

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

Council Chambers, Peoria, Illinois, November 6, 2001, a Regular Meeting of the City Council was held this date at 6:18 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 led the Pledge of Allegiance. City Labor Relations Manager Michael Hurt sang the national anthem.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

PRESENTATION:      ADVANCED MEDICAL TRANSPORT CONTRIBUTION to the CITY OF PEORIA in MEMORY of POLICE OFFICER JIM FAULKNER

PROCLAMATION:      TED AND ROSEMARY BANNON

PROCLAMATION:      ANIMAL SHELTER APPRECIATION WEEK – November 4 – 10, 2001

PROCLAMATION:      KEY CLUB WEEK – November 4 – 10, 2001

PROCLAMATION:      STUFF A BUS ANNUAL CANNED FOOD DRIVE DAYS –  
November 1 – 26, 2001

PROCLAMATION:      LEAVE A LEGACY MONTH – November 2001

**MINUTES**

Council Member Nichting moved to approve the Minutes of the Regular City Council Meeting and Executive Sessions held on October 23, 2001, 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**

**(01-716)      Communication from Director of Economic Development with a PRESENTATION  
Regarding DOWNTOWN BALL STADIUM PROGRESS.**

Director of Economic Development David Dobson gave a brief history of the beginning of the construction of the O'Brien Stadium Project.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Mr. Rocky Vonachen, General Manager of the Chiefs and the L.L.C.

Mr. Rocky Vonachen, General Manager of the Chiefs and the L.L.C., reported the Stadium project was approximately 40% completed. He distributed a copy of an artist's rendering of the completed Stadium project. He also displayed pictures of the construction site and explained the same amount of construction was being conducted underground as on the surface level. He said tours were being conducted and he invited the Council to visit the site.

City Engineer Gene Hewitt reported that paving on Jefferson Street had been completed. He said the street would be opened on November 22, 2001. He said sidewalk work would continue as long as the weather permitted.

Council Member Nichting moved to receive and file the presentation regarding the progress on the Downtown Ball Stadium; 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.

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

- (01-717) Communication Relating that the SCOTTISH RITE BUILDING, Located at 400 N. E. PERRY, would be Available for DISASTER RELIEF, if the Need Arises.**
- (01-718) Communication from Director of Public Works Requesting Concurrence in the Award by the Greater Peoria Sanitary and Sewage Disposal District of the LOW BID of WIEGAND AND STORRER, INC., for the ENGINEERING SERVICES CONTRACT for DIVISION C of the FARGO RUN SEWER IMPROVEMENT (PHASE I), in the Amount of \$298,990.00.**
- (01-719) Communication from Director of Public Works Recommending the PURCHASE of Approximately 549 SQUARE FEET of REAL ESTATE for RIGHT-OF-WAY, and Authorize Payment for Other Associated Costs, Located at 622 WEST HAWLIETTE COURT for the Amount of \$5,000.00, for the KNOXVILLE AVENUE and MT. HAWLEY ROAD CONNECTOR ROAD PROJECT.**
- (01-720) Communication from Director of Economic Development Requesting Approval of a BUSINESS DEVELOPMENT FUND LOAN to ART AND JACKIE JACKSON (d/b/a Art's River City Café), in the Amount of \$40,000.00.**
- (01-721) Communication from Director of Inspections and Animal Shelter Director Requesting Approval of the ANIMAL CONTROL AGREEMENT with the VILLAGE OF BELLEVUE.**
- (01-722) \* Communication from Director of Public Works Requesting Approval of the IDOT LOCAL AGENCY AGREEMENT for FEDERAL PARTICIPATION for the IMPROVEMENT of WATER STREET, from Harrison Street to Walnut Street, and Authorize the City Manager to Sign the Agreement.**
- (01-723) Communication from Corporation Counsel Requesting Authorization to Retain MISTER J'S INVESTIGATION & SECURITY AGENCY as PROCESS SERVER for a TWO-YEAR CONTRACT.**

**(01-724) APPOINTMENTS by Mayor David P. Ransburg to the SENIOR CITIZENS COMMISSION:**

Kathleen Chapman (Voting)	Existing Three-Year Term Expires 6/30/02
Leslie K. Lee (Voting)	Existing Three-Year Term Expires 6/30/02
Warren Slonneger (Voting)	Existing Three-Year Term Expires 6/30/02
John D. Miller (Voting)	Existing Three-Year Term Expires 6/30/02
Jeanne Strate (Voting)	Existing Three-Year Term Expires 6/30/02

