

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

Council Chambers, Peoria, Illinois, August 14, 2001, a Regular Meeting of the City Council was held this date at 6:19 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 (arrived 6:21 P.M.), Teplitz, Thetford, Turner, Mayor Ransburg - 11; Absent: None.

**INVOCATION & PLEDGE OF ALLEGIANCE**

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

**PROCLAMATIONS, COMMENDATIONS, ETC.**

PROCLAMATION: ST. JUDE RUNNERS

SPECIAL RECOGNITION: PEORIA CITY BEAUTIFUL

**MINUTES**

Council Member Nichting moved to approve the Minutes of the Regular City Council Meeting held on July 24, 2001, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

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

- (01-521) TAG DAY REQUEST from KIWANIS CLUB OF PEORIA, to Hold their 2001 KIWANIS PEANUT DAY and Collect Donations on the Streets of Peoria on Friday, September 28, 2001.
- (01-522) BIDS for 2001 REROOFING, Recommending the Low Bid of PEORIA ROOFING AND SHEET METAL CO., in the Amount of \$104,600.00.
- (01-523) PAYMENT ESTIMATE for PUBLIC IMPROVEMENT PROJECT: WEST GILBERT AVENUE ROADWAY IMPROVEMENT PROJECT (Sterling Avenue to Gale Avenue) (Removing existing curb, sidewalk, 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 #7 & SEMI-FINAL: \$67,868.52; TOTAL AUTHORIZATION APPROVED: \$67,868.52. (For Information Only)

- (01-524) **PAYMENT ESTIMATE for PUBLIC IMPROVEMENT PROJECTS: IMPERIAL DRIVE, RIVIERA DRIVE, RIVIERA COURT & ELDORADO DRIVE ROADWAY IMPROVEMENT (Removing existing curb, gutter, sidewalks and driveway approaches and constructing concrete sidewalks, combination curb and sidewalks, combination curb and gutter driveway pavement, storm sewer, and a bituminous concrete pavement overlay and all necessary adjustments, incidentals and appurtenances.) COULTER CONSTRUCTION COMPANY – PAY ESTIMATE #5: \$116,284.03; WEST WARWICK DRIVE ROADWAY IMPROVEMENT (Removing existing curb, gutter, sidewalks & driveway approaches and constructing P.C.C. combination curb & sidewalks, gutter flag and driveway approaches, a bituminous concrete overlay, and installing a storm sewer system, along with all necessary adjustments, incidentals and appurtenances.) COULTER CONSTRUCTION COMPANY – PAY ESTIMATE #4 & SEMI-FINAL - \$19,437.73; TOTAL AUTHORIZATION APPROVED: \$135,721.76. (For Information Only)**
- (01-525) **PAYMENT ESTIMATE for PUBLIC IMPROVEMENT PROJECTS: IMPERIAL DRIVE, RIVIERA DRIVE, RIVIERA COURT & ELDORADO DRIVE ROADWAY IMPROVEMENT (Removing existing curb, gutter, sidewalks & driveway approaches and constructing concrete sidewalks, combination curb & sidewalks, combination curb and gutter driveway pavement, storm sewer, and a bituminous concrete pavement overlay and all necessary adjustments, incidentals and appurtenances.) COULTER CONSTRUCTION COMPANY – PAY ESTIMATE #4 - \$30,282.61; WILLOW KNOLLS ROAD STREET LIGHTING IMPROVEMENT PROJECT (Allen Road to US Route 150) (Construction of concrete street light foundations, 2” PVC conduit, and seeding and mulching of all disturbed earth areas.) OBERLANDER ELECTRIC – PAY ESTIMATE #2: \$29,005.56; TOTAL AUTHORIZATION APPROVED: \$59,288.17. (For Information Only)**
- (01-526) **Communication from Corporation Counsel Requesting to Approve the HIRING of C. EDWIN WALKER to COLLECT the ADMINISTRATIVE HEARING OFFICER’S JUDGMENTS in Circuit Court.**  
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- (01-527) **Communication from ESDA Director Requesting Authorization to Execute a LEASE AGREEMENT with ILLINOIS RSA #3, INC., d/b/a US CELLULAR for a MONOPOLE TOWER to be Located on City Property at 102 MOUND STREET.**
- (01-528) **Communication from Director of Public Works Recommending the BID for a TWO-YEAR JANITORIAL SERVICES CONTRACT for Eight Buildings be Awarded to THE CLEANING SOURCE, as Outlined, with an Option for Three Additional Years Based on Performance.**
- (01-529) **Communication from Director of Public Works Requesting Approval of the ADDITION of \$28,750.00 to the PROFESSIONAL SERVICES CONTRACT with HANSON ENGINEERS, INC. for the IMPROVEMENT of WEST FORREST HILL PROJECT – PHASE I, at the Intersection of West Forrest Hill and North University Street.**

