

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

Council Chambers, Peoria, Illinois, July 11, 2000, a Regular Meeting of the City Council was held this date at 6:20 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 6:55 P.M.), Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 11; Absent: None.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Grieves requested a moment of silent prayer, and he extended his sympathy to the family of former City Manager and current County Administrator James Dakin, due to Mr. Dakin's death, and Mayor Grieves then led the Pledge of Allegiance.

**MINUTES**

Council Member Nichting moved to approve the Minutes of the Regular City Council Meeting and the Executive Session held on June 27, 2000, and the Minutes of the Dayton Trip on June 28, 2000, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

PROCLAMATION: CAPT. KENT TOMBLIN – RECIPIENT OF THE AFL-CIO  
ROBERT G. GIBSON AWARD

PROCLAMATION: TRIBUTE TO WOMEN'S MOTORCYCLE FEDERATION AND THEIR RIDE  
FROM THE FOUR CORNERS OF THE NATION TO FIGHT BREAST  
CANCER

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

- (00-519) NOTICE OF SUIT on Behalf of KYLEY R. ORTMAN Regarding an Auto Accident  
Involving an Animal Control Vehicle on May 11, 1999.
- (00-520) Communication from Director of Public Works Requesting Approval of WHITNEY  
& ASSOCIATES, INC. to Provide BITUMINOUS CONCRETE INSPECTION  
SERVICES for 2000.
- (00-521) Communication from Director of Public Works Requesting Approval of the JOINT  
\* AGREEMENT with IDOT for SEGMENT 1 of the KNOXVILLE AVENUE and  
PIONEER PARKWAY INTERSECTION IMPROVEMENT, and to Authorize the  
City Manager to Sign the Agreement.

- (00-522) Communication from Director of Public Works Requesting Approval of the **JOINT AGREEMENT** with IDOT for **SEGMENT 2** of the **KNOXVILLE AVENUE** and **PIONEER PARKWAY INTERSECTION IMPROVEMENT**, and to Authorize the City Manager to Sign the Agreement.
- (00-523) Communication from Director of Public Works Requesting Concurrence of the **JURISDICTIONAL TRANSFER** of a Portion of **STERLING AVENUE** from **NEBRASKA AVENUE** to **RHODORA AVENUE** from Peoria County to West Peoria.
- (00-524) Communication from Director of Public Works Requesting Concurrence of the **JURISDICTIONAL TRANSFER** of a Portion of **STERLING AVENUE** from **AYRES AVENUE** to **MANOR PARKWAY** from Peoria County to West Peoria.
- (00-525)  
\*\* Communication from Director of Public Works with **ORDINANCE** Vacating **PART OF IRVING STREET** Between **BOND STREET** and **WATER STREET** as Part of the PMP Expansion Project.
- (00-526) Communication from Director of Planning and Growth Management with **ORDINANCE NO. 14,958** Approving the **FINAL PLAT** of **WILLOW RIDGE TOWNHOMES PHASE 5**, A Residential Subdivision Located to the South of **WILLOW LAKE DRIVE**, to the East of **CHARTWELL PARK**, and within **WILLOW RIDGE TOWNHOMES SUBDIVISION**, Granting a **VARIANCE** for **SIDEWALKS**.
- (00-527) Communication from Director of Planning and Growth Management with **ORDINANCE NO. 14,959** Amending **APPENDIX "A"** of the Code of the City of Peoria Relating to **APPLICATION FEES**.
- (00-528) **STREET LIGHTING REQUESTS – 1000 BLOCK SHELLEY STREET; 2100 BLOCK N. CALIFORNIA AVENUE (Alley/Street Intersection); 2200 BLOCK N. CALIFORNIA AVENUE (Alley/Street Intersection); 2100 BLOCK N. INDIANA STREET (Alley/Street Intersection); 2200 BLOCK N. INDIANA STREET (Alley/Street Intersection); and 800-1200 BLOCK W. CRESTWOOD DRIVE.**
- (00-529)  
\*\*\* **APPLICATION** for **CLASS "H" TEMPORARY OUTDOOR LIQUOR LICENSE** for **CENTRAL ILLINOIS JAZZ SOCIETY** for July 21 and 22, 2000, with Recommendation to Approve.
- (00-530)  
\*\*\*\* **APPLICATION** for **CLASS "H" TEMPORARY OUTDOOR LIQUOR LICENSE** for **ST. PATRICK'S SOCIETY OF PEORIA** for \*August 27 and 28, 2000, with Recommendation to Approve.
- (00-531) **APPLICATION** for **CLASS "H" TEMPORARY OUTDOOR LIQUOR LICENSE** for **EXPOSITION GARDENS** for September 9, 2000, with Recommendation to Approve.
- (00-532)  
\*\*\*\*\* **APPOINTMENT** by Mayor Lowell G. Grieves to the **LIQUOR COMMISSION:**

