

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

Council Chambers, Peoria, Illinois, September 22, 2009, a City Council Meeting was held this date at 6:17 P.M., at City Hall, Council Chambers, 419 Fulton Street, with Chairman Pro Tem Eric Turner presiding, and with proper notice having been posted.

**ROLL CALL**

Roll call showed the following Council Members were physically present: Gulley (arrived at 6:47 P.M.), Jacob, Montelongo, Riggensbach (arrived at 6:57 P.M.), Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 9. Absent: Irving, Mayor Ardis - 2.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Chairman Pro Tem Turner requested a moment of silent prayer or silent reflection, and then he led the Pledge of Allegiance.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

**PROCLAMATION:** JOYCE BLUMENSHINE: 2009 NATIONAL SIERRA CLUB AWARD WINNER

**PROCLAMATION:** OPERATION SANTA

**PROCLAMATION:** NATIONAL PREPAREDNESS MONTH - SEPTEMBER 2009

**PROCLAMATION:** MEMORY WALK SUNDAY - OCTOBER 4, 2009

**PROCLAMATION:** BARK IN THE PARK DAY - OCTOBER 11, 2009

**MINUTES**

Council Member Spain moved to approve the minutes of the September 8, 2009, Regular City Council Meeting, as printed; seconded by Council Member Montelongo.

Approved by roll call vote.

Yeas: Jacob, Montelongo, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 7;

Nays: None.

**PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA**

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE, for the City of Peoria, with Recommendations as Outlined:**

**(09-447)**      **Communication from the Interim City Manager and Police Chief Requesting**  
\*                      **Approval to PURCHASE 24 ELECTRONIC EMERGENCY RED and BLUE**  
                         **LED POLICE CAR LIGHTING SYSTEMS and to ACCEPT the LOW BID of**  
                         **ILLINOIS FIRE AND POLICE EQUIPMENT, in the Amount of \$27,192.00.**

**(09-448)**      **Communication from the Interim City Manager and Finance**  
\*\*                      **Director/Comptroller Requesting Approval to PURCHASE FURNITURE for**  
                         **VARIOUS DEPARTMENTS, from LINCOLN OFFICE, in the Amount of**  
                         **\$2,151.48.**

- (09-449) Communication from the Interim City Manager and Director of Public Works Requesting Approval of a FINAL PAY ESTIMATE, in the Amount of \$14,739.50, which is \$14,739.50 or 7.79% Over the Contract Amount of 189,289.20 for the HICKORY GROVE ROAD BIKE TRAIL and STORM SEWER IMPROVEMENT PROJECT (West of Dunmore Drive to Columbine Drive).
- (09-450) Communication from the Interim City Manager and Director of Planning and Growth Management Requesting Approval of an AMENDMENT to the HAND UP DEVELOPMENT CORPORATION 2009 CHDO PROJECT SCOPE to DEVELOP TWO NEW SINGLE-FAMILY OWNER-OCCUPIED HOMES Located on the 3400 Block of SYLVAN LANE (Parcel ID Numbers 13-24-453-014 and 13-24-453-012) and CANCEL DEVELOPMENT of TWO SINGLE-FAMILY HOMES Located In the 3400 BLOCK of HARVARD AVENUE. (Amends Item No. 09-326)
- (09-451) Communication from the Interim City Manager and Director of Planning and Growth Management Requesting Approval of a BUDGET REVISION to the AMERICAN RECOVERY and REINVESTMENT ACT of 2009 Regarding the HOMELESSNESS PREVENTION and RAPID REHOUSING PROGRAM (HPRP) FUNDS as Outlined in the Council Communication.
- (09-452) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation from the Subgrantee Selection Committee to Approve the Award of HOMELESSNESS PREVENTION and RAPID RE-HOUSING PROGRAM (HPRP) FUNDS as Outlined and to Authorize the City Administration to Execute the Necessary Agreements.
- (09-453)  
\*\*\* Communication from the Interim City Manager and Police Chief Requesting Approval of a THREE-YEAR CONTRACT with HARRIS S. UNIFORMS (Sam Harris) for the ANNUAL PURCHASE of UNIFORMS for COMMISSIONED OFFICERS, CIVILIAN PERSONNEL, and PARKING ENFORCEMENT OFFICERS for a Total Amount of \$253,000.00.
- (09-454)  
\*\*\*\* Communication from the Interim City Manager and Corporation Counsel Requesting Adoption of an ORDINANCE Amending CHAPTER 18 of the Code of the City of Peoria Pertaining to TRANSIENT MERCHANT LICENSING. (Refer to Item No. 09-442)
- (09-455)  
\*\*\*\*\* Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation to Adopt an ORDINANCE Amending Ordinance No. 13,361, the EXISTING OFFICIAL DEVELOPMENT PLAN, as Amended, in a Class N1 (Institutional) District for BRADLEY UNIVERSITY to Allow for a BUILDING EXPANSION to an Existing Structure Located within the Campus of Bradley University Known as the HILLEL HOUSE Located at 1532 FREDONIA STREET, with Conditions.
- (09-456) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation to Adopt ORDINANCE NO. 16,473 Amending Ordinance No. 10,726, a Previous Special Exception with a Special Use, in a R4 (Single Family Residential) District for an EXISTING CHURCH with the Addition of a PARKING LOT for Property Located at 1316 S. LARAMIE STREET and 3025 - 3031 W. LATROBE STREET (Parcel ID Nos. 18-18-301-012, 18-18-301-013, 18-18-301-014, 18-18-301-015, and 18-18-301-016), with Conditions.