- (01-530)      **Communication from Director of Public Works Requesting Approval of the AMENDMENT to the Contract with McCLURE ENGINEERING ASSOCIATES, INC. to Increase the Maximum Fee Not to Exceed \$74,330.00 for Preliminary Engineering for NORTH KNOXVILLE AVENUE and NEW CITY STREET, and Requesting to Approve a SUPPLEMENTAL MFT RESOLUTION NO. 01-530 in the Amount of \$9,520.00.**
- (01-531)      **Communication from Director of Public Works Requesting Authorization to GRANT a PERMANENT UTILITY EASEMENT to CILCO on City Owned Property in the Southtown Industrial Park and Authorization for the City Manager to Execute the Easement.**
- (01-532)      **Communication from Director of Public Works Requesting Approval of the TRAFFIC SIGNAL MASTER AGREEMENT and Authorization for the City Manager to Execute the Agreement.**
- (01-533)  
\*\*      **Communication from Director of Public Works Requesting Approval of the JOINT AGREEMENT with IDOT for the IMPROVEMENT of the INTERSECTION of IL 40 (KNOXVILLE AVENUE) with Mossville Road and Relocated Wilhelm Road.**
- (01-534)  
\*\*\*      **Communication from Director of Public Works Requesting Authorization to PURCHASE Approximately 6.1 ACRES of REAL ESTATE Located near the Intersection of BIG HOLLOW ROAD and CHARTER OAK ROAD from Mrs. Ethel Sewell, in the Amount of \$73,200.00 for the CHARTER OAK ROAD EXTENSION PROJECT.**
- (01-535)      **Communication from Director of Public Works Requesting Approval for the Sale of CITY-OWNED PROPERTY Located at the Intersection of DONALD STREET and BOURLAND AVENUE to the Illinois Department of Transportation in the Amount of \$10,000.00 and Authorization for the City Manager to Sign the Warranty Deed for the INTERSTATE 74 RECONSTRUCTION PROJECT.**
- (01-536)  
\*\*\*\*      **Communication from Director of Economic Development Requesting Authorization to SELL CITY-OWNED VACANT LOT at 615 N.E. MONROE, in the Amount of \$2,000.00, Plus Costing Costs, and Authorization for the City Manager to Execute the Necessary Documents.**
- (01-537)      **Communication from Director of Economic Development Requesting Authorization to SELL CITY-OWNED VACANT LOTS, as Outlined, in the Amount of \$100.00 Per Lot, Plus Costing Costs, and Authorization for the City Manager to Execute the Necessary Documents.**
- (01-538)  
\*\*\*\*\*      **Communication from Director of Economic Development Requesting Approval of REAL ESTATE SALE CONTRACT to TRANSFER .935 Acres Located on N. HIGHTOWER STREET to CENTRAL ILLINOIS MORTUARY SERVICES LTD. for \$3.00 Per Square Foot and Authorization for the City Manager to Execute the Necessary Documents.**
- (01-539)      **Communication from Director of Public Works with ORDINANCE NO. 15,180 VACATING ALL OF THE ALLEYS in BLOCK 10 of the SECOND DIVISION of PULSIFER'S ADDITION to the City of Peoria.**