Mr. Andrew D. Cassidy

**(00-533) APPOINTMENT and REAPPOINTMENT by Mayor Lowell G. Grieves to the HISTORIC PRESERVATION COMMISSION:**

**Appointment: Mr. James (John) G. McDonald**

**Reappointment: Mr. Frank Corso, Jr.**

**(00-534) Communication from Director of Public Works Regarding the ENGINEERING PROJECT STATUS REPORT. (For Information Only)**

\*\*\*\*\*

\*

**(00-535) REPORTS:**

**A. 1999 ANNUAL REPORT of the PEORIA HOUSING AUTHORITY. (On File in the City Clerk's Office)**

**CONSIDERATION of REPORT BACKS as Follows:**

**(00-404) Communication from Director of Planning and Growth Management with REPORT BACK on PLANNING DEPARTMENT FEES AND FINES.**

**(00-494) Communication from Director of Planning and Growth Management with REPORT BACK on REQUIREMENTS for PRIVATE SECURITY AT LARGE APARTMENT COMPLEXES.**

\*\*\*\*\*

\*\*

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

Council Member Nichting requested that Item Nos. 00-521 and 00-494 be removed from the Consent Agenda for further discussion.

Council Member Thetford requested that Item No. 00-530 be removed from the Consent Agenda for further discussion.

On behalf of Mayor Grieves, Council Member Nichting requested that Item Nos. 00-529 and 00-530 be removed from the Consent Agenda for further discussion.

Council Member Gibson requested that Item No. 00-534 be removed from the Consent Agenda for further discussion.

Council Member Ardis requested that Item No. 00-525 be removed from the Consent Agenda for further discussion.

At the end of the meeting after his arrival, Council Member Duncan requested that Item No. 00-532 be removed from the Consent Agenda for further discussion.

Item Nos. 00-519 through 00-535, and 00-404 (excluding Item Nos. 00-521, 00-525, 00-529, 00-530, 00-532, 00-534 and 00-494 which were removed from the Consent Agenda for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

- (00-521)      Communication from Director of Public Works Requesting Approval of the JOINT AGREEMENT with IDOT for SEGMENT 1 of the KNOXVILLE AVENUE and PIONEER PARKWAY INTERSECTION IMPROVEMENT, and to Authorize the City Manager to Sign the Agreement.**  
\*

In discussion with Council Member Nichting regarding construction to improve traffic flow for Edgewild and Hawley Hills, Director of Public Works Steve Van Winkle explained the improvements that would take place and he indicated that construction would begin in late summer or early fall and he anticipated construction would be completed during the current calendar year.

Council Member Nichting moved to approve the Joint Agreement with IDOT for Segment 1 of the Knoxville Avenue and Pioneer Parkway Intersection Improvement, and to authorize the City Manager to sign the Agreement; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

- (00-525)      Communication from Director of Public Works with ORDINANCE Vacating PART OF IRVING STREET Between BOND STREET and WATER STREET as Part of the PMP Expansion Project.**  
\*\*

Council Member Ardis stated he would be abstaining from voting and discussion due to PMP being a client of his employer.

Council Member Nichting moved to adopt the Ordinance vacating part of Irving Street between Bond Street and Water Street as part of the PMP Expansion Project; seconded by Council Member Turner.

ORDINANCE NO. 14,960 was adopted by roll call vote.

Yeas: Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Thetford, Turner, Mayor Grieves – 9;

Nays: None;

Abstention: Ardis - 1.

- (00-529)      APPLICATION for CLASS “H” TEMPORARY OUTDOOR LIQUOR LICENSE for CENTRAL ILLINOIS JAZZ SOCIETY for July 21 and 22, 2000, with Recommendation to Approve.**  
\*\*\*

Mayor Grieves stated he would be abstaining from the vote and discussion due to his business interests on the Riverfront.

