

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

Council Chambers, Peoria, Illinois, November 10, 2009, a City Council Meeting was held this date at 6:15 P.M., at City Hall, Council Chambers, 419 Fulton Street, with Mayor Jim Ardis presiding, and with proper notice having been posted.

ROLL CALL

Roll call showed the following Council Members were physically present: Gulley, Irving, Jacob, Montelongo, Riggensbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 11.
Absent: None.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Ardis requested a moment of silent prayer or silent reflection, and then he led the Pledge of Allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: HARRISON SCHOOL THIRD GRADE

PROCLAMATION: CITY OF PEORIA CITIZENS ACADEMY

PROCLAMATION: ALTAMONT PARK NEIGHBORHOOD GRAFFITI REMOVAL PROGRAM

MINUTES

Council Member Spain moved to approve the minutes of the October 27, 2009, Regular City Council Meeting, as printed, and to amend the previously approved Regular City Council Minutes dated October 13, 2009, to indicate that Council Member Riggensbach was present and voted "yea" on the minutes and Item Nos. 09-475 through 09-493, from Page 29091 through Page 29097; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggensbach, Sandberg, Spain, Spears,
Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA

(09-532) PUBLIC HEARING Regarding a PROPOSED PROPERTY TAX LEVY INCREASE for the City of Peoria for 2009.

Council Member Spain moved to open the Public Hearing regarding the proposed Property Tax Levy Increase for the City of Peoria for 2009; seconded by Council Member Turner.

Hearing no objections, Mayor Ardis opened the Public Hearing.

The Public Hearing opened at 6:36 P.M.

Following the third call by Mayor Ardis for citizens to address the City Council and after determining that no one wished to address this issue, Council Member Spain moved to close the Public Hearing regarding the proposed Property Tax Levy Increase for the City of Peoria for 2009; seconded by Council Member Turner.

Hearing no objections, Mayor Ardis closed the Public Hearing.

The Public Hearing closed at 6:38 P.M.

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

- (09-533) **NOTICE of LAWSUIT on Behalf of KATHRINE BAER BURWELL Regarding a Complaint Against the City of Peoria and Various Members of the Police Department Claiming Hostile Work Environment and Discrimination Based on Gender and Retaliation, with Request to Receive for Information and Refer to the Legal Department.**
- (09-534) **NOTICE of LAWSUIT Filed by PAUL G. BRADSHAW Regarding a Complaint
* of a Violation of his Constitutional Rights Arising out of an Inspection of His Property Located at 1811 W. Kingsway on March 18, 2009, with Request to Receive for Information and Refer to the Legal Department.**
- (09-535) **Communication from the City Manager and Director of Public Works
** Requesting Approval to PURCHASE ONE (1) 2009 FORD E-150 VAN from LANDMARK in SPRINGFIELD, in an Amount Not to Exceed \$16,452.00, Utilizing the State Contract Bidding Process.**
- (09-536) **Communication from the City Manager and Director of Public Works
*** Requesting to AWARD the CONTRACT for PARKING LOT SEALANT Behind the MUNICIPAL SERVICES BUILDING to TAZEWELL COUNTY ASPHALT, in the Amount of \$15,820.00.**
- (09-537) **Communication from the City Manager and Finance Director/Comptroller
**** Requesting Approval of the ESTIMATE OF TAXES to be LEVIED, in the Amount of \$28,845,517.00, at a Rate Not to Exceed \$1.40990, Pursuant to 35 ILCS 200/18-60.**
- (09-538) **Communication from the City Manager and Corporation Counsel Requesting Adoption of ORDINANCE NO. 16,495 Amending CHAPTER 31, SCHEDULE A, Prohibiting the USE OF GROUNDWATER as a POTABLE WATER SUPPLY by the INSTALLATION or USE of POTABLE WATER SUPPLY WELLS or By Any Other Method Located at 3623 N. UNIVERSITY STREET.**
- (09-539) **Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS D (Hotel) LIQUOR LICENSE at 9106 N. LINDBERGH DRIVE, with Recommendation from the Liquor Commission to Approve.**
- (09-540) **Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS D (Hotel)
* LIQUOR LICENSE at 7806 N. ROUTE 91, with Recommendation from the Liquor Commission to Approve.**
- (09-541) **Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS B (Restaurant,
** Full Service Bar) LIQUOR LICENSE at 8305 N. ALLEN ROAD, with Recommendation from the Liquor Commission to Approve.**