**(01-725) APPOINTMENTS by Mayor David P. Ransburg to the TRAFFIC COMMISSION:**

Annette Mills (Voting)	Existing Three-Year Term Expires 6/30/02
Dale E. Risinger (Voting)	Existing Three-Year Term Expires 6/30/03
Tami Shynk (Voting)	Existing Three-Year Term Expires 6/30/02

**(01-726) REAPPOINTMENT by Mayor David P. Ransburg to the PUBLIC BUILDING COMMISSION:**

William R. Adams (Voting)	Existing Five-Year Term Expires 9/30/05
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**(01-727) REAPPOINTMENTS by Mayor David P. Ransburg to the PLANNING COMMISSION:**

Scott Davis (Voting)	Term to be determined.
Nancy J. Lawless (Voting)	Term to be determined.
Henry D. Lawrence (Voting)	Term to be determined.
Raymond W. Lees (Voting)	Term to be determined.

**(01-728) Communication from Corporation Counsel with RESOLUTION NO. 01-728 Pertaining to APPOINTMENTS and TERMS of the PLANNING COMMISSION.**

**(01-729) Communication from Corporation Counsel with ORDINANCE Amending  
\*\* CHAPTER 3 of the Code of the City of Peoria Relating to ALCOHOLIC BEVERAGES.**

**(01-730) Communication from Corporation Counsel with ORDINANCE Amending  
\*\*\* CHAPTER 18 of the Code of the City of Peoria Relating to ARTICLE III, ADULT BUSINESSES, and ARTICLE IV, ADULT BOOKSTORES.**

**(01-731) SITE APPROVAL for a CLASS "B" (RESTAURANT) with a SUBCLASS 1A (2:00  
\*\*\*\* A.M.), SUBCLASS 2 (LIVE ENTERTAINMENT) and SUBCLASS 3 (BEER GARDEN) LIQUOR LICENSE for 619 WATER STREET, with Recommendation of Liquor Commission to Approve.**

**(01-732) Communication from Corporation Counsel Regarding REPORT on BILLS SUBMITTED to PAAG for PAYMENT.**

**(01-733) Communication from Finance Director/Comptroller and Capital Budget  
\*\*\*\*\* Coordinator Regarding the 2001 THIRD QUARTER ACTIVE CAPITAL IMPROVEMENT PROJECTS FINANCIAL SUMMARY. (For Information Only)**

**(01-734) REPORTS:**

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

- B. **SEPTEMBER 2001 REVENUE and OPERATING EXPENDITURE REPORT UNAUDITED.**
- C. **CITY TREASURER'S REPORT – September, 2001.**
- D. **PEORIA PUBLIC LIBRARY FINANCIAL REPORT – September 30, 2001.**
- E. **PEORIA PUBLIC LIBRARY STATISTICAL REPORT – September 30, 2001.**
- F. **TOWN OF THE CITY OF PEORIA FINANCIAL REPORT – September 30, 2001.**

**CONSIDERATION OF REPORT BACKS:**

**(01-672) Communication from Equal Opportunity Director with REPORT BACK on  
\*\*\*\*\* AFFIRMATIVE ACTION EFFORTS on JEFFERSON AVENUE RELOCATION.  
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**(01-735) ADOPTION of COMMITTEE REPORT Regarding INFRASTRUCTURE.**

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

Council Member Sandberg requested that Item No. 01-722, 01-729, 01-730, and 01-731 be removed from the Consent Agenda for further discussion.

Council Member Nichting requested that Item No. 01-731 be removed from the Consent Agenda for further discussion.

Council Member Thetford requested that Item No. 01-733 be removed from the Consent Agenda for further discussion.

Council Member Gulley requested that Item No. 01-672 be removed from the Consent Agenda for further discussion.

Item Nos. 01-717 through 01-735 (excluding Item Nos. 01-722, 01-729, 01-730, 01-731, 01-733, and 01-672 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.

**(01-722) Communication from Director of Public Works Requesting Approval of the IDOT  
\* LOCAL AGENCY AGREEMENT for FEDERAL PARTICIPATION for the  
IMPROVEMENT of WATER STREET, from Harrison Street to Walnut Street,  
and Authorize the City Manager to Sign the Agreement.**

In discussion with Council Member Sandberg regarding why the improvement would stop at Walnut Street, City Engineer Gene Hewitt explained the portion of Water Street between State Street and Walnut Street was completed several years ago to allow Mr. Sullivan to develop his property. He said what was completed was the maximum that could be done without relocating the railroad tracks in the area.