- (09-457) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation to Adopt ORDINANCE NO. 16,474 Amending APPENDIX B of the Code of the City of Peoria and ORDINANCE NO. 16,475 Amending APPENDIX C of the Code of the City of Peoria Both Relating to OFFICIAL DEVELOPMENT PLANS.
- (09-458) Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\*  
\* Requesting Approval of a SITE APPLICATION for a CLASS C-5 (Convenient Store/Gas Station) LIQUOR LICENSE at 9109 N. ALLEN ROAD, with Recommendation from the Liquor Commission to Approve.
- (09-459) Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\*  
\*\* Requesting Approval of a SITE APPLICATION for a Class G (Restaurant, Beer and Wine Only) LIQUOR LICENSE at 1212 W. GLEN, with Recommendation from the Liquor Commission to Approve.
- (09-460) Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\*  
\*\*\* Requesting Approval of an APPLICATION for a CLASS H (Temporary Outdoor) LIQUOR LICENSE for ILLINOIS BLUES COALITION, INC., for an Event to be Held on the Platform at RIVERFRONT VILLAGE, 100-120 S. W. WATER STREET on October 10, 2009, with an Alternative Location in the Lower Level Parking Deck in Case of Inclement Weather.
- (09-461) APPOINTMENT by Mayor Jim Ardis to the FIRE & POLICE COMMISSION, with Recommendation to Concur:  
  
Dianne Happ (Voting) - Term Expires 6/30/2012
- (09-462) APPOINTMENT by Mayor Jim Ardis to the RENAISSANCE PARK COMMISSION, with Recommendation to Concur:  
  
Kip McCoy (Voting) - Term Expires 6/30/2013
- (09-463) Communication from the Interim City Manager and Director of Economic  
\*\*\*\*\*  
\*\*\*\* Development with Request to Receive and File the Documentation from the Economic Development Council Regarding the FIRST AND SECOND QUARTERS 2009 PERFORMANCE INITIATIVES Under the Scope of Work for the Contractual Agreement Between the City of Peoria and the Economic Development Council.
- (09-464) Communication from the Interim City Manager and Director of Economic Development Regarding the PEORIA PARK DISTRICT'S FIRST AND SECOND QUARTER 2009 REPORTS OF ACTIVITIES for the RIVERFRONT AND GATEWAY BUILDING, with Request to Receive and File.

Mayor Ardis questioned if the Council wished to have any of the Consent Agenda items removed for further discussion.

Council Member Van Auken requested Item No. 09-455 be removed from the Consent Agenda for further discussion.

Council Member Spain requested Item Nos. 09-448, 09-454, and 09-463 be removed from the Consent Agenda for further discussion.

Council Member Montelongo requested Item Nos. 09-458 and 09-459 be removed from the Consent Agenda for further discussion.

Council Member Jacob requested Item Nos. 09-458, 09-459, and 09-460 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested Item Nos. 09-447 and 09-453 be removed from the Consent Agenda for further discussion.

Council Member Montelongo moved to approve the Consent Agenda items as outlined in the Council Communications; seconded by Council Member Sandberg.

Items No. 09-447 through 09-464 (excluding Item Nos. 09-447, 09-448, 09-453, 09-454, 09-455, 09-458, 09-459, 09-460, and 09-463, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Jacob, Montelongo, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 7;

Nays: None.