- (01-540)      **Communication from Director of Public Works and Director of Economic Development with ORDINANCE VACATING PORTIONS of RICHMOND, RAVINE, and DECHMAN AVENUES and ALLEYS Between these Avenues in the MIDTOWN PLAZA REDEVELOPMENT AREA.**  
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- (01-541)      **Communication from Director of Public Works Requesting Approval to Place up to 28 Chairs on the Public Sidewalk with Existing Planters in Front of ' BISTRO 320 ' Located at 314-320 LIBERTY STREET.**
- (01-542)      **APPLICATION for a CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for the PEORIA PARK DISTRICT at Luthy Botanical Gardens on Friday, August 17, 2001.**
- (01-543)      **APPLICATION for a CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for ILLINOIS VALLEY STRIDERS at Festival Park on Friday, August 17, 2001.**
- (01-544)      **APPLICATION for a CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for EXPOSITION GARDENS, INC. at Exposition Gardens on Saturday, September 8, 2001.**
- (01-545)      **APPLICATION for a CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for ST. PHILOMENA PTO at 3300 N. Twelve Oaks on Sunday, September 9, 2001.**
- (01-546)      **APPLICATION for a CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for ILLINOIS VALLEY STRIDERS at Festival Park on Sunday, September 16, 2001.**
- (01-547)      **RE-APPOINTMENTS by Mayor David P. Ransburg to the WORKFORCE DEVELOPMENT BOARD:**  
  
                 **Mr. Bruce Alkire  
                 Mr. David Dobson  
                 Mr. John Gilligan  
                 Mr. Tim Scott  
                 Ms. Alice Winget  
                 Ms. Cathy Worlow**
- (01-548)      **RE-APPOINTMENTS by Mayor David P. Ransburg to the PUBLIC, EDUCATION and GOVERNMENT ACCESS FACILITY MANAGEMENT COMMISSION:**  
  
                 **Mr. Antone Alber  
                 Mr. Tom Horstmann  
                 Mr. Harold Kaufman  
                 Ms. Cynthia McKone  
                 Mr. Roger Monroe**
- (01-549)      **RE-APPOINTMENTS by Mayor David P. Ransburg to the HOUSING COMMISSION:**  
  
                 **Ms. Leslie Smith  
                 Ms. Cartheda Welch  
                 Mr. Donald Jackson**

- (01-550) RE-APPOINTMENT by Mayor David P. Ransburg to the SOLID WASTE DISPOSAL COMMITTEE:**

**Mr. Lester Bergsten**

- (01-551) RE-APPOINTMENTS by Mayor David P. Ransburg to the MUNICIPAL BAND COMMISSION:**

**Ms. M. Kathleen Conver  
Mr. Gregory Potts**

- (01-552) RE-APPOINTMENTS by Mayor David P. Ransburg to the LIQUOR COMMISSION:**

**Mr. Andrew Cassidy  
Mr. Frank McCabe  
Mr. Harold Vonachen**

- (01-553) RE-APPOINTMENTS by Mayor David P. Ransburg to the HISTORIC PRESERVATION COMMISSION:**

**Mr. Robert Bushell  
Ms. Nancy Coolidge Neumiller**

- (01-554) RE-APPOINTMENTS by Mayor David P. Ransburg to the NEIGHBORHOOD DEVELOPMENT COMMISSION:**

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**\*\***

**\*Mr. Carroll Besing  
Mr. David Koehler  
Mr. Robert McQuirter  
Ms. Martha Ross**

- (01-555) RE-APPOINTMENTS by Mayor David P. Ransburg to the SENIOR CITIZENS COMMISSION:**

