. RESOLUTION Pertaining to TAKE-HOME CITY VEHICLES, with Staff Recommendation to DENY;

Council Member Nichting said he felt there was a need for Council discussion regarding this issue.

Corporation Counsel Randy Ray said, if take-home vehicles remained a part of the City workforce, employees would be required to acknowledge receipt of the policy but also expressly state that they understood and had been told they would not be insured or indemnified by the City for personal use of a City vehicle.

Council Member Nichting said this entire issue should be discussed in a Policy Session.

In discussion with Council Member Turner, Corporation Counsel Randy Ray said the issues needed to be separated. He said the Council voted to bring back a Resolution for their consideration. He said the purpose of Item B was for discussion purposes. He also pointed out that all prior take-home vehicle policies had been initiated by the City Manager, but input from the Council would certainly be accepted.

Council Member Nichting expressed concern that it appeared to him that the Council did not want to discuss this issue.

Council Member Nichting moved to defer this item for two weeks until the September 10, 2002, City Council Meeting; seconded by Council Member Spears.

Motion to defer was DEFEATED by roll call vote.

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

Nays: Grayeb, Gulley, Morris, Teplitz, Thetford, Turner, Mayor Ransburg - 7.

Council Member Teplitz moved to deny the Resolution pertaining to Take-Home City Vehicles; seconded by Council Member Turner.

Motion to DENY the Resolution was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Teplitz, Thetford, Turner, Mayor Ransburg - 8;

Nays: Nichting, Sandberg, Spears - 3.

B. REPORTS from City Departments Concerning Their Needs for TAKE-HOME VEHICLES, the POLICIES OF OTHER COMMUNITIES Regarding TAKE-HOME VEHICLES, and the PROPOSED TAKE-HOME VEHICLE POLICY, with Recommendation to Receive and File.

Council Member Teplitz moved to receive and file the reports from City Departments concerning their needs for Take-Home Vehicles, the policies of the communities regarding take-home vehicles, and the proposed Take-Home Vehicle Policy; seconded by Council Member Morris.

Discussion was held regarding how the Council should proceed.

In discussion with Council Member Sandberg, Corporation Counsel Ray said the policy, as drafted, for a Police or Fire employee who would have some personal use allowed, the Policy would not prohibit taking the vehicle to a second job per se, but the employee would have to have an insurance rider. He said Council input would be appreciated and he felt it was worth discussion.

Council Member Sandberg said he could not support any policy which allowed off-duty not-paid-by-the-City work and workers to use City vehicles. He said he felt employees should take their personal vehicles to their part-time jobs.

Council Member Nichting moved for a substitute motion to approve the Take Home Vehicle Policy and amend Item No. 11 by removing the word “may” and inserting the word “shall”; seconded by Council Member Sandberg.

Discussion was held regarding the substitute motion. Council Member Thetford referred to Item No. 11 and she pointed out with respect to disciplinary matters, a certain amount of flexibility should be retained to have the ability to utilize progressive discipline. She added very few violations of any policy led to discipline up to and including discharge. She explained there could always be the possibility of mitigating circumstances.

Substitute motion to approve the Take Home Vehicle Policy and amend Item No. 11 by removing the word “may” and insert the word “shall” was DEFEATED by roll call vote.

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

Nays: Grayeb, Gulley, Morris, Teplitz, Thetford, Turner, Mayor Ransburg – 7.

Motion to receive and file the reports from City Departments concerning their needs for Take-Home Vehicles, the policies of the communities regarding take-home vehicles, and the proposed take-home vehicle policy was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Spears, Teplitz, Thetford, Turner, Mayor Ransburg - 8;

Nays: Ardis, Nichting, Sandberg - 3.