Council Member Nichting moved to approve the Application for Class “H” Temporary Outdoor Liquor License for Central Illinois Jazz Society for July 21 and 22, 2000; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Gibson, Grayeb, Morris, Nichting, Sandberg, Spears, Turner, Mayor Pro Tem Thetford – 9;

Nays: None;

Abstention: Mayor Grieves - 1.

**(00-530) APPLICATION for CLASS "H" TEMPORARY OUTDOOR LIQUOR LICENSE  
\*\*\*\* for ST. PATRICK'S SOCIETY OF PEORIA for \*August 27 and 28, 2000, with  
Recommendation to Approve.**

In discussion with Council Member Thetford regarding the proposed dates, Corporation Counsel Randy Ray confirmed that the dates for Saturday and Sunday were \*August 26 and August 27, not August 27 and 28, so this amendment should be made.

Council Member Thetford moved to approve the Application for Class "H" Temporary Outdoor Liquor License for St. Patrick's Society of Peoria, as amended, for August 26 and 27, 2000; seconded by Council Member Nichting.

Approved by roll call vote.

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

Nays: None.

**(00-532) APPOINTMENT by Mayor Lowell G. Grieves to the LIQUOR COMMISSION:  
\*\*\*\*\***

**Mr. Andrew D. Cassidy**

At the end of the meeting after his arrival, Council Member Duncan expressed concern that the Liquor Commission was not more diversified not only by race, but also gender and geographic location. He explained that most of the members lived North of Forrest Hill. He suggested that people from all portions of the City should be represented on the Commission.

Mayor Grieves again requested Council assistance by providing names of people who could be considered for positions on commissions. He said there were over 250 appointments to be made each year and he welcomed Council input.

Council Member Nichting moved to concur with the appointment of Mr. Andrew D. Cassidy to the Liquor Commission; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

**(00-534) Communication from Director of Public Works Regarding the ENGINEERING  
\*\*\*\*\* PROJECT STATUS REPORT. (For Information Only)**

\*

Council Member Gibson referred to the number of New Majority of Petitions filed and the extensive costs connected with some of them, and she felt there would be more coming in the near future. She reminded the Council if they were going to keep their commitment to the neighborhoods, this would have to be addressed in the Budget and should keep this in mind when other capital projects were presented.

Council Member Gibson moved to receive and file the Engineering Project Status Report; seconded by Council Member Nichting.

Approved by roll call vote.

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

Nays: None.

**(00-494) Communication from Director of Planning and Growth Management with  
\*\*\*\*\* REPORT BACK on REQUIREMENTS for PRIVATE SECURITY AT LARGE  
\*\* APARTMENT COMPLEXES.**

Council Member Nichting requested the Police Department and Planning and Growth Management Department review the number of apartment complexes in the City, their sizes, and the number of police calls to attempt to determine the areas that an Ordinance could be written to address these problems.

Council Member Gibson suggested that some complexes already employed security, even though it was not mandated by the City. She requested that the number of complexes already employing security be determined and included in the report back.

Council Member Nichting moved to receive and file the report back on requirements for private security at large apartment complexes; seconded by Council Member Ardis.

Approved by roll call vote.

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

Nays: None.

**(00-536) Communication from City Manager, ESDA Director and Project Impact Partners  
Requesting Approval of the RESOLUTION to PARTNER with the COMMUNITY  
OF PEORIA to PARTICIPATE IN PROJECT IMPACT, and Join with other  
Project Impact Partners in Working to Make the City of Peoria a Disaster Resistant  
Community.**

ESDA Director Kay Harmon distributed a copy of a letter from Mr. Richard Rudman, Chairman of the National Advisory Committee in Washington, DC to all members of the Council.

Council Member Nichting moved to approve the Resolution to partner with the community of Peoria to participate in Project Impact, and join with other Project Impact Partners in working to make the City of Peoria a disaster resistance community; seconded by Council Member Grayeb.

Ms. Harmon displayed a video for the Council to view explaining Project Impact.

Council Member Duncan arrived at the meeting at 6:55 P.M.