**(09-447) \* Communication from the Interim City Manager and Police Chief Requesting Approval to PURCHASE 24 ELECTRONIC EMERGENCY RED and BLUE LED POLICE CAR LIGHTING SYSTEMS and to ACCEPT the LOW BID of ILLINOIS FIRE AND POLICE EQUIPMENT, in the Amount of \$27,192.00.**

Council Member Sandberg expressed concern regarding the proposed purchase of these lights during the current economic downturn. He said he could not support the purchase at this time.

Council Member Sandberg moved to DENY the purchase of 24 Electronic Emergency Red and Blue LED Police Car Lighting Systems; seconded by Council Member Spain.

Following a request by Council Member Van Auken, Police Chief Settingsgaard explained the improved safety features that LED lighting systems provided for increased visibility from a greater distance than those used currently.

Council Member Gulley arrived at 6:47 P.M.

Motion to DENY the purchased was DEFEATED by roll call vote.

Yeas: Gulley, Montelongo, Sandberg, Spears - 4;

Nays: Jacob, Spain, Van Auken, Chairman Pro Tem Turner - 4.

Council Member Spain moved to approve the purchase of 24 Electronic Emergency Red and Blue LED Police Car Lighting Systems and to accept the low bid of Illinois Fire and Police Equipment, in the amount of \$27,192.00; seconded by Council Member Van Auken.

Motion to approve was DEFEATED by roll call vote.

Yeas: Jacob, Spain, Van Auken, Chairman Pro Tem Turner – 4;

Nays: Gulley, Montelongo, Sandberg, Spears – 4.

**(09-448) \*\* Communication from the Interim City Manager and Finance Director/Comptroller Requesting Approval to PURCHASE FURNITURE for VARIOUS DEPARTMENTS, from LINCOLN OFFICE, in the Amount of \$2,151.48.**

Council Member Spain moved to defer this item until the October 13, 2009, Regular City Council Meeting; seconded by Council Member Van Auken.

Motion to defer this item until October 13, 2009, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 8;

Nays: None.

**WELCOME OF LOCAL DIGNITARY**

Chairman Pro Tem Turner welcomed County Board Member Brad Harding to the meeting.

Council Member Riggerbach arrived at the meeting at 6:57 P.M.

**(09-453)      Communication from the Interim City Manager and Police Chief Requesting  
\*\*\*      Approval of a THREE-YEAR CONTRACT with HARRIS S. UNIFORMS (Sam  
             Harris) for the ANNUAL PURCHASE of UNIFORMS for COMMISSIONED  
             OFFICERS, CIVILIAN PERSONNEL, and PARKING ENFORCEMENT  
             OFFICERS for a Total Amount of \$253,000.00.**

Council Member Sandberg expressed concern regarding the bidding process used for these uniforms and he questioned why only one company had the ability to submit a bid when three other companies could not meet the specifications.

Council Member Sandberg moved to DENY the three-year contract with Harris S. Uniforms (Sam Harris) for the annual purchase of uniforms for Commissioned Officers, Civilian Personnel, and Parking Enforcement Officers for a total amount of \$253,000.00; seconded by Council Member Gulley.

In discussion with Council Member Van Auken, Police Chief Settingsgaard explained the difficulties involved if the bid specification was changed each time bids were sent out for uniforms. He also pointed out that many uniform vendors did not have the ability to provide alterations on site, which was a more efficient and cost effective practice than having Officers travel to another City for alternations. He further stated he would not want a situation where uniforms that were purchased previously would not match what was currently being purchased. He said the companies who did not bid could not meet the specifications.

Council Member Spears moved to defer this item until the October 27, 2009, Regular Council Meeting so it could be determined in a report back regarding what the costs were in the last contract and whether or not the proposed purchase price for the uniforms was a competitive price; seconded by Council Member Van Auken.

Council Member Gulley requested the Report Back include information regarding whether or not alternations were performed on-duty or off-duty, and also to include information regarding who the vendor was for Fire Department uniforms to determine if this was an opportunity for bundle pricing.

Motion to defer this item until October 27, 2009, so a Report Back could be prepared, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 9;

Nays: None.

**(09-454)      Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*      Requesting Adoption of an ORDINANCE Amending CHAPTER 18 of the  
             Code of the City of Peoria Pertaining to TRANSIENT MERCHANT  
             LICENSING. (Refer to Item No. 09-442)**

After stating that continued attention would be given to this matter, Council Member Spain moved to adopt the Ordinance amending Chapter 18 of the Code of the City of Peoria pertaining to Transient Merchant Licensing; seconded by Council Member Riggerbach.