UNFINISHED BUSINESS

(02-522) Communication from Corporation Counsel Requesting Adoption of ONE of the Following:

- A. ORDINANCE Amending CHAPTER 16 of the Code of the City of Peoria Relating to HISTORIC PRESERVATION, Setting Forth that the City Council Would Have the Power to Place an Excluded Property Back into a Historic District;**
- B. ORDINANCE Amending CHAPTER 16 of the Code of the City of Peoria Relating to HISTORIC PRESERVATION, Providing that the City Council Would Not Have the Authority to Place a Property, Which had been Excluded from a Historic District by the Historic Preservation Commission, into the Historic District.**

Council Member Teplitz moved to adopt Ordinance “A” amending Chapter 16 of the Code of the City of Peoria relating to Historic Preservation, setting forth that the City Council would have the power to place an excluded property back into a Historic District; seconded by Council Member Sandberg.

ORDINANCE NO. 15,357 was approved by roll call vote.

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

Nays: None.

(02-565) Consideration of a Motion to LEAVE the CDBG 15% SET-ASIDE FUNDS ALONE and to Allow the City Manager to Find the Most EFFICIENT METHOD OF ADMINISTERING THE FUNDS, and Recommendation to Receive and File the Communication from Director of Planning and Growth Management with REPORT BACK Regarding MANAGEMENT and USE OF CDBG PUBLIC SERVICE FUNDS with a Request for Direction to the City Administration.

Council Member Grayeb moved to leave the CDBG 15% set-aside funds alone which were disseminated through the application process by the Human Resources Commission, and to allow the City Manager to find the most efficient method of administering the funds; seconded by Council Member Morris.

Council Member Grayeb said he felt the most efficient manner of administering these funds could very well be in-house because of the sensitivity needed in administering the funds.

Council Member Turner spoke in support of funding the full 15% to support those citizens who were in critical need of the City's assistance. He said many of these organizations planned and labored to multiply the amount of funding they received two and three times. He said there was no other way for organizations to receive so much City support with so few dollars.

Council Member Sandberg said he agreed with the motion, but he questioned how the HRC established priorities and defined the programs they wished to fund. He questioned when the Council would have the opportunity to direct the HRC regarding their priorities. He said he felt this was one thing that was lacking. He pointed out the HRC performed in an excellent manner, but he expressed concern that the City Council may have different priorities. He said he did not feel the City had a process for good competing programs to survive, and he indicated he did not feel the Council had fulfilled their mandate.

In discussion with Council Member Nichting, Director of Planning and Growth Management Wayne Anthony said he would encourage the City Manager to take some of the public administration money available, which was CDBG money, and hire a half-time or full-time employee to administer the program.

City Manager Michael McKnight said he would like an opportunity to review the options and obtain costs of out-sourcing and do an analysis of what would be the most effective and efficient manner to operate the program.

Council Member Thetford pointed out that the Council had the opportunity to vote on the distribution of the CDBG funding.

Council Member Thetford suggested that existing staff of Workforce Development be considered to perform the duties of administering the funds, or use an outside organization which would not require the hiring of any staff. She urged the Administration to consider existing staff or outsourcing so benefits and other expenses would not have to be paid.

Council Member Spears said that Council priorities could easily change from year to year and discussion should be held each year to list the top ten priorities so the HRC would have direction from the Council prior to considerations and decisions being made.

Council Member Grayeb introduced members of the Human Resource Commission who were present in the audience. He moved to grant Privilege of the Floor to Chairman Diana Joseph.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Ms. Diana Joseph.

Ms. Diana Joseph, Chairman of the Human Resource Commission, indicated that the Commission was always open to input from the City Council regarding priorities.

Motion to leave the CDBG 15% set-aside funds alone which were disseminated through the application process by the Human Resources Commission, and to allow the City Manager to find the most efficient method of administering the funds was approved by roll call vote.

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

Nays: None.

(01-574) Consideration of a Motion to REMOVE from the TABLE the ORDINANCE Approving the FINAL PLAN of PRAIRIE LAKES APARTMENTS Located at 9909 N. KNOXVILLE AVENUE, and an ORDINANCE Approving the PRIVATE STREETS, PRIVATE STREET NAMES, and PRIVATE STREET MAINTENANCE AGREEMENT for PRAIRIE LAKES APARTMENTS, Located at the Northwest Corner of Knoxville Avenue and Route Highway Six.

