

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

Council Chambers, Peoria, Illinois, April 24, 2001, a Regular Meeting of the City Council was held this date at 6:18 P.M., at City Hall, 419 Fulton Street, Mayor Lowell G. Grieves presiding.

**ROLL CALL**

Roll call showed the following Council Members present: Ardis, Duncan (arrived at 6:25 P.M.), Gibson, Grayeb, Morris, Nichting, Sandberg (arrived at 6:20 P.M.), Spears, Thetford, Turner, Mayor Grieves – 11; Absent: None.

**INVOCATION & PLEDGE OF ALLEGIANCE**

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

**PROCLAMATIONS, COMMENDATIONS, ETC.**

PROCLAMATION: CROHN'S and COLITIS DAY – APRIL 27, 2001

PROCLAMATION: ARBOR DAY – APRIL 27, 2001

PROCLAMATION: GREAT AMERICAN CLEAN UP DAY – APRIL 28, 2001

PROCLAMATION: AIDS AWARENESS MONTH – MAY 2001

PROCLAMATION: PRESENTATION TO MAYOR LOWELL G. GRIEVES BY MEMBERS OF THE PRESS CORP

**WORD OF THE WEEK “SELF-DISCIPLINE”****MINUTES**

Council Member Nichting moved to approve the minutes of the Annual Town Meeting, the Annual Meeting of the Board of Town Trustees, the Executive Session and the Regular City Council Meeting held on April 17, 2001, as outlined; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 11;

Nays: None.

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE.**

**(01-239) BID for HANCOCK STREET SANITARY SEWER RELOCATION, Recommending the Low Bid of WIEGAND & STORRER, INC., in the Amount of \$29,571.80.**

**(01-240) BID for OVERHEAD DOOR REPLACEMENT, Recommending the Low Bid of WAYNE-DALTON OF PEORIA, in the Amount of \$27,194.00.**

- (01-241) **PAYMENT ESTIMATE for PUBLIC IMPROVEMENT PROJECT: R.B. GARRETT AVENUE WIDENING IMPROVEMENT (RICHARD ALLEN DR TO WILLIAM KUMPF BLVD) (Widening existing pavement on Garrett Avenue to 55'; New combination concrete curb & gutter, p.c.c. drives and sidewalks; New storm sewers; Replacing existing street lights with combination ornamental/street lighting system; Widening intersection approach at Kumpf Blvd. to match existing pavement; modifying existing traffic signals for new intersection width; and Landscaping parkway with trees and sod.) R.A. CULLINAN & SON, INC. – PAY ESTIMATE #12: \$34,414.50; TOTAL AUTHORIZATION APPROVED: \$34,414.50 (For Information Only)**
- (01-242) **Communication from Director of Public Works Requesting Approval to**  
\* **TRANSFER OWNERSHIP of LOT 3 in CAMPUSTOWN SUBDIVISION from the City of Peoria to Bradley University and Authorization for the City Manager to Execute the Necessary Documents.**
- (01-243) **Communication from Finance Director/Comptroller with ORDINANCE NO. 15,126 Amending the BUDGET for Fiscal Year 2001 of the City of Peoria Relating to FUNDING for FIRE CHIEF ASSESSMENT CENTER.**
- (01-244) **Communication from Human Resources Director Requesting Authorization for the City Manager to Enter into an AGREEMENT with RESOURCE MANAGEMENT ASSOCIATES to Perform the Administration of an ASSESSMENT CENTER as Part of the FIRE CHIEF SELECTION PROCESS for a Cost Not to Exceed \$15,500.00.**
- (01-245) **Communication from Director of Public Works with ORDINANCE VACATING**  
\*\* **ALL REMAINING STREETS and ALLEYS Lying Within the ST. JAMES STUDENT HOUSING PROJECT and ADJACENT RECREATION FIELDS.**
- (01-246) **ORNAMENTAL STREET LIGHTING at 911 S.W. ADAMS STREET. (For**  
\*\*\* **Information Only)**
- (01-247) **SITE APPROVAL for a CLASS “B” (RESTAURANT) LIQUOR LICENSE for**  
\*\*\*\* **6926-G2 N. UNIVERSITY, with Recommendation from the Liquor Commission to Approve.**
- (01-248) **REAPPOINTMENT by Mayor Lowell G. Grieves to the GREATER PEORIA MASS TRANSIT DISTRICT BOARD OF TRUSTEES:**
- Mr. John R. Throop**
- (01-249) **REPORTS:**
- A. **Communication from Finance Director/Comptroller Regarding the MARCH 2001 REVENUE and OPERATING EXPENDITURE REPORT UNAUDITED.**
- B. **CITY TREASURER REPORT – March, 2001.**
- C. **PEORIA CIVIC CENTER REPORT – February, 2001.**
- D. **PEORIA PUBLIC LIBRARY FINANCIAL REPORT - March 31, 2001**
- E. **PEORIA PUBLIC LIBRARY STATISTICAL REPORT – February 28, 2001**

