

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

Council Chambers, Peoria, Illinois, July 10, 2001, 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, Gulley, Morris, Nichting, Spears (arrived at 6:35 P.M.), Teplitz, Thetford, Turner, Mayor Ransburg - 9; Absent: Grayeb, Sandberg - 2.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Ransburg expressed his sympathy to his wife and their family in the passing of Mrs. Ransburg's mother. He requested a moment of silent prayer and then led the Pledge of Allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: 2001 ILLINOIS STATE SOCCER CHAMPIONS – PEORIA SPORTING FUTBOL CLUB PREMIER '86 BOYS

PROCLAMATION: INTERNATIONAL HISTORIC CHEMICAL LANDMARK DESIGNATION FOR THE DEVELOPMENT OF PENICILLIN – USDA NATIONAL CENTER FOR AGRICULTURAL UTILIZATION RESEARCH (THE PEORIA AG LAB)

MINUTES

Council Member Nichting moved to approve the Minutes of the Special Council Meeting and Executive Session held on June 25, 2001, and the Regular City Council Meeting and Executive Sessions held on June 26, 2001, as printed; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Teplitz, Thetford, Turner, Mayor Ransburg – 8;

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS

(01-472) **BID for DRIES LANE GARAGE EXHAUST SYSTEM, Recommending the Low Bid of INVENSYS BUILDING SYSTEMS, in the Amount of \$36,700.00.**

(01-473) **BID for JEFFERSON PARKING DECK ELEVATOR UPGRADE, Recommending the Low Base Bid and Three Alternates of KONE ELEVATOR COMPANY, in the Amount of \$96,139.00.**

(01-474) **BID for SINR CONTRACT #15 – M. L. KING, MacARTHUR, THIRD STREET DISTRICT & MISCELLANEOUS ADDRESSES, Recommending the Low Bid of ORDAZ CONSTRUCTION, INC., in the Amount of \$84,029.39.**

- (01-475) **PAYMENT ESTIMATES for PUBLIC IMPROVEMENT PROJECTS: WEST GILBERT AVENUE ROADWAY IMPROVEMENT PROJECT (Sterling Avenue to Gale Avenue) (Removing existing curb, sidewalks, and driveway approaches; constructing combination concrete curb and sidewalk, driveway approaches, and a bituminous concrete overlay over existing roadway. Additionally, a storm sewer system will be installed.) R. A. CULLINAN & SON, INC. – PAY ESTIMATE #6: \$50,105.88; MacARTHUR HIGHWAY BRIDGE REHABILITATION (The Rehabilitation of the MacArthur Highway Bridge and approaches including concrete repairs at the bridge and retaining walls, pavement surface replacement including a bituminous concrete overlay, removal and replacement of concrete medians, sidewalks, steps and driveways, and application of a concrete coating to the structure, as well as other miscellaneous items to finish the improvement.) P. J. HOERR, INC. – PAY ESTIMATE #4: \$152,525.91; TOTAL AUTHORIZATION APPROVED: \$202,631.79. (For Information Only)**
- (01-476) **Communication from Director of Public Works with MFT RESOLUTION NO. 01-476 , in the Amount of \$3,157.48, for the Purchase of TRAFFIC CONTROL MATERIALS for the Closure of JEFFERSON STREET.**
- (01-477) **Communication from Director of Public Works with RESOLUTION NO. 01-477 to PERMIT the PROPER OFFICERS of the City of Peoria to Sign the HIGHWAY PERMIT for the EXTENSION of NORTH PARISH AVENUE.**
- (01-478) **Communication from Corporation Counsel with RESOLUTION in Support of ILLINOIS VALLEY PUBLIC TELECOMMUNICATIONS CORPORATION (WTVP STUDIOS PROJECT).**
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- (01-479) **Communication from Corporation Counsel with ORDINANCE NO. 15,169 Ascertaining the PREVAILING RATE of WAGES for LABORERS, WORKMEN and MECHANICS EMPLOYED on PUBLIC WORKS in the City of Peoria.**
- (01-480) **Communication from Director of Public Works with ORDINANCE NO. 15,170 Providing for the IMPROVEMENT of WEST STRATFORD DRIVE (from University Street to Sheridan Road) and AVALON PLACE (from Northcrest Avenue to Stratford Drive).**
- (01-481) **Communication from Director of Public Works with ORDINANCE NO. 15,171 to VACATE the ALLEY Lying in Dobbins Subdivision, S. H. Harker's Addition and Adams Addition in the Northeast Quarter of Section 17, in Peoria Township.**
- (01-482) **APPLICATION for CLASS "H" TEMPORARY OUTDOOR LIQUOR LICENSE for PEORIA PARK DISTRICT – GLEN OAK ZOO for July 12, 2001.**
- (01-483) **Communication from Equal Opportunity Director Regarding the ADMINISTRATIVE ACTION PLAN for FAIR PRACTICES 2000 – 2004.**
**
- (01-484) **Communication from Director of Public Works with a REPORT Regarding SIDEWALK CONDITIONS on WATER STREET (Walnut to Harrison). For Information Only**