- (09-542) Communication from the City Manager and Finance Director/Comptroller Regarding the CITY OF PEORIA FIREFIGHTERS' PENSION FUND and the CITY OF PEORIA POLICE PENSION FUND ACTUARIAL REPORTS as of JANUARY 1, 2009, with Request to Receive and File.**
- (09-543) Communication from the City Treasurer Regarding a REPORT of the BOARD OF TRUSTEES of the CITY OF PEORIA POLICE PENSION FUND, with Request to Receive and File.**
- (09-544) Communication from the City Treasurer Regarding a REPORT of the BOARD OF TRUSTEES of the CITY OF PEORIA FIREFIGHTER'S PENSION FUND, with Request to Receive and File.**
- (09-545) Communication from the City Manager and Director of Public Works Regarding a REPORT BACK Relating to the CITY ASSISTING COMMERCIAL PROPERTY OWNERS with ASPHALT COSTS for REPAIRING PARKING LOTS Adjacent to CITY PAVING PROJECTS to Help with Cost Savings for Property Owners, with Request to Receive and File. (Refer to Item No. 09-498)**
- (09-546) REPORT of the CITY TREASURER PATRICK A. NICHTING for the Month of SEPTEMBER 2009, 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 Sandberg requested Item Nos. 09-534 and 09-536 be removed from the Consent Agenda for further discussion.

Council Member Irving requested Item No. 09-535 be removed from the Consent Agenda for further discussion.

Council Member Montelongo requested Item No. 09-537 be removed from the Consent Agenda for further discussion.

On behalf of Council Member Jacob who was absent for a moment from the meeting, Mayor Ardis requested Item Nos. 09-539, 09-540, and 09-541 be removed from the Consent Agenda for further discussion.

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

Items No. 09-533 through 09-546 (excluding Items No. 09-534, 09-535, 09-536, 09-537, 09-539, 09-540, and 09-541, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Gullett, Irving, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears, Turner, Van Auker, Mayor Ardis - 11;

Nays: None.

- (09-534) NOTICE of LAWSUIT Filed by PAUL G. BRADSHAW Regarding a Complaint
* of a Violation of his Constitutional Rights Arising out of an Inspection of
His Property Located at 1811 W. Kingsway on March 18, 2009, with Request
to Receive for Information and Refer to the Legal Department.**

Council Member Sandberg stated he would be abstaining from discussion and the vote due to a professional relationship with the plaintiff.

Council Member Spain moved to receive for information and refer to the Legal Department the Notice of Lawsuit filed by Paul G. Bradshaw; seconded by Council Member Rigenbach.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Rigenbach, Spain, Spears, Turner, Van Auken, Mayor Ardis - 10;

Nays: None;

Abstentions: Sandberg - 1.

- (09-535) Communication from the City Manager and Director of Public Works
** Requesting Approval to PURCHASE ONE (1) 2009 FORD E-150 VAN from
LANDMARK in SPRINGFIELD, in an Amount Not to Exceed \$16,452.00,
Utilizing the State Contract Bidding Process.**

In discussion with Council Member Irving regarding questions he had about the bidding process and the condition of the vehicle being considered for replacement, Public Works Fleet Manager Bob Williams confirmed he used the State bid and he explained the current vehicle was two years past its replacement schedule with over 90,000 miles on it. He said the vehicle was used every day by the City's painter. He said the suspension and brakes would need major repair in the next three to six months, and the transmission would need work after reaching 100,000 miles.

Council Member Irving stated he did not feel it was justified to be spending the \$16,452.00 right now and especially since the vehicle was only driven approximately 10,000 miles per year.

Council Member Irving moved to DENY the purchase of the 2009 Ford E-150 Van; seconded by Council Member Sandberg.

City Manager Scott Moore said the current van would require maintenance in the coming year, which could be a major cost.

Motion to DENY was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Rigenbach, Sandberg, Spain, Spears, Turner - 9;

Nays: Van Auken, Mayor Ardis - 2.

- (09-536) Communication from the City Manager and Director of Public Works
*** Requesting to AWARD the CONTRACT for PARKING LOT SEALANT Behind
the MUNICIPAL SERVICES BUILDING to TAZEVELL COUNTY ASPHALT, in
the Amount of \$15,820.00.**

In discussion with Council Member Sandberg regarding the bid process and bid specifications, Facilities Engineer Steve Myers said he did not know why there was only one response to the bid that was sent out.

Council Member Sandberg said he wanted competitive bids from vendors to make certain the City was getting the best value for their money.

Council Member Sandberg moved to defer this item for one month until the December 8, 2009, Regular City Council Meeting and direct Staff to prepare a report back with information from the other bidders regarding why they did not respond to the City's bid for sealant; seconded by Council Member Jacob.