Council Member Sandberg moved to approve the IDOT Local Agency Agreement for Federal participation for the improvement of Water Street, from Harrison Street to Walnut Street, and authorize the City Manager to sign the agreement; 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.

**(01-729)            Communication from Corporation Counsel with ORDINANCE Amending  
\*\*                    CHAPTER 3 of the Code of the City of Peoria Relating to ALCOHOLIC  
                         BEVERAGES.**

In discussion with Council Member Sandberg, Corporation Counsel Randy Ray explained there were certain things that would normally be considered an adult use that were not specifically prohibited in the Liquor Code, so the purpose of the proposed Ordinance was to add to the list of activities that could not be conducted in a liquor establishment.

Following a brief discussion, Council Member Sandberg referred to (4) under Sec. 3-14, and he proposed an amendment to replace the first word “and” in the first line with a comma.

Council Member Sandberg moved to adopt the Ordinance amending Chapter 3 of the Code of the City of Peoria relating to Alcoholic Beverages, as amended to replace the first word “and” in the first line with a comma; seconded by Council Member Turner.

ORDINANCE NO. 15,217, as amended, was adopted by roll call vote.

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

Nays: None.

**(01-730)            Communication from Corporation Counsel with ORDINANCE Amending  
\*\*\*                    CHAPTER 18 of the Code of the City of Peoria Relating to ARTICLE III, ADULT  
                         BUSINESSES, and ARTICLE IV, ADULT BOOKSTORES.**

Council Member Sandberg stated he could not support the proposed Ordinance. He referred to a later item on the Agenda that related to the Building Code and construction, and he suggested that the Construction Commission review the proposed Ordinance. He said he felt there were inconsistencies and conflicts between this proposed Ordinance and the model building code regarding doors and lighting. He said the model building code required doors to prevent the spread of fire and to contain fire. He questioned the real need for the proposed Ordinance since police arrests for unlawful sexual activities in and around adult bookstores were minimal.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Ms. Sandra Fritz.

Ms. Sandra Fritz, Peoria resident, expressed concern that adult bookstores invited the criminal element to the surrounding areas.

Council Member Nichting moved to adopt the Ordinance amending Chapter 18 of the Code of the City of Peoria relating to Article III, Adult Businesses, and Article IV, Adult Bookstores; seconded by Council Member Ardis.

Following further discussion, Council Member Thetford suggested that before the Council adopt the proposed Ordinance, the Construction Commission should review the Ordinance and make a recommendation.

Council Member Turner left the Council Chambers.

Council Member Thetford moved to remand the proposed Ordinance amending Chapter 18 of the Code of the City of Peoria relating to Article III, Adult Businesses, and Article IV, Adult Bookstores to the Construction Commission for review and recommendations; seconded by Council Member Spears.

Motion to remand the proposed Ordinance amending Chapter 18 of the Code of the city of Peoria relating to Article III, Adult Businesses, and Article IV, Adult Bookstores to the Construction Commission for review and recommendations was approved by roll call vote.

Yeas: Ardis, Grayeb, Gulley, Sandberg, Spears, Teplitz, Thetford, Mayor Ransburg – 8;

Nays: Morris, Nichting - 2.

Council Member Turner returned to the Council Chambers.

**(01-731) SITE APPROVAL for a CLASS “B” (RESTAURANT) with a SUBCLASS 1A (2:00 A.M.), SUBCLASS 2 (LIVE ENTERTAINMENT) and SUBCLASS 3 (BEER GARDEN) LIQUOR LICENSE for 619 WATER STREET, with Recommendation of Liquor Commission to Approve.**  
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Council Member Nichting and Council Member Sandberg both stated they would be abstaining from the discussion and vote due to a business relationship with the owner of this establishment.

Council Member Turner moved to approve the site for a Class “B” (Restaurant) with a Subclass 1A (2:00 A.M.), Subclass 2 (Live Entertainment) and Subclass 3 (Beer Garden) Liquor License for 619 Water Street; seconded by Council Member Ardis.

Approved by roll call vote.

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

Nays: None;

Abstention: Nichting, Sandberg - 2.

**(01-733) Communication from Finance Director/Comptroller and Capital Budget Coordinator Regarding the 2001 THIRD QUARTER ACTIVE CAPITAL IMPROVEMENT PROJECTS FINANCIAL SUMMARY. (For Information Only)**  
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Council Member Thetford expressed concern that the funding for the Northside Business Project was not included in the list for the Economic Development Department. She also pointed out that in some line items, no funds had been expended, and she said she would need to know which of these funds would be depleted by the end of the year for budget purposes. She said this information would be needed soon.