- (01-485) **REPORTS:**
- A. **PEORIA PUBLIC LIBRARY FINANCIAL REPORT – May 31, 2001.**
- B. **PEORIA PUBLIC LIBRARY STATISTICAL REPORT – May 31, 2001.**

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

Council Member Morris requested that Item No. 01-478 be removed from the Consent Agenda for further discussion.

Council Member Turner requested that Item No. 01-483 and 01-484 be removed from the Consent Agenda for further discussion.

Item Nos. 01-472 through 01-485 (excluding Item Nos. 01-478, 01-483 and 01-484 which were removed from the Consent Agenda for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Ardis, Gulley, Morris, Nichting, Teplitz, Thetford, Turner, Mayor Ransburg – 8;

Nays: None.

**(01-478) Communication from Corporation Counsel with RESOLUTION in
* Support of ILLINOIS VALLEY PUBLIC TELECOMMUNICATIONS
 CORPORATION (WTVP STUDIOS PROJECT).**

Council Member Morris stated he would be abstaining from the vote due to his employment with WTVP.

Council Member Nichting moved to approve the Resolution in support of Illinois Valley Public Telecommunications Corporation (WTVP Studios Project); seconded by Council Member Turner.

RESOLUTION NO. 01-478 was approved by roll call vote.

Yeas: Ardis, Gulley, Nichting, Teplitz, Thetford, Turner, Mayor Ransburg – 7;

Nays: None;

Abstention: Morris - 1.

**(01-483) Communication from Equal Opportunity Director Regarding the
** ADMINISTRATIVE ACTION PLAN for FAIR PRACTICES 2000 – 2004.**

In discussion with Council Member Turner regarding his question if there was anything further that the City could do to support the issue of fairness that was not currently being done, Equal Opportunity Director Kimberly King said she felt the City could be more aggressive in recruitment efforts. She also stressed the importance of mentoring interdepartmentally and preparing females and minorities for upper level management positions.

In further discussion with Council Member Turner regarding fairness within the bidding and contract processes, Ms. King said the Equal Opportunity Office's intervention was limited to the employer report form. She said any business who intended to do business with the City of Peoria had to fill out the form and state, in writing, their interest in being supportive of the City's affirmative action and equal opportunity goals. She suggested that each individual department, who was each responsible for writing specifications, could do a better job of identifying minority and female owned companies that specialized in needed products or services.

In discussion with Council Member Gulley regarding contract compliance in the Stadium project and minority participation, Ms. King said her Office talked with a number of contractors to determine if there was interest in working with the City to make sure that minority and female participation relative to individual hours and subcontracting opportunities would be made a part of the project. She said the project manager at River City was contacted to indicate the City's interest in working with them on this issue. She said River City had been provided with the City's guidelines and business directories, so she felt they were amenable to cooperating with the City and their affirmative action goals.

Council Member Spears arrived at 6:35 P.M.

Council Member Turner moved to receive and file the Administrative Action Plan for Fair Practices 2000-2004; seconded by Council Member Gulley.

Approved by roll call vote.

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

Nays: None.

**(01-484) Communication from Director of Public Works with a REPORT Regarding
*** SIDEWALK CONDITIONS on WATER STREET (Walnut to Harrison). For
 Information Only)**

In discussion with Council Member Turner regarding the use of TEA-21 funding, Director of Public Works Steve Van Winkle explained TEA-21 funding could be used similar to motor fuel tax monies and it followed the same rules. He said the TEA-21 money which had been made available for the Riverfront projects was to be used toward the completion of all the street and sidewalk work.

Council Member Turner questioned if TEA-21 money could be used to initiate sidewalks in the area of Trewyn School, with additional money coming from the City's budget to complete the project.

Mr. Van Winkle said the locations where TEA-21 money could be used depended on how the money was obtained. He said the TEA-21 money obtained recently was for specific Riverfront projects, but he said it was possible that TEA-21 money could be obtained for other areas of the City. He said some of the sidewalk work for the Trewyn School area had been submitted for capital improvements for 2002 consideration.

Council Member Turner moved to receive and file the report regarding sidewalk conditions on Water Street (Walnut to Harrison); seconded by Council Member Morris.