**Mr. Edwin Cook  
Mr. John Ruble  
Ms. Ernestine Travillion**

- (01-556) RE-APPOINTMENTS by Mayor David P. Ransburg to the PEORIA PUBLIC LIBRARY BOARD:**

**Ms. Gweneth Schwab  
Mr. Michael McKenzie**

- (01-557) REPORTS:**

**A. PEORIA CIVIC CENTER REPORT – June, 2001.**

**CONSIDERATION OF REPORT BACKS as Follows:**

- (01-138) Communication from Director of Planning and Growth Management Regarding a RESOLUTION Amending the Community Perspective Section of the City of Peoria COMPREHENSIVE PLAN. (For Information Only)**

**(01-396) Communication from Police Chief Regarding COMPLAINT of DONALD YARBROUGH. (For Information Only)**

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

Council Member Teplitz requested that Item No. 01-526 be removed from the Consent Agenda for further discussion.

Council Member Nichting requested that Item Nos. 01-533, 01-534 and 01-554 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested that Item Nos. 01-538 and 01-540 be removed from the Consent Agenda for further discussion.

Council Member Gulley requested that Item No. 01-536 be removed from the Consent Agenda for further discussion.

Item Nos. 01-521 through 01-557, 01-138 and 01-396 (excluding Item Nos. 01-526, 01-533, 01-534, 01-536, 01-538, 01-540, and 01-554) 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.

**(01-526) \* Communication from Corporation Counsel Requesting to Approve the HIRING of C. EDWIN WALKER to COLLECT the ADMINISTRATIVE HEARING OFFICER'S JUDGMENTS in Circuit Court.**

Council Member Teplitz pointed out the Council communication did not indicate how far back in time collections would be attempted. She said she supported hiring Mr. Walker and she felt that collections should go back to 1995 when the process began and make every reasonable effort to collect money due the City.

Council Member Teplitz moved to hire C. Edwin Walker to collect the Administrative Hearing Officer's Judgments in Circuit Court, with the stipulation that efforts to collect reach back to 1995 rather than the immediate past year in view of the substantial amount of money uncollected; seconded by Council Member Turner.

In discussion with Council Member Sandberg regarding the definition of "uncollectable fines" and who would be defining the term, Corporation Counsel Randy Ray explained Mr. Walker would take reasonable steps to collect the judgements and he said the term "uncollectable" may refer to a bankruptcy or improper documentation and notice, etc. He added judgments against those individuals who had limited income would probably be considered uncollectable.

Motion to hire C. Edwin Walker to collect the Administrative Hearing Officer's Judgments in Circuit Court, with the stipulation that efforts to collect reach back to 1995 rather than the immediate past year in view of the substantial amount of money uncollected was approved by roll call vote.

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

Nays: None.

**(01-533)      Communication from Director of Public Works Requesting Approval of the JOINT  
\*\*                AGREEMENT with IDOT for the IMPROVEMENT of the INTERSECTION of IL  
                     40 (KNOXVILLE AVENUE) with Mossville Road and Relocated Wilhelm Road.**

In discussion with Council Member Nichting, Director of Public Works Steve Van Winkle indicated construction would begin in October on the Knoxville Avenue, Mossville Road and Wilhelm Road improvements, and construction would be ongoing for about a year.

Council Member Nichting moved to approve the Joint Agreement with IDOT for the improvement of the intersection of IL 40 (Knoxville Avenue) with Mossville Road and relocated Wilhelm Road; 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.

**(01-534)      Communication from Director of Public Works Requesting Authorization to  
\*\*\*                PURCHASE Approximately 6.1 ACRES of REAL ESTATE Located near the  
                     Intersection of BIG HOLLOW ROAD and CHARTER OAK ROAD from Mrs.  
                     Ethel Sewell, in the Amount of \$73,200.00 for the CHARTER OAK ROAD  
                     EXTENSION PROJECT.**

Following a brief comment, Council Member Nichting moved to authorize the purchase of approximately 6.1 acres of real estate located near the intersection of Big Hollow Road and Charter Oak Road from Mrs. Ethel Sewell, in the amount of \$73,200.00 for the Charter Oak Road Extension Project; 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.