Ms. Kim McCoy representing the Red Cross, Ms. Sharon McBride representing City Link, Mr. Randy Copes representing Lowe's, Mr. Neil Johnson representing CILCO, and Mr. William Browning, the immediate past Chairman of the Emergency Alert System spoke in support of Project Impact and urged the Council to support the program.

Motion to approve the Resolution to partner with the community of Peoria to participate in Project Impact, and join with other Project Impact Partners in working to make the City of Peoria a disaster resistance community was approved by roll call vote.

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

Nays: None.

**(00-537) Communication from Corporation Counsel and Director of Public Works Requesting TERMINATION of the FEBRUARY 24, 1998 AGREEMENT with PIONEER INDUSTRIAL RAILWAY COMPANY, as Outlined, and Authorize the City Manager to Execute the Necessary Document. (Refer to Item No. 99-812)**

Director of Public Works Steve Van Winkle gave a brief history of this project, and he said it came to a point in researching the issue of service from the West that it would be appropriate for the City to exercise the option in the agreement to terminate the second contract with Pioneer Industrial Railway Corporation. He added this would have no impact on service to Pioneer Park over the Keller Branch. He said he also felt this would be appropriate since the City would be entertaining responders to the RFP regarding service from the west.

Council Member Thetford moved to terminate the February 24, 1998, agreement with Pioneer Industrial Railway Company, as outlined, and authorize the City Manager to execute the necessary document; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

**(00-00-538) Communication from Executive Director of Riverfront Development Requesting Approval of the SULLIVAN/HUNT REDEVELOPMENT AGREEMENT; Authorization for the Riverfront Business District Commission to Negotiate a PARKING AGREEMENT with WTVP and Bring Back to Council for Final Approval; and Authorization for the Riverfront Business District Commission to Attempt to Identify Potential Funding Sources for the Development of the Park Area.**

Mayor Grieves stated he would be abstaining from the vote and discussion due to his business interests on the Riverfront. He requested that Mayor Pro Tem Thetford assume the Chair.

Council Member Sandberg stated he would be abstaining from the vote and discussion due to his working relationship with the developer.

Council Member Morris stated he would be abstaining from the vote and discussion because WTVP was his employer.

Executive Director of Riverfront Development Tom Tincher distributed a new communication with amended pages 12 and 13 of the proposed agreement to all members of the City Council. He gave a brief overview of the Council communication and the Pages 12 and 13 of the agreement, which were amended.

Mr. Tincher said the total development costs to the City would be approximately \$377,450 and the annual estimated cash flow from the designated Sullivan/Hunt Projects upon build-out was estimated to be approximately \$67,345 per year.

Council Member Duncan moved to approve the Sullivan/Hunt Redevelopment Agreement; authorize the Riverfront Business District Commission to negotiate a Parking Agreement with WTVP and bring it back to the City Council for final approval; authorize the Riverfront Business District Commission to attempt to identify potential funding sources for the development of the Park area; accept the amended pages 12 and 13 of the Agreement; authorize the City Manager to designate Ironfront L.L.C. as the grantee of the parking deck parcel so it will never be titled in the City; and authorize the City Manager to incorporate the designated exhibits into the Redevelopment Agreement and execute the completed document; seconded by Council Member Turner.

In discussion, Council Member Spears expressed concern regarding the City's costs on some of the past projects located in the area of this proposed development. He expressed further concern regarding the changes to the redevelopment agreement just before the Council was prepared to vote. He expressed concern that projects proposed on the Riverfront were interwoven with other projects on the Riverfront, which added to the complexity of each project. He said he felt the taxpayers would be paying too much money toward the proposed agreement.

Council Member Gibson said she liked the proposed project, but she expressed concern about the redevelopment agreement. She said she shared many of Council Member Spears' concerns. She said she was particularly displeased with the portion regarding the City's emphasis on the development of the park land. She indicated she felt this would be undesirable since parks required on-going maintenance, and there was the liability to consider. She said she supported the project, but she indicated her concern about the manner in which the agreement was crafted, which she felt was faulty. She said it would behoove both the Council and the Riverfront Commission to review the policy of acquiring more park land solely for the benefit of having control of a project.

Council Member Nichting requested a report back providing how much money was available to determine if a cooperative effort could be reached for the Park District to purchase the ground so the City would not own the park.

Mr. Ray stated the Administration could review the request. He said the Council should keep in mind that all development fees were subject to limitations, and it needed to be related to the development. He said he would review how much money was available and attempt to determine if there were other ways to address this issue.