**F. PEORIA PUBLIC LIBRARY STATISTICAL REPORT –  
March 31, 2001**

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

Council Member Gibson requested that Item Nos. 01-242 and 01-245 be removed from the Consent Agenda for further discussion.

Council Member Turner requested that Item No. 01-247 be removed from the Consent Agenda for further discussion.

Council Member Grayeb, on behalf of Mayor Grieves, requested that Item No. 01-246 be removed from the Consent Agenda for further discussion.

Item Nos. 01-239 through 01-249 (excluding Item Nos. 01-242, 01-245, 01-246 and 01-247 which were removed from the Consent Agenda for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 11;

Nays: None.

**(01-242) \* Communication from Director of Public Works Requesting Approval to  
TRANSFER OWNERSHIP of LOT 3 in CAMPUSTOWN SUBDIVISION from the  
City of Peoria to Bradley University and Authorization for the City Manager to  
Execute the Necessary Documents.**

Council Member Gibson stated she would be abstaining from the vote due to her employment with Bradley University.

Council Member Grayeb moved to approve the transfer of ownership of Lot 3 in Campustown Subdivision from the City of Peoria to Bradley University and authorize the City Manager to execute the necessary documents; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Duncan, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 10;

Nays: None;

Abstention: Gibson - 1.

**(01-245) \*\* Communication from Director of Public Works with ORDINANCE VACATING  
ALL REMAINING STREETS and ALLEYS Lying Within the ST. JAMES  
STUDENT HOUSING PROJECT and ADJACENT RECREATION FIELDS.**

Council Member Gibson stated she would be abstaining from the vote due to her employment with Bradley University.

Council Member Grayeb moved to adopt the Ordinance vacating all remaining streets and alleys lying within the St. James Student Housing Project and adjacent recreation fields; seconded by Council Member Turner.

ORDINANCE NO. 15,127 was adopted by roll call vote.

Yeas: Ardis, Duncan, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 10;

Nays: None

Abstention: Gibson - 1.

**(01-246) ORNAMENTAL STREET LIGHTING at 911 S.W. ADAMS STREET. (For  
\*\*\* Information Only)**

Mayor Grieves commended the business located at 911 S. W. Adams Street for their request for Ornamental Street Lighting and their commitment toward being a part of the downtown and the rapidly expanding Riverfront area.

Council Member Turner moved to receive and file the communication regarding Ornamental Street Lighting at 911 S. W. Adams Street; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**(01-247) SITE APPROVAL for a CLASS “B” (RESTAURANT) LIQUOR LICENSE for  
\*\*\*\* 6926-G2 N. UNIVERSITY, with Recommendation from the Liquor Commission to Approve.**

Council Member Sandberg stated he would be abstaining from the vote and discussion due to his professional relationship with Webb’s Pub.

Council Member Turner moved to concur with the recommendation of the Liquor Commission to approve the site at 6926-G2 N. University Street for a Class “B” (Restaurant) Liquor License; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Spears, Thetford, Turner, Mayor Grieves –10;

Nays: None;

Abstention: Sandberg - 1.