In discussion with Council Member Sandberg regarding his concerns, Corporation Counsel Randy Ray explained each vendor who sold merchandise must be registered with the State of Illinois and that liability, under the Statue and under the City's Home Rule Tax Ordinance, would be with the person doing the selling and there was no way to cause that liability to go from the seller to anyone else.

Motion to adopt ORDINANCE NO. 16,476 amending Chapter 18 of the Code of the City of Peoria pertaining to Transient Merchant Licensing was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Spain, Spears, Van Auken, Chairman  
Pro Tem Turner – 8;

Nays: Sandberg - 1.

**(09-455)      Communication from the Interim City Manager and Director of Planning and  
\*\*\*\*\*      Growth Management with Recommendation to Adopt an ORDINANCE  
                 Amending Ordinance No. 13,361, the EXISTING OFFICIAL DEVELOPMENT  
                 PLAN, as Amended, in a Class N1 (Institutional) District for BRADLEY  
                 UNIVERSITY to Allow for a BUILDING EXPANSION to an Existing Structure  
                 Located within the Campus of Bradley University Known as the HILLEL  
                 HOUSE Located at 1532 FREDONIA STREET, with Conditions.**

Following comments regarding appreciation for the work that was being performed on the building, Council Member Van Auken moved to adopt an Ordinance Amending Ordinance No. 13,361, the Existing Official Development Plan, as amended, in a Class N1 (Institutional) District for Bradley University to allow for a building expansion to an existing structure located within the Campus of Bradley University known as the Hillel House located at 1532 Fredonia Street, with conditions; seconded by Council Member Spain.

Council Member Sandberg expressed concern there would be no buffer between this development and the adjacent neighborhood.

Motion to Adopt ORDINANCE NO. 16,477, amending Ordinance No. 13,361, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Spain, Spears, Van Auken, Chairman  
Pro Tem Turner – 8;

Nays: Sandberg - 1.

**(09-458)      Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\*      Requesting Approval of a SITE APPLICATION for a CLASS C-5 (Convenient  
\*                Store/Gas Station) LIQUOR LICENSE at 9109 N. ALLEN ROAD, with  
                 Recommendation from the Liquor Commission to Approve.**

Council Member Jacob said he would be abstaining from discussing and voting on this item because he was a liquor licensee and was prohibited from voting on liquor related matters by State Statute 235 ILCS 5/6-2.

Council Member Montelongo moved to DENY approval of a Site Application for a Class C-5 (Convenient Store/Gas Station) Liquor License at 9109 N. Allen Road; seconded by Council Member Spain.

Motion to DENY a Site Application for 9109 N. Allen Road was DEFEATED by roll call vote.

Yeas: Montelongo, Riggerbach, Spears, Van Auken – 4;

Nays: Gulley, Sandberg, Spain, Chairman Pro Tem Turner – 4;

Abstentions: Jacob - 1.

Council Member Spain moved to defer this item until the October 13, 2009, Regular City Council Meeting; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;

Nays: None;

Abstentions: Jacob - 1.

**(09-459) Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\* Requesting Approval of a SITE APPLICATION for a Class G (Restaurant,  
\*\* Beer and Wine Only) LIQUOR LICENSE at 1212 W. GLEN, with  
Recommendation from the Liquor Commission to Approve.**

Council Member Jacob said he would be abstaining from discussing and voting on this item because he was a liquor licensee and was prohibited from voting on liquor related matters by State Statute 235 ILCS 5/6-2.

Council Member Montelongo moved to defer this item until the October 13, 2009, Regular City Council Meeting and he requested that a drawing be included; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;

Nays: None;

Abstentions: Jacob - 1.

**(09-460) Communication from the Interim City Manager and Corporation Counsel  
\*\*\*\*\* Requesting Approval of an APPLICATION for a CLASS H (Temporary  
\*\*\* Outdoor) LIQUOR LICENSE for ILLINOIS BLUES COALITION, INC., for an  
Event to be Held on the Platform at RIVERFRONT VILLAGE, 100-120 S. W.  
WATER STREET on October 10, 2009, with an Alternative Location in the  
Lower Level Parking Deck in Case of Inclement Weather.**

Council Member Jacob said he would be abstaining from discussing and voting on this item because he was a liquor licensee and was prohibited from voting on liquor related matters by State Statute 235 ILCS 5/6-2.