Council Member Thetford moved to receive and file the 2001 Third Quarter Active Capital Improvement Projects Financial Summary; 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.

**(01-672) Communication from Equal Opportunity Director with REPORT BACK on AFFIRMATIVE ACTION EFFORTS on JEFFERSON AVENUE RELOCATION.**  
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Council Member Gulley moved to receive and file the report back on Affirmative Action efforts on Jefferson Avenue Relocation and direct Staff to review the current Section 17-120 of the City Code to bring back some suggested changes in the Ordinance to tighten the process; seconded by Council Member Turner.

Motion to receive and file the report back on Affirmative Action efforts on Jefferson Avenue Relocation and direct Staff to review the current Section 17-120 of the City Code to bring back some suggested changes in the Ordinance to tighten the process was approved by roll call vote.

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

Nays: None.

**(01-736) Communication from Director of Public Works Requesting Approval of the Expenditure of \$410,000.00 from the 2002 Capital Budget for CONSTRUCTION of the ORANGE PRAIRIE ROAD EXTENSION Pursuant to the DEVELOPMENT and RIGHT-OF-WAY DEDICATION AGREEMENT.**

Council Member Nichting moved to approve the expenditure of \$410,000.00 from the 2002 Capital Budget for construction of the Orange Prairie Road Extension pursuant to the development and right-of-way dedication agreement; seconded by Council Member Grayeb.

Council Member Turner expressed concern that the Council would consider appropriating money from the 2002 Capital Budget, when the Council had not yet discussed or approved the 2002 Capital Budget or the Operations Budget.

City Manager Michael McKnight explained this project had previous Council approval in the 1997 CIP, but was later deferred because of the potential shopping center. He said there was a commitment with one of the businesses where they agreed to pay 50% of the road. He said this project had a history of Council approval, otherwise the Administration would have waited.

Council Member Thetford expressed concern about the reprogramming of previous monies. She pointed out that Orange Prairie Road was not on the CIP list for 2001 and other projects that needed funding would not be getting it.

Council Member Thetford moved to defer consideration of the request for \$410,000.00 from the 2002 Capital Budget for construction of the Orange Prairie Road Extension pursuant to the Development and Right-of-Way Dedication Agreement until after the CIP Budget process had been completed; seconded by Council Member Morris.

Council Member Nichting suggested that the expenditure could come out of the 2001 Budget.

Discussion was held regarding how obligations for multi-year contracts had been handled in the past. City Manager Michael McKnight and Director of Public Works Steve Van Winkle indicated this was not a unique or unusual request. He said this had been previously discussed by Council when the Mall near Route 9 and Route 150 was discussed.

Motion to defer consideration of the request for \$410,000.00 from the 2002 Capital Budget for construction of the Orange Prairie Road Extension pursuant to the Development and Right-of-Way Dedication Agreement until after the CIP Budget process had been completed was approved by roll call vote.

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

Nays: Grayeb, Nichting, Sandberg – 3.

**(01-737) Communication from Director of Public Works with RESOLUTION of Support for a PILOT PROGRAM to Demonstrate ANAEROBIC COMPOSTING of LANDSCAPE WASTE within PEORIA CITY/COUNTY LANDFILL NO. 2.**

Council Member Nichting moved to approve the Resolution of support for a Pilot Program to demonstrate anaerobic composting of landscape waste within Peoria City/County Landfill No. 2; seconded by Council Member Turner.

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Mr. Tom Edwards.

Mr. Tom Edwards, 2702 N. Peoria, distributed a statement regarding this issue and he urged the Council to defer this item.

In discussion with Council Member Sandberg, Director of Public Works Steve Van Winkle indicated there was some time on this issue and could easily be deferred without jeopardizing the project.

In further discussion, it was determined if the motion to approve did not pass, a motion to defer would be offered.

Motion to approve the Resolution of support for a Pilot Program to demonstrate anaerobic composting of landscape waste within Peoria City/County Landfill No. 2 was approved by roll call vote.

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

Nays: Grayeb, Sandberg, Teplitz - 3.

**(01-738) Communication from Director of Inspections Recommending Adoption of the 2000 INTERNATIONAL CODES and SPECIFIED CHANGES as Follows:**

**A. ORDINANCE Amending CHAPTER 5 of the Code of the City of Peoria Relating to BUILDING;**

Council Member Nichting moved to approve the Ordinance amending Chapter 5 of the Code of the City of Peoria relating to Building; seconded by Council Member Turner.