**(01-250) Communication from Director of Planning and Growth Management with  
Recommendation from the Neighborhood Development Commission  
(NDC) to AMEND the CITY OF PEORIA DOWN PAYMENT ASSISTANCE  
PROGRAM to Require Successful Completion of the Home Buyer Training Classes.**

Council Member Morris moved to concur with the recommendation from the Neighborhood Development Commission (NDC) to amend the City of Peoria Down Payment Assistance Program to require successful completion of the Home Buyer Training Classes; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**(01-251) Communication from Finance Director/Comptroller with ORDINANCE Amending  
the BUDGET for Fiscal Year 2001 of the City of Peoria Relating to FUNDING for  
SECOND GRANTS COORDINATOR POSITION;**

Council Member Grayeb moved to adopt the Ordinance amending the Budget for fiscal Year 2001 of the City of Peoria relating to funding for a second Grants Coordinator Position; seconded by Council Member Morris.

In discussion with Council Member Sandberg, Director of Planning and Growth Management Wayne Anthony explained this position had not been part of the Budget process. He said HUD felt that his department was understaffed, and had been understaffed for a number of years, to successfully administer the Entitlement Funds received from the Federal Government. He explained his department had needed time to document, identify, and justify the need for another position, and this had not been completed until recently.

Motion to adopt ORDINANCE NO. 15,128 amending the Budget for fiscal Year 2001 of the City of Peoria relating to funding for a second Grants Coordinator Position was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**B. Communication from Director of Planning and Growth Management with Recommendation to Approve a Request to Add a GRANTS COORDINATOR POSITION to the Planning and Growth Management Department.**

Council Member Nichting moved to approve the request to add a Grants Coordinator Position to the Planning and Growth Management Department; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**(01-252) Communication from Director of Economic Development with ORDINANCE Authorizing the EXECUTION and DELIVERY of an INTERGOVERNMENTAL COOPERATION AGREEMENT and Certain Documents in Connection Therewith; Regarding SINGLE FAMILY MORTGAGE REVENUE BONDS, SERIES 2001, in the Aggregate Amount Not to Exceed \$250,000,000.00. (On File in the City Clerk's Office)**

Director of Economic Development Dave Dobson said the rates were not known at this time, but projected the rate would be in the range of 7% or less.

Council Member Nichting moved to adopt the Ordinance authorizing the execution and delivery of an Intergovernmental Cooperation Agreement and certain documents in connection therewith; regarding Single Family Mortgage Revenue Bonds Series 2001, in the aggregate amount not to exceed \$250,000,000.00; seconded by Council Member Morris.

ORDINANCE NO. 15,129 was adopted by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**(01-253) Communication from Director of Economic Development with Recommendation to Approve Extending the CLOSING, COMMENCEMENT and COMPLETION DATES in the Existing REDEVELOPMENT AGREEMENT Between the City of Peoria and THE NATHANIEL GROUP, L.L.C., as Outlined, and Authorize the City Manager to Execute the Appropriate Documents.**

Council Member Duncan moved to approve extending the closing, commencement and completion dates in the existing redevelopment agreement between the City of Peoria and The Nathaniel Group, L.L.C., as outlined, and authorize the City Manager to execute the appropriate documents; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 11;

Nays: None.

**(01-254) Communication from Director of Planning and Growth Management with ORDINANCE Rezoning Property Located at 3007, 3015 W. GLEN from the Present Class R-2 (Single -Family Residential) District to a Class C-2 (Large Scale Commercial) District, and AMENDING an EXISTING SPECIAL USE (Ordinance 13,455 as Amended) in a Class C-2 (Large Scale Commercial) District at 5001 N. BIG HOLLOW ROAD to Include Additional RETAIL at 3007, 3015 W. GLEN AVENUE, with Conditions; AND:**

- **With PETITIONS OF PROTEST from Property Owners;**
- **LETTER from Attorney Robert C. Hall Notifying the City of the WITHDRAWAL of a PORTION of the PROPERTY from the Request for Rezoning. (Maps on File in the City Clerk's Office)**

A Protest of rezoning from James R. and Vicki S. Hussey, a letter from Attorney Robert Hall withdrawing additional property and a communication from Corporation Counsel and the Director of Planning and Growth Management explaining the voting requirement had been changed to a simple majority was distributed to all members of the City Council.