Council Member Montelongo moved to approve an Application for a Class H (Temporary Outdoor) Liquor License for Illinois Blues Coalition, Inc., for an event to be held on the platform at Riverfront Village, 100-120 S. W. Water Street on October 10, 2009, with an alternative location in the lower level Parking Deck in case of inclement weather; seconded by Council Member Sandberg.

Approved by roll call vote.

Yeas: Gulley, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;

Nays: None;

Abstentions: Jacob - 1.

**(09-463) Communication from the Interim City Manager and Director of Economic  
\*\*\*\*\* Development with Request to Receive and File the Documentation from the  
\*\*\*\*\* Economic Development Council Regarding the FIRST AND SECOND  
QUARTERS 2009 PERFORMANCE INITIATIVES Under the Scope of Work  
for the Contractual Agreement Between the City of Peoria and the  
Economic Development Council.**

Council Member Spain stated he would be abstaining from discussion and the vote due to his employer's business relationship with the Economic Development Council.

Council Montelongo moved to receive and file the documentation from the Economic Development Council regarding the First and Second Quarters 2009 Performance Initiatives under the Scope of Work for the Contractual Agreement between the City of Peoria and the Economic Development Council; seconded by Council Member Sandberg.

Approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;

Nays: None;

Abstentions: Spain - 1.

**(09-465) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation to Approve an INTERGOVERNMENTAL BOUNDARY AGREEMENT Between the CITY OF PEORIA and the CITY OF WEST PEORIA DEFINING the ONE and ONE HALF MILE EXTRATERRITORIAL JURISDICTION for BOTH COMMUNITIES, and to Authorize the Mayor to Execute the Agreement.**

Council Member Van Auken moved to approve the Intergovernmental Boundary Agreement between the City of Peoria and the City of West Peoria defining the One and One-Half Mile Extraterritorial Jurisdiction for both communities and to authorize the Mayor to execute the Agreement; seconded by Council Member Montelongo.

Approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 9;

Nays: None.

**(09-466) Communication from the Interim City Manager and Director of Economic Development Requesting Approval to Enter into a TIF REDEVELOPMENT AGREEMENT with IRON FRONT, L.L.C. to Reconstruct the EDGEWATER BUILDING Located at 414 WATER STREET in the Warehouse District TIF, and to Authorize the Interim City Manager to Execute the Necessary Documents.**

Council Member Gulley moved to approve entering into a TIF Redevelopment Agreement with Iron Front, L.L.C. to reconstruct the Edgewater Building located at 414 Water Street in the Warehouse District TIF and to authorize the Interim City Manager to execute the necessary documents; seconded by Council Member Van Auken.

Council Member Sandberg said he felt the proposal should be based on the E.A.V. and, until he understood how the money would be spent, he stated he would not vote in favor of the motion.

Director of Economic Development Craig Hullinger stated this would be a pay-as-you-go TIF and the amounts were estimated. He said he would have more concern if the City planned to bond for the amount and pay money up front, but this was not the case in the proposed project.

Motion to approve as outlined was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Spain, Spears, Van Auken, Chairman  
Pro Tem Turner – 8;

Nays: Sandberg - 1.



- (09-467) Communication from the Interim City Manager and Director of Economic Development Requesting Approval to Enter into a TIF REDEVELOPMENT AGREEMENT with HGI, L.L.C. to Reconstruct a Four-Story Building Located at 408 S. W. WASHINGTON STREET, a One-Story Building Located at 412 S. W. WASHINGTON STREET, and a New Building Inside an Existing Facade of a Former Retail Store and Warehouse Building Located at 420 S. W. WASHINGTON STREET, All Located in the Central Business District TIF, and to Authorize the Interim City Manager to Execute the Necessary Documents.**

Council Member Gulley moved to approve entering into a TIF Redevelopment Agreement with HGI, L.L.C. to reconstruct a four-story building located at 408 S. W. Washington Street, a one-story building located at 412 S. W. Washington Street, and a new building inside an existing Facade of a former retail store and warehouse building located at 420 S. W. Washington Street, all located in the Central Business District TIF, and to authorize the Interim City Manager to execute the necessary documents; seconded by Council Member Van Auken.

Council Member Sandberg said he felt the proposal should be based on the E.A.V. and, until he understood how the money would be spent, he stated he would not vote in favor of the motion.