Council Member Gulley said he would like to also know what the estimated price was to determine if the price bid was a good price.

Motion to defer this item until December 8, 2009, and direct Staff to prepare a report back was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggensbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

**(09-537) Communication from the City Manager and Finance Director/Comptroller
**** Requesting Approval of the ESTIMATE OF TAXES to be LEVIED, in the
 Amount of \$28,845,517.00, at a Rate Not to Exceed \$1.40990, Pursuant to 35
 ILCS 200/18-60.**

In discussion with Council Member Montelongo, Finance Director/Comptroller Jim Scroggins explained this was a preliminary estimate of what the tax levy would be at a rate of \$1.40990. He added the actual tax levy would be on the Council Agenda for adoption at the December 8, 2009, Council Meeting.

Council Member Sandberg moved to approve recording the Estimate of Taxes to be Levied, in the amount of \$28,845,517.00, at a rate not to exceed \$1.40990 in the official minutes, pursuant to 35 ILCS 200/18-60; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Riggensbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 10;

Nays: Montelongo - 1.

**(09-539) Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS D (Hotel)
 LIQUOR LICENSE at 9106 N. LINDBERGH DRIVE, 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 Spain moved to concur with the Liquor Commission's recommendation to approve a Site Application for a Class D (Hotel) Liquor License at 9106 N. Lindbergh Drive; seconded by Council Member Riggensbach.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggensbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 10;

Nays: None

Abstentions: Jacob -1.

**(09-540) Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS D (Hotel)
* LIQUOR LICENSE at 7806 N. ROUTE 91, 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 Spain moved to concur with the Liquor Commission's recommendation to approve a Site Application for a Class D (Hotel) Liquor License at 7806 N. Route 91; seconded by Council Member Riggenschach.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 10;

Nays: None

Abstentions: Jacob -1.

**(09-541) Communication from the City Manager and Corporation Counsel
***** Requesting Approval of a SITE APPLICATION for a CLASS B (Restaurant,
** Full Service Bar) LIQUOR LICENSE at 8305 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 Spain moved to concur with the Liquor Commission's recommendation to approve a Site Application for a Class B (Restaurant, Full Service Bar) Liquor License at 8305 N. Allen Road; seconded by Council Member Riggenschach.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 10;

Nays: None

Abstentions: Jacob -1.

**(09-547) Communication from the City Manager and Director of Planning and
 Growth Management Requesting REALLOCATION of CDBG and HOME
 FUNDS, as Outlined in the Communication, in Order to Provide a Continuity
 of Customer Service to Peoria Residents.**

Council Member Van Auken moved to reallocate CDBG and HOME Funds, as outlined in the Council communication, in order to provide a continuity of customer service to Peoria residents; seconded by Council Member Riggenschach.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

**(09-548) Communication from the City Manager and Corporation Counsel
Requesting Authorization for the City Manager to Execute an AGREEMENT
with COMCAST to EXTEND the CURRENT CABLE FRANCHISE
AGREEMENT Until JANUARY 31, 2010. (Extends Item No. 09-111)**

Council Member Turner distributed a letter from a citizen outlining several concerns regarding Comcast's customer service and procedures they followed for their equipment.

Council Member Turner moved to authorize the City Manager to execute an Agreement with Comcast to extend the current Cable Franchise Agreement until January 31, 2010; seconded by Council Member Jacob.

Council Member Jacob referred to a recent Public Hearing and Council discussion, which had been held regarding items that possibly could be injected into the contract, and he requested an update regarding those items and what intentions the Staff had to attempt to control what could be controlled by the City in the scope of the contract.

Council Member Sandberg said he felt there was a large number of citizens who did not want the City to enter into this agreement. He said he would not support another extension. He added that Comcast would not go away, even if the City did not extend the agreement, and people in Springfield would be negotiating the contract for citizens of Peoria. He said the City had certain limitations that they had no control over and that needed to be understood by the citizens.

Council Member Spain said he would not be supporting an extension of the contract at this time. He added he was not ready to divest negotiations for this agreement to the State either, but he said he felt there were several areas of opportunity that the City could possibly negotiate into a new franchise agreement that could create some level of benefit for the citizens and maybe some standards for customer service expectations that could be agreed to. He said continued extensions prevented the Council from being able to articulate those benefits and bring them forward into a new agreement.

Corporation Counsel Randy Ray said the meeting with Comcast was canceled due to illness and this was the reason another extension was proposed. He said it was his intention for this extension to be the last one. He said there was a process that would need to be followed, if the cable franchise would not be renewed.