Director of Planning and Growth Management Wayne Anthony said there were two issues before the Council for their consideration. He explained the Petitioner was requesting a rezoning of the proposed property and the Petitioner was requesting an amendment to an Existing Special Use to include additional retail to the Glen Hollow Shopping area. He said the changes that had occurred since the Public Hearing involved a piece of property which originally had frontage on Glen Avenue. He said the frontage consisted of approximately 100 feet. He said the Petitioner adjusted his plan to subtract an area so there would be no frontage and there would be no legitimate petition to force the two-thirds vote of the Council.

Mr. Anthony further explained that he and Corporation Counsel Randy Ray had reviewed the initial proposal and determined it would not be sufficient to remove the petition of objection from causing the two-thirds vote. He said the Petitioner had further adjusted the plan to subtract additional property which further resulted in having no frontage on Glen Avenue, and which had been determined was sufficient enough to remove the two-thirds vote requirement. He said the proposal would only need a simple majority vote to successfully pass. He said the Petitioner had submitted the revised legal descriptions and revised site plans to the Council.

Council Member Spears moved to grant Privilege of the Floor to those who wished to address this issue; seconded by Council Member Nichting.

Hearing no objections, Mayor Grieves granted Privilege of the Floor to those who wished to address the Council regarding this issue.

Mr. Robert Hall, Attorney for the Petitioner David Joseph, distributed copies of two aerial photographs of the retail shopping site, which would include the addition of Best Buy. He explained the terrain of the land behind the site and said fill would be used to build the site up about fifteen feet. He said he and the Petitioner had worked to minimize the impact of the proposed development on the surrounding neighbors.

He said the proposal did not require any additional access onto Glen Avenue. He discussed the extensive ravines and buffering for the project. He said a traffic analysis had been conducted, which received the support of the City Staff.

Mr. Bill Conner, Attorney representing neighbors in the vicinity of the proposed property to be rezoned, referred to his letter regarding legal issues of concern. He discussed the change to the frontage area and he said frontage could not be defeated by creating an artificial gap. He said it was his opinion that the protests were still valid, and the issue would require a super-majority vote. He urged the Council to defer this item so the frontage issue could be reviewed further. He presented Petitions bearing 48 signatures in opposition to the rezoning of the proposed property to the City Clerk.

Mr. Jim Hussey, 3121 W. Glen, discussed the history of the development of the Glen Hollow Shopping Center. He said the current project was a scaled back version, and in 1988, when the Glen Hollow Shopping Center was approved, the Council made it clear to the neighbors that this project would not move further into the surrounding neighborhoods. He expressed concern regarding the additional traffic, noise, late night maintenance equipment noise, and alarm noise that would occur. He also expressed concern that property values of the area would be reduced because of the project. He pointed out there were some rental properties, owned by the owners of the Shopping Center, that had not been kept in good condition.

Ms. Joyce Blumenshine, representing the Sierra Club, expressed concern that topography and trees in the area would be destroyed to develop the proposed project. She urged the Council to give this request careful consideration.

Ms. Mary Stephens, 3109 W. Glen, stated she agreed with comments made by Mr. Hussey. She also expressed concern about the removal of trees in the area to install a parking lot.

Mr. Van Sales, 3216 W. Glen, stated he agreed with comments made by Mr. Hussey. He said that Glen Avenue was a dead end and he was concerned about the traffic and noise. He expressed concern regarding additional noise that would be created by the expansion of the shopping center. He urged the Council to vote against the proposed project.

Mr. Hall discussed the withdrawal of the frontage areas, and he said it was his opinion that this was legal under the laws of the State of Illinois. He also discussed the compromise made with the neighborhood in 1988, when the shopping center was originally developed.