Motion to approve the Sullivan/Hunt Redevelopment Agreement; authorize the Riverfront Business District commission to negotiate a Parking Agreement with WTVP and bring it back to the City Council for final approval; authorize the Riverfront Business District Commission to attempt to identify potential funding sources for the development of the Park area; accept the amended pages 12 and 13 of the Agreement; authorize the City Manager to designate Ironfront L.L.C. as the grantee of the parking deck parcel so it will never be titled in the City; and authorize the City Manager to incorporate the designated exhibits into the Redevelopment Agreement and execute the completed document was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Nichting, Turner, Mayor Pro Tem Thetford – 7;

Nays: Spears – 1;

Abstention: Morris, Sandberg, Mayor Grieves – 3.

**(00-539) Communication from Finance Director/Comptroller and Executive Director of Riverfront Development Requesting Approval to REPROGRAM FUNDS, in the Amount of \$213,000, from the IRONFRONT L.L.C. PROJECT to the SULLIVAN/HUNT PARK and PARKING LOT DEVELOPMENT PROJECT.**

Mayor Grieves stated he would be abstaining from the vote and discussion due to his business interests on the Riverfront.

Council Member Sandberg stated he would be abstaining from the vote and discussion due to his working relationship with the developer.

Council Member Morris stated he would be abstaining from the vote and discussion because WTVP was his employer.

Council Member Duncan moved to approve the reprogramming of funds, in the amount of \$213,000, from the Ironfront L.L.C. Project to the Sullivan/Hunt Park and Parking Lot Development Project; seconded by Council Member Turner.



Motion to approve the reprogramming of funds, in the amount of \$213,000, from the Ironfront L.L.C. Project to the Sullivan/Hunt Park and Parking Lot Development Project was approved by roll call vote.

Yeas: Ardis, Duncan, Gibson, Grayeb, Nichting, Spears, Turner, Mayor Pro Tem Thetford – 8;

Nays: None;

Abstention: Morris, Sandberg, Mayor Grieves – 3.

**(00-540) Communication from Director of Planning and Growth Management with  
ORDINANCE Amending APPENDIX “A” of the Code of the City of Peoria  
Relating to SIDEWALKS.**

Council Member Nichting moved to adopt the Ordinance amending Appendix “A” of the Code of the City of Peoria relating to Sidewalks; seconded by Council Member Turner.

Council Member Sandberg referred to Section 5-201 and he indicated there would be no requirement for sidewalks. He questioned if this was good long-term planning.

Director of Planning and Growth Management Department Wayne Anthony indicated he could not locate another project that fit this criteria. He said commercial developments along thoroughfares would still have sidewalks. He said this situation would not be located next to residential properties. He said if this section was deleted, it would not have much impact.

Motion to adopt ORDINANCE NO. 14,961 amending Appendix “A” of the Code of the City of Peoria relating to Sidewalks was approved by roll call vote.

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

Nays: Sandberg - 1.

Council Member Gibson left the Council Chambers.

**(00-541) Communication from Director of Planning and Growth Management with  
RESOLUTION Approving, with Condition, the PRELIMINARY PLAT of EAGLE  
POINTE SUBDIVISION, a Residential Subdivision Located to the West of  
RADNOR ROAD, East of the UNION PACIFIC RAILROAD, AND South of GOLF  
CREEK SUBDIVISION.**

Council Member Nichting moved to approve the Resolution approving, with condition, the Preliminary Plat of Eagle Pointe Subdivision, a Residential Subdivision located to the West of Radnor Road, East of the Union Pacific Railroad, and South of the Golf Creek Subdivision; seconded by Council Member Turner.

RESOLUTION NO. 00-541 was approved by roll call vote.

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

Nays: None.

Council Member Gibson returned to the Council Chambers.