Motion to approve as outlined was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Spain, Spears, Van Auken, Chairman  
Pro Tem Turner – 8;

Nays: Sandberg - 1.

- (09-468) Communication from the Interim City Manager and Director of Economic Development Requesting Approval of an AMENDMENT to the CITY OF PEORIA/IRON FRONT, L.L.C. REDEVELOPMENT AGREEMENT Requesting the City to Grant HGI, L.L.C. an OPTION TO LICENSE PUBLIC PARKING LOT "C" UNDER THE ROBERT H. MICHEL BRIDGE, Located in the Warehouse District TIF, and to Authorize the Interim City Manager to Execute the Necessary Documents.**

Council Member Gulley moved to approve an amendment to the City of Peoria/Iron Front, L.L.C. Redevelopment Agreement requesting the City to grant HGI, L.L.C. an option to license Public Parking Lot "C" under the Robert H. Michel Bridge, located in the Warehouse District TIF, and to authorize the Interim City Manager to execute the necessary documents; seconded by Council Member Van Auken.

Council Member Sandberg expressed concern regarding the amount the developer would be paying to lease the parking spaces. He said he would not support the motion.

Council Member Spain said he shared the same concerns as stated by Council Member Sandberg and he indicated he would not be able to support the motion at this time.

In discussion with Council Member Riggerbach, Director of Economic Development Craig Hullinger explained the parking lot had very little use and currently the City was receiving no revenue from this parking lot.

Motion to approve an amendment to the City of Peoria/Iron Front, L.L.C. Redevelopment Agreement, as outlined, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Spears, Van Auken, Chairman Pro Tem  
Turner – 7;

Nays: Sandberg, Spain - 2.

- (09-469) Communication from the Interim City Manager and Director of Planning and Growth Management with a Request for the City Council to GRANT a REQUEST from the EAST BLUFF NEIGHBORHOOD HOUSING SERVICE (EBNHS) to Adopt an ORDINANCE Extending the EAST BLUFF NEIGHBORHOOD HOUSING SERVICE SPECIAL SERVICE AREA and to SCHEDULE a PUBLIC HEARING on OCTOBER 13, 2009, at 6:15 P.M. to be Held at City Hall, Council Chambers, Room 400, 419 Fulton Street, Peoria, Illinois, Relating to the Consideration of RE-ESTABLISHING the EAST BLUFF NEIGHBORHOOD HOUSING SERVICE SPECIAL SERVICE AREA.**

Council Member Riggenbach moved to grant a request from the East Bluff Neighborhood Housing Service (EBNHS) to adopt an Ordinance extending the East Bluff Neighborhood Housing Service Special Service Area and to schedule a Public Hearing on October 13, 2009, at 6:15 P.M. to be held at City Hall, Council Chambers, Room 400, 419 Fulton Street, Peoria, Illinois, relating to the consideration of re-establishing the East Bluff Neighborhood Housing Service Special Service Area; seconded by Council Member Spain.

In discussion with Council Member Sandberg, Corporation Counsel Randy Ray explained adopting the proposed Ordinance was the beginning of the process. He said there was no process for extending a Special Service District, so the process to create a Special Service Area would be used. He said the first step was to adopt an Ordinance of intent to create the Special Service Area, then there would be a Public Hearing held, and then later there would be another Ordinance created to establish the area.

Motion to adopt ORDINANCE NO. 16,478, as outlined, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 9;

Nays: None.

- (09-470) Communication from the Interim City Manager and Director of Public Works Requesting Adoption of an ORDINANCE Authorizing the Execution of the ILLINOIS PUBLIC WORKS MUTUAL AID NETWORK AGREEMENT (IPWMAN).**

Following a brief explanation by Director of Public Works Dave Barber, Council Member Montelongo moved to adopt an Ordinance authorizing the execution of the Illinois Public Works Mutual Aid Network Agreement (IPWMAN); seconded by Council Member Spain.

ORDINANCE NO. 16, 479 was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner – 9;

Nays: None.

- (09-471) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to DENY a REQUEST to REZONE Property Located at 1120 N. E. JEFFERSON STREET from a Class R6 (Multi-Family Residential) District to a Class CN (Neighborhood Commercial) District.**

Council Member Gulley stated he would be abstaining from discussion and the vote because he was a Board Member of the PCCEO.

Council Member Jacob moved to defer this item until the October 13, 2009, Regular City Council Meeting so some questions could be answered; seconded by Council Member Montelongo.