In discussion with Council Member Grayeb, Mr. Hall indicated he felt the proposed project would have minimal additional impact on the traffic for the surrounding neighborhoods given the terrain and the buffering which would be established.

Mr. David Joseph, the Petitioner and developer of Glen Hollow Shopping Center, discussed the history of the project and the reasons for reducing the size in 1988. He said the impacts of the proposed expansion would be totally different now than what was proposed in 1988. He further discussed the change in needs for Best Buy and their desire to move to a larger store.

Council Member Grayeb expressed concern regarding some code violations that were present on rental property owned by Mr. Joseph. It was determined this would be reviewed.

Director of Inspections John Kunski said the owner of the property agreed to clean the property, and the cars or trailers had been tagged. He said this situation had been addressed and would be monitored.

Director of Planning and Growth Management Wayne Anthony explained the split voting of Members of the Commission. He said the project conformed to the land uses of the Comprehensive Plan and the traffic analysis, which was submitted, did not show any significant impact or degradation of the public street systems.

Director of Public Works Steve Van Winkle discussed further development of the area and how traffic would be affected in the future in relationship to the Charter Oak Extension. He indicated the traffic situation was difficult and any expansion of the shopping center would increase traffic flow.

In discussion with Council Member Spears regarding traffic on Rockwood Road, Mr. Van Winkle said a review of the traffic in that area was in process. He said it was possible a signal would be installed at Eugenie Street. He said citizens should be encouraged to use the main entrances into the shopping center, which have been designed to handle heavier traffic.

Council Member Spears requested that the installation of a stop sign be considered on Rockwood Road at Glen Avenue. Mr. Van Winkle said he would review the location, but he felt it would slow traffic. He suggested that a traffic signal be installed at one intersection on Rockwood Road, such as Eugenie Street, to serve the connection at Sterling.

In discussion with Council Member Gibson, Mr. Ray confirmed this item would not need a super-majority vote. He said it was his opinion that with the new configuration, there was no frontage on Glen Avenue.

Council Member Spears moved to adopt the Ordinance rezoning property located at 3007, 3015 W. Glen from the present Class R-2 (Single-Family Residential) District to a Class C-2 (Large Scale Commercial) District, and amending an Existing Special Use (Ordinance 13,455, as amended) in a Class C-2 (Large Scale Commercial) District at 5001 N. Big Hollow Road to include additional retail at 3007, 3015 W. Glen Avenue, with conditions, and receive and file the letters from Attorney Robert Hall notifying the City of the withdrawal of portions of the property from the request for rezoning, as outlined; seconded by Council Member Morris.

ORDINANCE NO. 15,130 was adopted by roll call vote.

Yeas: Ardis, Gibson, Morris, Nichting, Sandberg, Spears, Thetford, Turner – 8;

Nays: Duncan, Grayeb, Mayor Grieves - 3.

**(01-255) Communication from Director of Planning and Growth Management with Recommendation from the Zoning Commission to APPROVE and Recommendation from the City Staff to DENY an ORDINANCE Rezoning 1829 W. MAIN STREET from the Present Class R-4 (Single-Family Residential) District to a Class C-1 (General Commercial) District.**

Council Member Gibson moved to concur with the Zoning Commission recommendation to adopt the Ordinance rezoning of 1829 W. Main Street from the present Class R-4 (Single-Family Residential) District to a Class C-1 (General Commercial) District; seconded by Council Member Morris.

ORDINANCE NO. 15,131 was adopted by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

**(01-256) Communication from Public Works Director Regarding CHARTER OAK ROAD EXTENSION – STATUS REPORT.**

Director of Public Works Steve Van Winkle distributed a supplement communication to all Members of the City Council.

Council Member Grayeb moved to receive and file the Council communication regarding the Charter Oak Road Extension; seconded by Council Member Turner.

Motion to receive and file the Council communication regarding the Charter Oak Road Extension was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 11;

Nays: None.

**(01-257) Communication from Council Member Duncan, Council Member Morris, and Council Member Turner on DISCUSSION Regarding RECOGNITION for RICHARD PRYOR.**

Council Member Duncan moved to direct the Staff to begin the process of renaming the southern portion of Sheridan Road to honor Richard Pryor; seconded by Council Member Turner.