UNFINISHED BUSINESS

- (00-396) Communication from Director of Planning and Growth Management with ORDINANCE Amending Ordinance No. 14,023, an EXISTING SPECIAL USE in a Class C-2 District (Large Scale Commercial) for a SHOPPING CENTER to Approve the FINAL SHOPPING CENTER PLAN for LOTS 11 AND 12 to Include a GAS STATION/CONVENIENCE STORE and to Obtain a SPECIAL USE in a Class C-2 District (Large Scale Commercial) for a CAR WASH on LOT 12 for Property Located at JANSSEN'S FARM SUBDIVISION PART OF LOTS 11 AND 12, with Conditions. (New Ordinance)**

Council Member Nichting moved to adopt the Ordinance amending Ordinance No. 14,023, an Existing Special Use in a Class C-2 District (Large Scale Commercial) for a Shopping Center to approve the Final Shopping Center Plan for Lots 11 and 12 to include a Gas Station/Convenience Store and to obtain a Special Use in a Class C-2 District (Large Scale Commercial) for a Car Wash on Lot 12 for property located at Janssen's Farm Subdivision Part of Lots 11 and 12, with conditions; seconded by Council Member Sandberg.

Council Member Turner stated he received calls from two residents in the area who voiced concerns regarding the large signs that would be erected on the property.

Council Member Nichting indicated he talked with those residents at a recent meeting, and he felt those residents were now in agreement.

Motion to adopt ORDINANCE NO. 14,962 amending Ordinance No. 14,023, an Existing Special Use in a Class C-2 District (Large Scale Commercial) for a Shopping Center to approve the Final Shopping Center Plan for Lots 11 and 12 to include a Gas Station/Convenience Store and to obtain a Special Use in a Class C-2 District (Large Scale Commercial) for a Car Wash on Lot 12 for property located at Janssen's Farm Subdivision Part of Lots 11 and 12, with conditions was approved by roll call vote.

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

Nays: None.

- (00-493) Communication from Director of Public Works with REPORT BACK Regarding EAST THRUSH STREET ISSUES.**

Council Member Thetford stated these residents had requested mid-alley lighting. She said it was her understanding that the Pact Alley Lighting Program was out of money and she requested that the City work with CILCO to use the Ameritech pole for the lighting. She requested to know CILCO's position regarding this lighting. She further addressed the issue of the requested stop sign and she expressed concern that a stop sign could not be placed along Thrush Street. She requested that Staff review the request again and provide a report back regarding the impact.

Mr. Van Winkle stated he would report back.

Council Member Thetford moved to receive and file the report back regarding the East thrush Street issues; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

**(00-498) BID for PARKING METER MECHANISMS, COMMUNICATORS, HOUSINGS, TRAINING AND SOFTWARE, with Recommendations as Outlined.**

Council Member Grayeb presented Petitions supporting free parking on the streets and along the Riverfront lots in downtown Peoria, bearing 2,854 signatures, to the Council. He discussed his meetings with the P.R.I.D.E. group and their concerns about the current projectory of parking fees and policies. He said they circulated Petitions to their patrons, which were presented to the Council. He said no part of a free parking plan would allow anyone to park long-term in one spot. He suggested having a limit on how long anyone could park in one spot and have parking enforcement personnel enforce the plan, just as we do now.

Council Member Grayeb moved to grant Privilege of the Floor to those who wished to address this issue.

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

Mr. Dan Phillips, owner of the Illinois Antique Center, spoke in support of free parking for the Riverfront. He said he felt if free parking was provided, the benefits of increased sales tax from increased sales would out-weigh the costs to the City for the equipment and overall enforcement of parking. He suggested at least allowing two or three hours of free parking for on-street parking and parking lots.

Ms. Julie Vonachen, owner of Moon Dancer, spoke in support of free parking. She discussed the struggle her new business had encountered because customers had to pay to park to shop at her store. She said she noticed reduced foot traffic in the area since paid parking went into effect. She said other communities did not charge for parking on their Riverfronts, and she urged the Council to find alternatives for needed revenue.

Mr. Rich Benson, representing Crooked Waters, spoke in support of free parking. He said his business had seen a decrease in business because of the paid parking issue, and he urged the Council to find some kind of compromise to assist the businesses who were affected by parking fees being charged to those who visited the Riverfront.

Council Member Grayeb moved to accept the bid for parking meter mechanisms, communicators, housings, training and software, from P.O.M., Inc., in the amount of \$51,829.44, and the purchase of refurbished parking meter housings from W. L. Birdwell and Associations, in the amount of \$8,122.50, authorize the Administration to bring back a financial impact analysis of programming all downtown parking meters for the first two hours to be free time for people to access the City's downtown with the additional inclusion of projected downtown parking and sales tax receipts, as well as an analysis of the real estate increments for the downtown, and direct the Administration to bring forth strategies for parking enforcement with a two-hour free metered parking system; seconded by Council Member Turner.