**(01-536)      Communication from Director of Economic Development Requesting Authorization  
\*\*\*\*                to SELL CITY-OWNED VACANT LOT at 615 N.E. MONROE, in the Amount of  
                     \$2,000.00, Plus Costing Costs, and Authorization for the City Manager to Execute  
                     the Necessary Documents.**

Council Member Gulley moved to defer this item for one week until the August 21, 2001, Regular City Council Meeting; seconded by Council Member Morris.

Motion to defer this item until August 21, 2001, was approved by roll call vote.

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

Nays: None.

**(01-538)      Communication from Director of Economic Development Requesting Approval of  
\*\*\*\*\*                REAL ESTATE SALE CONTRACT to TRANSFER .935 Acres Located on N.  
                     HIGHTOWER STREET to CENTRAL ILLINOIS MORTUARY SERVICES LTD.  
                     for \$3.00 Per Square Foot and Authorization for the City Manager to Execute the  
                     Necessary Documents.**

In discussion with Council Member Sandberg, Director of Economic Development Dave Dobson explained the cost paid for the clean-up of the site in 1994. He said this site was only a small portion of a

nine-acre site and the entire cost was \$297,500. He said this would come to about 76 cents a square foot or \$29,000.

Council Member Sandberg expressed concern that the City was selling land in Southtown for such a low amount, and he indicated he could not support the motion.

Council Member Thetford moved to approve the real estate sale contract to transfer .935 acres located on N. Hightower Street to Central Illinois Mortuary Services Ltd. For \$3.00 per square foot, and authorize the City Manager to execute the necessary documents; seconded by Council Member Gulley.

Approved by roll call vote.

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

Nays: Sandberg - 1.

**(01-540) Communication from Director of Public Works and Director of Economic  
\*\*\*\*\* Development with ORDINANCE VACATING PORTIONS of RICHMOND,  
\* RAVINE, and DECHMAN AVENUES and ALLEYS Between these Avenues in the  
MIDTOWN PLAZA REDEVELOPMENT AREA.**

Following a brief comment by Council Member Sandberg, Council Member Thetford moved to adopt the Ordinance vacating portions of Richmond, Ravine, and Deckman Avenues and Alleys between these avenues in Midtown Plaza Redevelopment Area; seconded by Council Member Teplitz.

ORDINANCE NO. 15,181 was adopted by roll call vote.

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

Nays: Sandberg - 1.

**(01-554) RE-APPOINTMENTS by Mayor David P. Ransburg to the NEIGHBORHOOD  
\*\*\*\*\* DEVELOPMENT COMMISSION:  
\*\***

**\*Mr. Carroll Besing  
Mr. David Koehler  
Mr. Robert McQuirter  
Ms. Martha Ross**

Mayor Ransburg distributed a replacement communication correcting the spelling of Mr. Carroll Besing's name to all members of the Council.

Council Member Nichting moved to concur with the appointments of Carroll Besing, David Koehler, Robert McQuirter and Martha Ross, as amended, to the Neighborhood Development Commission; 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.

**(01-558) Communication from Police Chief Requesting Authorization to PURCHASE 45  
MOBILE VISION IN-CAR VIDEO SYSTEMS and ASSOCIATED EQUIPMENT  
From MOBILE VISION, INC., in the Amount of \$191,685.00 Using TECH GRANT  
FUNDING.**

Council Member Grayeb moved to authorize the purchase of 45 mobile vision in-car video systems and associated equipment from Mobile Vision, Inc., in the amount of \$191,685.00 using Tech Grant Funding; seconded by Council Member Nichting.