Following some brief comments by several Council Members, Council Member Turner moved to grant Privilege of the Floor to those who wished to address this issue; seconded by Council Member Duncan.

Council Member Turner expressed concern that this issue had been noticed by national and international media. He said this decision would have a lasting impact nationally on Peoria's image. He said the City of Peoria had already been perceived as being narrow-minded with small town thinking. He indicated the importance of Peoria's image in attracting business and people to the community. He said he did not endorse Mr. Pryor's personal activities, but he is from this community and had brought national and international recognition to this community. He said he felt Mr. Pryor was worthy to be honored by the citizens of Peoria of his achievements.

Hearing no objections, Mayor Grieves granted Privilege of the Floor to those who wished to address this issue.

Ms. Juliet Whitaker, elementary teacher who mentored Richard Pryor, discussed his life as a young boy and spoke in favor of honoring Mr. Pryor, but suggested Western Avenue.

Mr. Marc Porch spoke in support of renaming the southern portion of S. Sheridan Road to honor Mr. Pryor.

Mr. Cord Adams discussed donations and other kinds of contributions made by Mr. Pryor to organizations in the community. He indicated he felt this was Mr. Pryor's way of partnering with the Peoria area and the community where he was raised. He urged the Council to support a commitment to Mr. Pryor.

Mr. Mark Luthy, 5716 N. Woodlawn Court, presented Petitions indicating that five businesses on S. Sheridan Street had no objections with one church taking no position on the proposal of renaming that portion of S. Sheridan to honor Richard Pryor. He also indicated his support for the renaming of S. Sheridan Street.

Motion to direct the Staff to begin the process of renaming the southern portion of Sheridan Road to honor Richard Pryor was DEFEATED by roll call vote.

Yeas: Duncan, Grayeb, Morris, Turner, Mayor Grieves – 5;

Nays: Ardis, Gibson, Nichting, Sandberg, Spears, Thetford - 6 .

**(01-258) CITY MANAGER REPORT to CITY COUNCIL.**

Following a brief clarification, Council Member Duncan moved to receive and file the City Manager Report to City Council; seconded by Council Member Grayeb.

Motion to receive and file the City Manager Report to City Council was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

### UNFINISHED BUSINESS

- (00-075) REQUEST TO DEFER until the May 8, 2001, Regular Council Meeting the**  
**(00-140) REVIEW of the REDUCED PARKING RATES for all CENTRAL BUSINESS**  
**DISTRICT PART-TIME EMPLOYEES at Designated Sites, which will vary from**  
**Time to Time. (Originally Scheduled to Come May 1, 2001.)**

Council Member Nichting moved to defer this item until the May 8, 2001, Regular City Council Meeting; seconded by Council Member Duncan.

Motion to defer this item until May 8, 2001, was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

- (01-213) Communication from Corporation Counsel with RESOLUTION Pertaining to**  
**UNFUNDED MANDATES.**

Council Member Nichting urged the Council to support the proposed Resolution. He said on Wednesday, April 25, 2001, Mayor-Elect Dave Ransburg, City Clerk Mary Haynes and several Council Members will be traveling to Springfield to participate in Lobby Day for municipalities. He said he felt it was important for the City of Peoria to send a strong message to the Legislators that the continuation of unfunded mandates only puts an additional burden on the taxpayers of Peoria.

Council Member Nichting moved to approve the Resolution pertaining to unfunded mandates; seconded by Council Member Sandberg.

In discussion, Council Member Grayeb determined there was no effort to abort any kind of openness to the public, but this was a Resolution protesting all unfunded mandates.

Motion to approve RESOLUTION NO. 01-213 pertaining to unfunded mandates was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –11;

Nays: None.