Council Member Nichting moved to remove from the Table the Ordinance approving the Final Plan of Prairie Lakes Apartments located at 9909 N. Knoxville Avenue, and an Ordinance approving the Private Street, Private Street Names, and Private Street Maintenance Agreement for Prairie Lakes Apartments, located at the Northwest corner of Knoxville Avenue and Route Highway Six, and place this item on the September 3, 2002, Regular City Council Agenda; seconded by Council Member Morris.

Motion to remove Item No. 01-574 from the Table was approved by roll call vote.

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

Nays: None.

NEW BUSINESS

(02-600) Consideration of a Motion to SET a DATE for POLICY DISCUSSION Regarding VEHICLE TAKE-HOME POLICY for SEPTEMBER 24, 2002.

Council Member Spears moved to set a date for Policy discussion regarding Vehicle Take-Home Policy for September 24, 2002; seconded by Council Member Nichting.

Approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner - 10;

Nays: Mayor Ransburg - 1.

COMMENTS Regarding ISSUE of the SALE OF ALCOHOL at FILLING STATIONS

Council Member Nichting questioned when the issue of the sale of alcohol at filling stations would be removed from the Table. Council Member Teplitz indicated that the issue would be removed from the Table soon.

(02-601) Consideration of a Motion to Director Staff to Present to the Zoning Commission the POSSIBILITY of AMENDING the ZONING ORDINANCE to Allow Financial Institutions in the O-1 District to have DRIVE-UP WINDOWS as a SPECIAL USE.

Council Member Thetford moved to direct Staff to present to the Zoning Commission for their consideration the possibility of amending the Zoning Ordinance to allow Financial Institutions in the O-1 District to have drive-up windows as a Special Use; 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.

COMMENTS REGARDING PEORIA BUSINESSES

Council Member Morris and Council Member Turner discussed and commended Peoria businesses, large and small, for remaining in the City of Peoria. It was stated that this was an entity that went unnoticed a lot of the time but was an important stabilization component in the community. It was also stated that the City needed a pro-business, pro-growth attitude to keep jobs and citizens in the City of Peoria.

INTRODUCTION of the FORMER MAYOR of SALT LAKE CITY

Mayor Ransburg introduced, as his guest, the former Mayor of Salt Lake City, Ms. DeeDee Corradini, who was instrumental in negotiating for Salt Lake City to be chosen as a location for the 2001 Olympic Games. He said she had served as the President of the U.S. Conference of Mayors and presently sat on the Olympic Committee. He welcomed her to the City of Peoria.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL**(02-602) 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.

Mr. Rich Peterson, 1127 E. Melbourne, expressed concern that signs designating no parking had been placed near his home. He said he did not feel it was fair that tickets were being issued.

Mr. Tom Edwards, 2702 N. Peoria, referred to the large Mulberry Tree located on Forrest Hill, which was located on the property line and next to road construction. He urged the Council to try to find a way to save the tree.

Council Member Sandberg requested a report back regarding the time line of the construction and he questioned if a northern wiggle could be made in the road to push the bridge four to five feet to the north to save the tree. He also expressed concern that any disturbance of the root system may be a problem.

Director Van Winkle explained there were two contracts involved. He said the City would be seeking bids for one of the contracts in the near future and that contract would involve resolving the tree issue. He said there was a resolution in the works, and as soon as he obtained more information, he would provide the information to the Council.

Ms. DeeDee Corradini, former Mayor of Salt Lake City, said she had just arrived from the selection for a City for the 2012 Olympic Games, which would either be San Francisco or New York City. She said she was looking forward to touring the City of Peoria in the next few days.

EXECUTIVE SESSION

It was determined that no Executive Session was needed.

ADJOURNMENT

Council Member Grayeb moved to adjourn the Council Meeting; seconded by Council Member Turner.

Approved by viva voce vote.

The Council Meeting adjourned at 8:48 P.M.