Motion to authorize the purchase of 45 mobile vision in-car video systems and associated equipment from Mobile Vision, Inc., in the amount of \$191,685.00 using Tech Grant Funding was approved by roll call vote.

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

Nays: None.

**(01-559) Communication from Director of Public Works Requesting Approval of an ENGINEERING SERVICES CONTRACT with CLARK DIETZ, INC., not to Exceed an Amount of \$94,975.00 for the RIVER CITY GATEWAY ROUTE STUDY PROJECT, and Authorization for the City Manager to Execute the Contract.**

Council Member Nichting moved to approve the Engineering Services Contract with Clark Dietz, Inc., not to exceed an amount of \$94,975.00 for the River City Gateway Route Study Project, and authorize the City Manager to execute the contract; seconded by Council Member Grayeb.

Council Member Sandberg indicated he could not support this expenditure of taxpayer money for a consultant. He suggested that City Staff make the decision where the road should be located. He said he felt the City would be paying for information that was already known.

Motion to approve the Engineering Services Contract with Clark Dietz, Inc., not to exceed an amount of \$94,975.00 for the River City Gateway Route Study Project, and authorize the City Manager to execute the contract was approved by roll call vote.

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

Nays: Sandberg - 1.

**(01-560) Communication from Director of Public Works and Corporation Counsel Requesting to Enter into an INTERGOVERNMENTAL AGREEMENT with the GREATER PEORIA AIRPORT AUTHORITY BOARD for Use of the Property Located at the Intersection of N. UNIVERSITY STREET and TOWNLINE ROAD.**

Director of Public Works Steve Van Winkle distributed a replacement Intergovernmental Agreement and supplemental information regarding the Intergovernmental Agreement with the Greater Peoria Airport Authority to all members of the City Council.

Council Member Nichting moved to enter into the Intergovernmental Agreement with the Greater Peoria Airport Authority Board, as revised, for the use of the property located at the intersection of N. University Street and Townline Road, and receive and file the supplemental information; 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.

**(01-561) Communication from Director of Planning and Growth Management Requesting Authorization to Enter Into a CONTRACTUAL AGREEMENT with THE CHILDREN'S HOME ASSOCIATION to be the FISCAL AGENT for the 2001 REGIONAL NEIGHBORHOOD NETWORK CONFERENCE.**

Council Member Thetford moved to enter into a contractual agreement with the Children's Home Association to be the Fiscal Agent for the 2001 Regional Neighborhood Network Conference; seconded by Council member Morris.

Motion to enter into a contractual agreement with the Children's Home Association to be the Fiscal Agent for the 2001 Regional Neighborhood Network Conference was approved by roll call vote.

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

Nays: None.

**(01-562) Communication from Planning and Growth Management Recommending Approval of the Following:**

- A. Authorize the Administration to Execute an RFQ PROCESS to Search for a CONSULTANT to Work with the NDC to Develop a Plan for the Investment of ENTITLEMENT FUNDS for AFFORDABLE HOUSING;**
- B. Reprogram up to \$50,000.00 from Existing ENTITLEMENT PROGRAM INCOME for Such CONTRACT.**

Council Member Morris moved to authorize the Administration to execute an RFQ process to search for a consultant to work with the NDC to develop a plan for the investment of Entitlement Funds for affordable housing and reprogram up to \$50,000.00 from the existing Entitlement Program Income for such contract; seconded by Council Member Turner.

Council Member Sandberg expressed concern that this money would be used to hire a consultant. He said he felt this money could be used another way.

Council Member Thetford pointed out that the consultant would not be limited to exploring the issues listed in the Council communication. She said this was not just a program to get the money back, but to also determine if funds were being used in the best possible manner.

Council Member Gulley expressed concern that Entitlement Funds would be used to hire a consultant. He indicated he wished other funds could be used instead.