- (01-235) Communication from Director of Planning and Growth Management with**  
**Recommendation from the Zoning Commission to APPROVE and**  
**Recommendation from the City Staff to DENY an ORDINANCE Rezoning 511 W.**  
**LAKE AVENUE from the Present Class R-3 (Single Family Residential) District to**  
**a Class O-1 (Arterial Office) District, with Petitions Bearing Two Signatures in**  
**Opposition which forces a two-thirds vote.**

Council Member Thetford moved to grant Privilege of the Floor to Dr. Matt Garrison; seconded by Council Member Sandberg.

Hearing no objections, Mayor Grieves granted Privilege of the Floor to Dr. Matt Garrison.

Dr. Matt Garrison, 5023 Melody Lane, explained that he and his two brothers, who were also doctors, wanted to rezone property at 511 W. Lake for office use. He said parking would be on a paved area to the rear of the property with an entrance and exit drive on either side of the house. He indicated this had not been decided at this time. He said eight to ten cars would be exiting and entering the property per hour. He urged the Council to support the rezoning.

Mr. Ulrich Koelbel, 4307 N. Wyss Lane, spoke in opposition to the proposed rezoning. He indicated his concern regarding buffering to the surrounding neighborhood, and the driveway which may be installed on the East side of the building. He urged the Council to deny the request.

Following a brief comment, Council Member Thetford moved to adopt the Ordinance rezoning 511 W. Lake Avenue from the present Class R-3 (Single Family Residential) District to a Class O-1 (Arterial Office) District and receive and file the Petitions bearing two signatures; seconded by Council Member Morris.

ORDINANCE NO. 15,132 was adopted by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner,  
Mayor Grieves – 11;

Nays: None.

### **NEW BUSINESS**

#### **PARTING COMMENTS BY COUNCIL MEMBER CAMILLE GIBSON**

Council Member Gibson stated she would not be attending the May 1, 2001, Council Meeting, but she wanted to thank the citizens and friends for their support over the past twelve years. She said she was grateful for the privilege to serve the community. She expressed her appreciation to members of the City Staff and her colleagues on the Council and wished only the best of things for each. She congratulated all those who were newly elected and she personally thanked Mr. Fred Tuerk for chairing her campaign for many years. She said she planned to return to private life and end her public career and public involvement.

Council Members and members of the audience showed their appreciation by giving Council Member Gibson a standing ovation. She left the Council Chambers at 9:10 P.M.

#### **COMPLETION OF THE CONSTRUCTION OF THE LANDING OUTSIDE THE COUNCIL CHAMBERS**

Council Member Nichting commended those involved in the construction and completion of the landing located just outside the Council Chambers. He indicated he felt this would provide citizens a safer entrance and exit to the Council Chambers.

#### **(01-259) REQUEST to REVIEW the OPTION OF HIRING A LOBBYIST.**

Council Member Morris requested that the option of hiring a lobbyist be reviewed by the Administration.

#### **ANNOUNCEMENT REGARDING PHANTOM OF THE OPERA**

Mayor Grieves announced that Andrew Lloyd Webber's Phantom of the Opera would be coming to the Peoria Civic Center and would run from March 13 through 31, 2002. He estimated that this would bring approximately \$6.7 million in tourism dollars to the City of Peoria.

**CITIZEN REQUESTS TO ADDRESS THE COUNCIL****(01-260) REQUEST by CITIZENS to ADDRESS THE CITY COUNCIL.**

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

Mr. Tom Edwards spoke against drug abuse and the affects it played on people's lives. He discussed the proposed Downtown Ball Stadium and expressed concern that the City had yet to explain how it would make a profit once it was built. He also expressed concern that the public was not privileged to know what the Council talked about in Executive Session. He indicated he felt that citizens should be allowed to know what was discussed in closed sessions.

**EXECUTIVE SESSION****(01-261) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss 2(c)(5) The purchase or lease of real property for the use of the public body; and 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 to go into Executive Session to Discuss 2(c)(5) The purchase or lease of real property for the use of the public body; and 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 Duncan.

Approved by roll call vote.

Yeas: Ardis, Duncan, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves –10;

Nays: None.

**ADJOURNMENT**

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

Approved by viva voce vote.

The Council Meeting adjourned at 9:33 P.M.

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