Council Member Turner expressed concern that paid parking was affecting businesses on the Riverfront, and he felt it was time the Council reviewed this in a serious manner.

Council Member Thetford discussed the pledged revenues for bonds the City had to meet and she indicated she felt the paid parking system was implemented late in the development of the Riverfront. She suggested that P.R.I.D.E. should notify people which businesses subsidized parking and she said she felt metered parking lots were a better idea than manned booth parking lots. She said she would be willing to review other ways to pay off the bonds.

Mayor Grieves suggested that the surface parking lots also be included in the study.

Council Member Grayeb said the proposed study was just the beginning of a study to find alternatives, and he understood it would take time to build a consensus.

Council Member Nichting suggested that business owners contact their landlords to request rent reductions to cover the additional costs of doing business. He said he felt some of this responsibility rested with property owners in the Riverfront area who purchased property knowing there was no parking. He added that it was also recognized that the success of the Riverfront also rested with the property and business owners located there. He also suggested that if it was the desire of the Council to move toward special assessment for this area, it should be considered soon because of the budget implications.

Discussion was held regarding the manner in which the paid parking program was implemented for the Riverfront in the beginning and other parking issues to consider, such as parking for Civic Center events, future ball stadium parking, etc. Council Member Gibson indicated there were many issues to consider and this was just the beginning.

Council Member Morris suggested that a Parking Commission be established to research solutions to this complex issue.

Council Member Duncan expressed concern that this study would use valuable Staff time that had already been allocated for other projects in their Work Plan.

Motion to accept the bid for parking meter mechanisms, communicators, housings, training and software, from P.O.M., Inc., in the amount of \$51,829.44, and the purchase of refurbished parking meter housings from W. L. Birdwell and Associates, in the amount of \$8,122.50, authorize the Administration to bring back a financial impact analysis of programming all downtown parking meters for the first two hours to be free time for people to access the City's downtown with the additional inclusion of projected downtown parking and sales tax receipts, as well as an analysis of the real estate increments for the downtown, and direct the Administration to bring forth strategies for parking enforcement with a two-hour free metered parking system was approved by roll call vote.

Yeas: Ardis, Gibson, Grayeb, Morris, Nichting, Spears, Thetford, Turner, Mayor Grieves – 9;

Nays: Duncan, Sandberg - 2.

**(00-517) REQUEST for a DEFERRAL of the REPORT BACK Regarding the DEFINITION of “SENIOR HOUSING” Relating to the Whispering Pointe Project near WeaverRidge.**

Council Member Nichting moved to defer the report back regarding the definition of “Senior Housing” relating to the Whispering Pointe Project near WeaverRidge until two weeks prior to the date the Whispering Pointe Project was brought before the Council; seconded by Council Member Ardis.

Motion to defer this item was approved by roll call vote.

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

Nays: None.

**NEW BUSINESS**

**(00-542) Communication from Superintendent of Police Regarding REPORT BACK on NOISE ENFORCEMENT STATISTICS.**

Superintendent of Police John Stenson distributed a copy of this communication to all members of the City Council.

Council Member Duncan moved to receive and file the report back on noise enforcement statistics; seconded by Council Member Spears.

Following a brief discussion, Council Member Duncan withdrew his motion. The seconder agreed.

Council Member Sandberg moved to defer this item for one week until the July 18, 2000, Regular City Council Meeting; seconded by Council Member Duncan.

Motion to defer this item until July 18, 2000, was approved by roll call vote.

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

Nays: None.

**(00-543) Communication from Superintendent of Police Chief Regarding REPORT BACK on CURFEW DETAIL STATISTICS.**

Superintendent of Police John Stenson distributed a copy of this communication to all members of the City Council.

Council Member Sandberg moved to defer this item for one week until the July 18, 2000, Regular City Council Meeting; seconded by Council Member Duncan.

Motion to defer this item until July 18, 2000, was approved by roll call vote.

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

Nays: None.

**(00-544) Communication from 5<sup>th</sup> District City Council Member Patrick Nichting with RESOLUTION Pertaining to OFFICIAL RECOGNITION of PEORIA as a WEED AND SEED COMMUNITY.**

Council Member Nichting distributed a copy of this communication and Resolution to all members of the City Council.