Motion to authorize the Administration to execute an RFQ process to search for a consultant to work with the NDC to develop a plan for the investment of Entitlement Funds for affordable housing and reprogram up to \$50,000.00 from the existing Entitlement Program Income for such contract was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Morris, Nichting, Teplitz, Thetford, Turner, Mayor Ransburg – 9;  
Nays: Sandberg, Spears - 2.

**(01-563) CITY MANAGER REPORT TO CITY COUNCIL.**

Council Member Nichting moved to receive and file the City Manager Report to City Council; seconded by Council Member Turner.

Council Member Thetford pointed out that the City Manager's Report included an informational communication regarding Growth Cell I, and she expressed concern that there did not seem to be a plan for the Council to discuss the report at this meeting. She urged the Council to hold discussion regarding this issue in the near future. She said an item should be placed on a future Council Agenda and information from the Tri-County Planning Commission should be included. She said she supported the growth cell concept, but as the City approached forming other growth cells, the Council needed as much fiscal information as possible so wise decisions could be made.

Council Member Sandberg moved to separate the communication regarding Growth Cell One Development Statistical Update from the City Manager's Report and defer this item for three weeks until the September 4, 2001, Council Meeting to allow for the integration of the Tri-County Planning Commission Report; seconded by Council Member Spears.

Council Member Nichting suggested that the report from the Tri-County Planning Commission be delivered to the City Council within the next several days for their review.

Motion to separate the communication regarding Growth Cell One Development Statistical Update from the City Manager's Report and defer this item for three weeks until the September 4, 2001, Council Meeting to allow for the integration of the Tri-County Planning Commission Report was approved by roll call vote.

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

Nays: None.

Council Member Nichting moved to receive and file the remainder of the City Manager Report to City Council; 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.

### **UNFINISHED BUSINESS**

#### **(01-417) Communication from Director of Public Works with REPORT BACK Regarding BUSINESS (LOGO) SIGNING on I-74 in Peoria.**

In discussion with Council Member Spears, Director of Public Works Steve Van Winkle indicated he would be bringing a Resolution back for the Council's approval in the near future.

Council Member Spears moved to receive and file the Report Back regarding the business (logo) signing on I-74 in Peoria; 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.

#### **(01-470) Communication from ESDA Director Regarding REPORT BACK on COMMUNITY MESSAGING SYSTEM. (For Information Only)**

Following a brief discussion regarding upcoming legislation and system advancements, Council Member Grayeb moved to receive and file the report back on Community Messaging System; seconded by Council Member Nichting.

Approved by roll call vote.

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

Nays: None.

#### **(01-508) Communication from Director of Public Works with ORDINANCE VACATING ALL OF THE ALLEYS in BLOCK 11 of the SECOND DIVISION of PULSIFER'S ADDITION to the City of Peoria.**

Council Member Teplitz moved to adopt the Ordinance vacating all of the alleys in Block 11 of the Second Division of Pulsifer's Addition to the City of Peoria; seconded by Council Member Nichting.

ORDINANCE NO. 15,182 was adopted by roll call vote.

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

Nays: None.

**(01-517) A. Communication from Corporation Counsel with ORDINANCE Amending Ordinance 14,315 ESTABLISHING RULES AND ORDER OF BUSINESS of the CITY COUNCIL of the City of Peoria. (New Communication)**

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

Following a brief discussion, Council Member Sandberg moved to deny the Ordinance amending Ordinance No. 14,315 establishing Rules and Order of Business of the City Council and to allow Council Rules regarding citizens addressing to stand; seconded by Council Member Teplitz.

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

Mr. B. J. Martin, 309 Maywood, agreed that no change should be made to the present procedure regarding citizens addressing the City Council.

Following discussion, City Clerk Mary Haynes said a citizen's item could be placed on the Agenda under Citizens Request to Address the Council as directed by the Procedural Ordinance in the City Code. Mayor Ransburg said all parties would be better prepared if this procedure was followed.