Approved by roll call vote.

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

Nays: None.

**(01-486) Communication from Director of Public Works Requesting Approval of a RIGHT
 TURN EXIT MOVEMENT onto GILES LANE Located on the NORTHEAST
 CORNER of GILES LANE and KNOXVILLE AVENUE.**

Director of Public Works Steve Van Winkle gave a brief overview of the Council communication. He explained there had been difficulty in traffic attempting to exit onto Knoxville without the help of a traffic signal for the two businesses already located at the intersection of Giles Lane and Knoxville Avenue. He said if a third exit was added, it would create an additional problem. He said it was felt that if there was a right-turn exit-only lane onto Giles Lane, it would assist the neighborhood by directing traffic toward Knoxville.

Mr. Van Winkle recommended that the access not be allowed until such time as the new connector road was completed between Mt. Hawley Road and Knoxville Avenue. He suggested that this be added to the recommendation listed in the Council communication.

Council Member Nichting moved to approve the right-turn exit movement onto Giles Lane located on the Northeast Corner of Giles Lane and Knoxville Avenue, but access would not be allowed until such time as the new connector road was completed between Mt. Hawley Road and Knoxville Avenue; seconded by Council Member Ardis.

Approved by roll call vote.

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

Nays: None.

(01-487) CITY MANAGER REPORT TO CITY COUNCIL.

Council Member Morris moved to receive and file the City Manager Report to City Council; seconded by Council Member Spears.

Approved by roll call vote.

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

Nays: None.

UNFINISHED BUSINESS**(01-386) A. Communication from Director of Public Works Regarding REPORT BACK on the STATUS of WEST BARKER AVENUE ORNAMENTAL STREET LIGHTING PROJECT.**

Council Member Teplitz indicated that she would continue to meet with the Public Works Department to find a solution to this request.

Council Member Teplitz moved to receive and file the report back on the status of West Barker Avenue Ornamental Street Lighting Project; seconded by Council Member Morris.

Approved by roll call vote.

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

Nays: None.

B. Communication from Director of Public Works Regarding REPORT BACK on the STATUS of PERRY STREET IMPROVEMENT PROJECT.

In discussion with Council Member Thetford, Director of Public Works Steve Van Winkle gave a brief overview, and he estimated the project would be ready for bid in September, rather than October. He said weather could still be an issue, but the majority of the project should be completed by the end of this year.

Council Member Thetford moved to receive and file the report back on the status of Perry Street Improvement Project; seconded by Council Member Morris.

Approved by roll call vote.

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

Nays: None.

NEW BUSINESS**(01-488) Communication from Finance Director/Comptroller with ORDINANCE Expressing OFFICIAL INTENT Regarding Certain Capital Expenditures within the SOUTHTOWN TIF DISTRICT to be Reimbursed from Proceeds of an Obligation.**

Finance Director/Comptroller Ellie Hogan distributed a copy of the proposed Ordinance to all members of the City Council.

Council Member Nichting stated he would be abstaining from the vote due to his ownership of property in the vicinity of the Southtown TIF District.

Council Member Morris moved to adopt the Ordinance expressing official intent regarding certain capital expenditures within the Southtown TIF District to be reimbursed from proceeds of an obligation; seconded by Council Member Turner.

Motion to adopt ORDINANCE NO. 15,172 expressing official intent regarding certain capital expenditures within the Southtown TIF District to be reimbursed from proceeds of an obligation was approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 8;

Nays: None;

Abstention: Nichting – 1.

COMMENTS REGARDING THE NEWLY IMPROVED MacARTHUR HIGHWAY AND BRIDGE

Several Council Members commended the Public Works staff on the improvement made on MacArthur Highway and the Bridge. However, it was indicated that the amount of traffic noise had increased in the neighborhood following the reopening of the road.

NOTICE OF CANCELTION OF BUDGET SESSION SCHEDULED FOR JULY 14, 2001.

Mayor Ransburg referred to a notice that had been distributed to all members of the City Council, and he said the Budget Session scheduled for Saturday, July 14, 2001, was canceled until further notice.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

No citizens came forward to address the Council.

EXECUTIVE SESSION

(01-489) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss; 2(c)6 The setting of a price for sale or lease of property owned by 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 an action is probable or imminent.

Council Member Nichting moved that the Council go into Executive Session to discuss; 2(c)6 The setting of a price for sale or lease of property owned by 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 an action is probable or imminent; seconded by Council Member Spears.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

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

Approved by viva voce vote.

The Council Meeting adjourned at 6:55 P.M.

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