Motion to defer this item until October 13, 2009, was approved by roll call vote.  
Yeas: Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;  
Nays: None;  
Abstentions: Gulley - 1.

**(09-472) Communication from the Interim City Manager and Acting Director of Human Resources Requesting Authorization for the Staff to EXTEND the VOLUNTARY SEPARATION INITIATIVE to all REMAINING APPLICANTS and an ADDITIONAL SAVINGS MATRIX. (Refer to Item Nos. 09-394 and 09-277)**

Labor Relations Manager Joe Smith distributed a replacement communication to all members of the City Council. The communication explained there were originally 38 applicants for the VSI, but following the revocation period, the number of applicants was reduced to 31. A Projected VSI Savings Matrix was also distributed to all members of the City Council.

Special Projects Manager Chris Setti referred to the VSI Savings Matrix and he explained the initial savings that would be incurred, and he pointed out there would be some replacements hired for needed positions. He further explained the new hires would be hired in at a lower pay scale, plus new hires would not receive longevity for the first five years. He said there was a projected annual gross savings of \$1,359,564.05 when the savings from the 30 positions were calculated, with a net savings of approximately \$1 million. He said there would also be benefit and overtime savings that were not included in the matrix.

In further discussion with Council Member Spain, Mr. Setti said each City Department would be affected differently and there would be a loss of some institutional knowledge. He said each applicant was informed their last day of employment would have to be November 30, 2009, or earlier, so there would be a savings of salaries in the final month of 2009.

Council Member Van Auken moved to authorize the Staff to extend the Voluntary Separation Initiative to all remaining applicants, which would increase the cap on the number of applicants from 30 to 31; seconded by Council member Gulley.

Approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 9;  
Nays: None.

**UNFINISHED BUSINESS**

**(09-277) Communication Requesting INITIAL DIRECTION ON STEPS TO REDUCE THE ANTICIPATED FY 2010 BUDGET DEFICIT:**

- A. Communication from the Interim City Manager and Director of Public Works with REPORT BACK and Request to PROVIDE DIRECTION to STAFF Regarding CHANGING the CITY'S SIDEWALK PARTICIPATION PROGRAM and SIDEWALK IN NEED OF REPAIR (SINR) PROGRAM from an 80/20 CITY/CITIZEN SPLIT to a 50/50 SPLIT.**

**MOTION ON THE FLOOR: Adjust the Sidewalk Assistance Program and the SINR Program to a 50%/50% split, which should be reviewed on a year-to-year basis.**

Council Member Van Auken moved for a substitute motion to adjust the Sidewalk Assistance Program to a 50%/50% split from its current 80%/20% split, to be reviewed on a year-to-year basis; seconded by Council Member Spain.

Council Member Van Auken expressed concern regarding the SINR Program due to the risk involved, and the potential liability to the City could eliminate any savings incurred initially. She also said she did not want anything to change with the present SINR Program.

In discussion with Chairman Pro Tem Turner regarding sidewalk participation in the present economy, Director of Public Work Dave Barber stated it was his opinion the demand would remain low. He said the demand had dropped considerably from several years ago.

Council Member Jacob questioned if the savings from the proposed program change had been calculated in the 2010 Budget plan or would this decrease the deficit further.

Director Barber said these numbers were tied into the elimination of one of the positions on the list that had been presented to Council. He said there were some options discussed in the Council communication to find additional ways to reduce the 2010 Budget.

Council Member Jacob said he would like to see more information before making a final decision.

Council Member Jacob moved for a substitute motion regarding the Sidewalk Assistance Program to defer this item until the October 13, 2009, Regular City Council Meeting to provide an opportunity for Staff to review different options regarding commercial participation versus residential participation, keeping residential the way it is currently, or increasing the residential participation to 70%/30% or 60%/40% versus going to the flat 50%/50%, and review options on the commercial side going to 50%/50% or maybe 70%/30% as a second option, which would require businesses to pay a higher percentage; seconded by Council Member Spain.

Substitute motion to defer this item until October 13, 2009, as outlined was approved by roll call vote.

Yeas: Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 8;

Nays: Gulley – 1.

Following further discussion regarding other options, Council Member Van Auken moved for a substitute motion to defer the SINR Program until the October 13, 2009, Regular City Council Meeting; seconded by Council Member Gulley.

Council Member Gulley said there were areas of the City where there were no sidewalks and he would like these areas to be eligible for the program also.