Council Member Nichting moved to approve the Resolution pertaining to Official Recognition of Peoria as a Weed and Seed Community; seconded by Council Member Ardis.

RESOLUTION NO. 00-544 was approved by roll call vote.

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

Nays: None.

**COMMENTS REGARDING THE SEAL COATING PROGRAM**

Council Member Morris commended the Public Works Department for the Seal Coating Program currently being conducted in neighborhoods.

**INFORMATION REGARDING TREE-CUTTING BY CILCO ALONG PEORIA AVENUE**

Council Member Thetford referred to tree-cutting occurring along Peoria Avenue by CILCO, and she provided information for those citizens who had questions.

**(00-545) REQUEST for ENFORCEMENT of ALCOHOLIC BEVERAGE LAWS Being Enforced at JOE'S CRAB SHACK Regarding Outdoor Locations.**

Council Member Thetford expressed concern that she saw a number of people walk away from Joe's Crab Shack with open bottles of alcohol, which was not legal. She requested that this situation be reviewed and corrected.

**(00-546) REQUEST for the Administration to Contact JOE'S CRAB SHACK about a WATER DRAINAGE PROBLEM from Their Property onto the Promenade.**

Council Member Thetford expressed concern regarding constant water drainage from Joe's Crab Shack onto the Promenade. She said the drainage made it impossible to walk in that area and she requested the Administration to review this situation.

**(00-547) REQUEST for REPORT BACK Regarding LAY-OFFS at WORKFORCE DEVELOPMENT.**

Council Member Thetford requested a report back regarding why twelve people were laid off from Workforce Development.

**REQUEST for a MEETING with PARK DISTRICT and CITY OFFICIALS Regarding an INCIDENT at the GLEN OAK PARK FIREWORKS DISPLAY.**

Council Member Thetford referred to an incident at the July 2<sup>nd</sup> Glen Oak Park Fireworks Display, and she requested a meeting be established with the City Manager, the Executive Director of the Park District, the Police Chief, and the Park Police Chief to address this issue and future events.

**(00-548) REQUEST for REPORT BACK Regarding the LEGALITIES of Establishment of SPECIAL SERVICE DISTRICT with an HRA TAX.**

Council Member Spears requested a report back regarding if a special HRA tax could be done in just certain areas of the City. He said he would like to know if it was legal to establish a Special Service District with an HRA tax in a home rule city.

**CITIZEN REQUESTS TO ADDRESS THE COUNCIL**

**(00-549) REQUESTS FROM CITIZENS TO ADDRESS THE COUNCIL REGARDING VARIOUS ISSUES.**

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

Mr. Harry Coons, Perry Street, urged the Council to demolish the Sears building and parking deck because of safety concerns, build a church on the Sears Block with a recreation center, and he indicated he would like to lease the old solvents ground.

Mr. Joe Frisco expressed concern that the Council passed an Ordinance in recent weeks discontinuing, among other things, the ability for children to ride elephants at circuses and the fair. He explained he raised elephants on his property in Alta and he had never had a problem in over 45 years. He added he had taken elephants to the zoo, schools, etc. He said he had planned to provide elephants rides at the fair but found out just a few days before the fair that the Ordinance existed. He said elephants were not dangerous. He requested that the Council give him special consideration so he could at least provide rides at the fair this coming weekend, which was the last weekend. He requested the Council to consider rescinding the Ordinance that was recently passed.

Council Member Sandberg requested that the City Manager review the situation with Legal and determine if those who had contracts could still comply. He also expressed concern that those involved had not been notified in a timely manner.

Mr. Barney Atkins, organizer of the Shrine Circus, stated the Shrine Circus had entertained with elephants in their circus since the 1930's and they had never had a problem. He said they had always treated elephants with great respect and had provided elephant rides. He also requested that the Council reconsider the Ordinance recently passed.

Council Member Duncan left the Council Chambers.

### **EXECUTIVE SESSION**

**(00-550) 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 Turner moved that the Council go into an 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 Ardis.

Approved by roll call vote.

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

Nays: None.

### **ADJOURNMENT**

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

Approved by viva voce vote.

The Council Meeting adjourned at 9:15 P.M.

bb

---

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