It was also stated that a letter from any one City Council Member could request placement of an item on the City Council Agenda, as long as it was received by 10:00 A.M. on Friday.

Following further discussion, Council Member Nichting moved to call the question; seconded by Council Member Ardis.

Motion to call the question was approved by roll call vote.

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

Nays: None.

Motion to DENY the Ordinance amending Ordinance No. 14,315 establishing Rules and Order of Business of the City Council and to allow Council Rules regarding citizens addressing to stand was approved by roll call vote.

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

Nays: None.

**\*\*\*\*\* B. Communication from Corporation Counsel Regarding COUNCIL RULES and SUPER-MAJORITY VOTING ISSUES.**

Corporation Counsel Randy Ray distributed a communication including information regarding super-majority voting issues to all members of the City Council.

Council Member Sandberg moved to defer discussion on the communication from Corporation Counsel regarding super-majority voting issues for two weeks until the August 28, 2001, Regular City Council Meeting; seconded by Council Member Teplitz.

Motion to defer discussion on the communication from Corporation Counsel regarding super-majority voting issues for two weeks until the August 28, 2001, Regular City Council Meeting was approved by roll call vote.

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

Nays: None.

**(00-707) REQUEST TO REMOVE FROM THE TABLE the Communication from Director of Planning and Growth Management with ORDINANCE Rezoning Property Located at 5116, 5120 N. BIG HOLLOW ROAD from the Present Class R-2 (Single Family Residential) District to a Class C-1 (General Commercial) District.**

Council Member Spears moved to remove from the Table the communication from Director of Planning and Growth Management with Ordinance rezoning property located at 5116, 5120 N. Big Hollow Road from the present Class R-2 (Single Family Residential) District to a Class C-1 (General Commercial) District, and place this item on the August 21, 2001, Council Agenda; 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.

**NATIONAL NIGHT-OUT AGAINST CRIME**

Council Member Thetford thanked all the neighborhoods who participated in the National Night-Out Against Crime.

**(01-517) B. Communication from Corporation Counsel Regarding COUNCIL RULES and SUPER-MAJORITY VOTING ISSUES.**  
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Council Member Sandberg moved to reconsider action taken earlier in the meeting deferring this item until the August 28, 2001, Regular City Council Meeting; seconded by Council Member Morris.

Motion to reconsider action on this item was approved by roll call vote.

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

Nays: None.

Council Member Sandberg moved to defer this item for three weeks until the September 4, 2001, Regular City Council Meeting.

Motion to defer this item until September 4, 2001, was 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**

**(01-564) REQUEST FROM CITIZENS TO ADDRESS THE COUNCIL**

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

Mr. Kevin Macmillan, 2636 N. Peoria, explained a Code Enforcement problem that he had encountered. He expressed concern that neighbors or other citizens could file a complaint on a property without having to identify themselves.

Mr. David Pittman, 2701 W. Moss, discussed urban sprawl and economic forecasts for growth cells. He said each growth cell should be self-sustaining and not subsidized by other parts of the City. He urged the City to utilize planning for smart growth in Growth Cell #1, and he urged the City to join with the County, and other public bodies, in a Task Force to study the mechanics of smart growth. He also urged the Council to work with other relevant bodies and other public officials for regional growth planning. He suggested reconciling the disparity of revenue projections of Growth Cell #1.

### EXECUTIVE SESSION

**(01-565) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss; 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 2(c)(2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concern salary schedules for one or more classes of employees; and 2(c)6 The setting of a price for sale or lease of property owned by the public body.**

Council Member Turner moved for the City Council to go into Executive Session to Discuss; 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 2(c)(2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concern salary schedules for one or more classes of employees; and 2(c)6 The setting of a price for sale or lease of property owned by the public body; seconded by Council Member Gulley.

Approved by roll call vote.

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

Nays: None.

### ADJOURNMENT

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

Approved by viva voce vote.

The Council Meeting adjourned at 8:20 P.M.

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

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