Substitute motion to defer the SINR Program until October 13, 2009, was approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 9;

Nays: None.

## **B. PUBLIC COMMENTS Regarding the FY 2010 BUDGET.**

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those who wished to address the City Council regarding the FY 2010 Budget.

John White, a Peoria resident, discussed the need for a recycling program in the proposed garbage contract. He discussed the possibility of garbage trucks having two different compartments, one for garbage and one for recyclable materials, which would cut down on the number of trucks needed for service. He urged the Council to consider this suggestion being included in the bidding process.

Savino Sierra, a Peoria resident, spoke in support of unions and he urged the City's union members to accept a wage freeze due to the economy. He said overtime for Police should be reduced and Police Officers should not work double shifts due to safety concerns.

### **NEW BUSINESS**

#### **COMMENTS Regarding the REGIONAL NEIGHBORHOOD NETWORK CONFERENCE**

Chairman Pro Tem Turner commended the City's presenters at the Regional Neighborhood Network Conference, which included members of the Peoria Police Department and Altamont Park Neighborhood Association President Paul Wilkinson. He said he felt the conference was a great success and he thanked those who attended.

Council Member Spain said the conference provided leadership training for neighborhood leaders and was a good opportunity for the City's neighborhood leaders to learn about neighborhood strategies and tactics used throughout the Midwest.

#### **REQUEST for VOLUNTEERS to ASSIST with the GLEN OAK IMPACT ZONE SURVEY**

Council Member Jacob urged citizens to volunteer to assist with the Glen Oak Impact Zone Door-to-Door Survey that would be held on Saturday, September 26, 2009, beginning at 10:00 A.M. at Glen Oak School. He said those who were interested could contact the Planning and Growth Management Department at 494-8600.

#### **ANNOUNCEMENT Regarding 2010 CENSUS**

Council Member Spain urged citizens to prepare to participate in the 2010 census. He stressed the importance of everyone participating, which would direct a significant amount of Federal dollars to the Peoria community. He said citizens would receive cards in March 2010 and he urged citizens to return those cards for maximum participation.

#### **LAST COUNCIL MEETING with HENRY HOLLING Serving as INTERIM CITY MANAGER**

Council Member Spain said this meeting would be the last Council Meeting for Henry Holling to serve as Interim City Manager. He thanked Mr. Holling and recognized him Holling for his service to the City during the past two years. He congratulated him on his success and wished him well in the future.

Chairman Pro Tem Turner said he had the opportunity to work with Mr. Holling at Caterpillar and at the City, and he thanked Mr. Holling for his service to the City and the community.

City Clerk Mary Haynes said she had the privilege of working with almost half of all City Managers who have worked for the City and she said Mr. Holling had been a wonderful coach and mentor to so many on a day-to-day basis. She said Mr. Holling had brought friendliness into a very difficult time for the City and she felt Mr. Holling had brought the City to a great place. She thanked him for his service.

**CITIZEN REQUESTS TO ADDRESS THE COUNCIL****(09-473) REQUEST from CITIZENS to Address the CITY COUNCIL Regarding Various Items**

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those citizens wishing to address the City Council.

Lavetta Ricca, President of Olde Towne South Neighborhood Association, said she attended the Regional Neighborhood Network Conference and the City of Peoria was the only City that had a Council Member in attendance, and there were three from the City of Peoria. She referred to the Council discussion regarding the purchase of Police uniforms and she said she thought the Council had always encouraged citizens to buy from local establishments, especially in a bad economy. She also pointed out that alterations for uniforms were provided free at Sam Harris Uniforms and this savings should be taken into consideration.

Savino Sierra, a Peoria resident, thanked Henry Holling for his service to the community.

John White, a Peoria resident, spoke in opposition regarding TIF Districts because it reduced the amount of tax money for public schools, and he felt there should be a percentage in the formula for schools.

**EXECUTIVE SESSION****(09-474) Consideration of a Motion to go into EXECUTIVE SESSION to Discuss 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; and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.**

Council Member Montelongo moved for the City Council to go into Executive Session to Discuss 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; and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.; seconded by Council Member Spain.

Approved by roll call vote.

Yeas: Gulley, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Van Auken,  
Chairman Pro Tem Turner – 9;

Nays: None.

**ADJOURNMENT**

Council Member Spain moved to adjourn the City Council Meeting; seconded by Council Member Van Auken.

Approved by viva voce vote.

The City Council Meeting adjourned at 8:53 P.M.

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