Council Member Sandberg expressed concern regarding the one modification to the International Code regarding stairs. He said he felt this would dramatically impact safety.

Motion to adopt ORDINANCE NO. 15,218 amending Chapter 5 of the Code of the City of Peoria relating to Building was approved by roll call vote.

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

Nays: None.

**B. ORDINANCE Amending CHAPTER 11 of the Code of the City of Peoria Relating to FIRE PREVENTION and PROTECTION.**

Council Member Nichting moved to adopt the Ordinance amending Chapter 11 of the Code of the City of Peoria relating to Fire Prevention and Protection; seconded by Council Member Turner.

ORDINANCE NO. 15,219 was adopted by roll call vote.

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

Nays: None.



**(01-739) CITY MANAGER REPORT TO CITY COUNCIL.**

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

Council Member Nichting requested that statistics information regarding arrests, notices to appear, etc. be included in future City Manager Reports.

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

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

Nays: None.

**UNFINISHED BUSINESS****(01-574) Communication from Director of Planning and Growth Management Recommending Adoption of the Following:**

- A. ORDINANCE Approving the FINAL PLAN of PRAIRIE LAKES APARTMENTS, an Apartment Development Located at 9909 N. KNOXVILLE AVENUE, with Conditions.**
- B. 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 table these Ordinances; seconded by Council Member Sandberg.

Motion to 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****(01-740) REQUEST for REPORT BACK Regarding the HEALTH DEPARTMENT and INSPECTION of ADULT BOOKSTORES.**

Council Member Nichting requested a report back regarding whether or not the Health Department inspected Adult Bookstores.

Corporation Counsel Randy Ray said he would provide that information.

**CITIZEN REQUESTS TO ADDRESS THE COUNCIL****(01-741) REQUEST by MR. DAN MANSFIELD to ADDRESS the CITY COUNCIL  
Regarding a DRAINAGE PROJECT IN ROLLING ACRES.**

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Mr. Dan Mansfield.

Mr. Dan Mansfield, 5631 N. Hamilton Road, representing the Rolling Acres Neighborhood Association, expressed concern that construction on a drainage project in Rolling Acres on Hamilton Road had not been started. He pointed out that City Manager Michael McKnight had stated that if the project had been started by now, he would dig the drainage project himself. Mr. Mansfield presented Mr. McKnight with a gold shovel.

Mr. McKnight stated the design had started and they were in the process of obtaining easements.

**(01-742) REQUEST by MS. LEVETA RICCA to ADDRESS the CITY COUNCIL  
Regarding the SOUTHSIDE RESIDENTS.**

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Ms. Leveta Ricca.

Ms. Leveta Ricca, 711 S. Greenlawn, said she was proud of being a citizen of the Southside. She spoke in support of the Southside residents and the pride in their properties, volunteer spirit and other fine qualities. She said that most problems were caused by the absentee landlord situation.

Council Member Teplitz assured Ms. Ricca that the City would continue working with the citizens of the Southside.

**(01-743) REQUEST by MR. CHASE INGERSOLL to ADDRESS the CITY COUNCIL  
Regarding CITIZEN ARRESTS.**

Hearing no objections, Mayor Ransburg granted Privilege of the Floor to Mr. Chase Ingersoll.

Mr. Chase Ingersoll questioned if those citizens who performed citizen arrests would receive backup from the Peoria Police Department. He expressed concern that the Police Chief did not support this issue. He questioned where the Council stood on this issue. He indicated he would continue arresting citizens who committed crimes.

Council Member Sandberg questioned the interpretation of the law for clarity.

In discussion with Council, Corporation Counsel Randy Ray said he, as a City Staff person, requested guidance on whether or not he should give out legal advice to citizens.

Council Member Teplitz stated she agreed with the Corporation Counsel's reluctance to provide legal advice to private citizens. She said private citizens should hire private legal counsel.

Council Member Thetford indicated that the Council should not encourage the Corporation Counsel to provide information to private citizens.

Mayor Ransburg said the Council's policy was to follow the law.

EXECUTIVE SESSION

- (01-744) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss 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; 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 such an action is probable or imminent.**

Council Member Nichting moved that the Council go into Executive Session to discuss 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; 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 such an action is probable or imminent; 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.

ADJOURNMENT

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

Approved by viva voce vote.

The Council Meeting adjourned at 8:30 p.m.

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

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