Motion to authorize the City Manager to execute an Agreement with Comcast to extend the current Cable Franchise Agreement until January 31, 2010, was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, Spears, Turner, Van Auken,
Mayor Ardis - 9;

Nays: Sandberg, Spain - 2.

**(09-549) Communication from the City Manager and Acting Director of Human
Resources Requesting Approval to Enter into a ONE YEAR CONTRACT for
STOP LOSS COVERAGE to the CITY'S HEALTH CARE PLAN with HUMANA,
the Lowest Qualified Bidder, for the Year 2010 at an Annual Estimated Cost
of \$645,064.00.**

Council Member Van Auken moved to enter into a one-year contract for Stop Loss Coverage to the City's Health Care Plan with Humana, the lowest qualified bidder, for the year 2010 at an annual estimated cost of \$645,064.00; seconded by Council Member Turner.

Motion to enter into a one-year contract for Stop Loss Coverage to the City's Health Care Plan with Humana for the year 2010 was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

UNFINISHED BUSINESS

(INCLUDING BUT NOT LIMITED TO MOTIONS TO RECONSIDER, IF ANY, ITEMS FROM THE PREVIOUS REGULAR MEETING)

- (09-453) Communication from the 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.**

MOTION ON THE FLOOR: To Deny.

Council Member Van Auken moved for a substitute motion to defer this item for two weeks until the November 24, 2009, Regular City Council Meeting; seconded by Council Member Turner.

Council Member Sandberg requested sufficient documentation be brought forward to confirm that the specifications met Section 10-100 (b) of the Peoria City Code governing purchases.

Council Member Montelongo requested feed back from the employees regarding the service provided by the current supplier.

Motion to defer this item until November 24, 2009, was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

- (09-277) CONTINUED DISCUSSION Regarding the FY 2010 CITY OF PEORIA BUDGET with POSSIBLE ADVISORY ACTION and PUBLIC COMMENTS.**

City Manager Scott Moore said he did not have an update at this time, but discussion would continue at the November 17, 2009, Special City Council Meeting. He distributed a list of CIP projects that could be delayed to all members of the City Council.

No objections were heard.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – TOWN OF THE CITY OF PEORIA

- (09-550) Communication from the Town Officials Budget Committee with Request to Approve the Proposed ESTIMATE OF TAXES to be LEVIED for the Town of the City of Peoria Pursuant to 35 ILCS 200/18-60, in the Amount of \$2,125,824.00, which represents a 2.5% Increase in the Aggregate Levy over Last Year's Tax Extension, and to Enter into the Permanent Record.**

Trustee Spain moved to approve and enter into the permanent record the proposed Estimate of Taxes to be levied for the Town of the City of Peoria pursuant to 35 ILCS 200/18-60, in the amount of \$2,125,824.00; seconded by Trustee Turner.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner, Van Auken, Chairman Ardis - 11;

Nays: None.

NEW BUSINESS

(09-551) REQUEST for a REPORT BACK at the JANUARY 12, 2010, REGULAR CITY COUNCIL MEETING from Director of Inspections John Kunski Regarding LANDLORD REGISTRATION ACTIVITIES Since Registration Began.

Council Member Jacob stated the Staff was currently working on the Landlord Registration Ordinance to propose some changes next year and he felt it would be beneficial for the Council to receive a report back from Director of Inspections John Kunski regarding activities since registration began.

Council Member Jacob moved to request a report back from Director of Inspections John Kunski regarding Landlord registration activities since registration began; seconded by Council Member Spain.

Director of Inspections John Kunski reported 6,000 properties were currently registered and Staff was in the process of mailing out those Certificates of Registration. He further stated there were approximately 4,500 properties that were registered before, but had not been registered yet. He added his Staff was in the process of determining why these properties had not been registered. He said if he could have 30 days to report back, he would be able to provide more accurate information.

Council Member Sandberg suggested that the report back be made at the first meeting in January 2010 to give Staff time to compile a year-end report.

Council Member Jacob agreed to the friendly amendment to request that the report back be provided to the City Council at the first meeting in January 2010.

Corporation Counsel Randy Ray stated, under law that was recently enacted, this motion would need to be voted on at the next Council Meeting.

City Clerk Mary Haynes said she would place this item on the next Council Agenda as an item.

(09-552) REQUEST for REPORT BACK Regarding Coordinating SIGN ORDINANCE ENFORCEMENT and FINING COMPANIES Responsible for COMMERCIAL SIGNS Located Improperly in the PUBLIC RIGHT-OF-WAY.

Council Member Van Auken expressed concern regarding temporary commercial signs that were appearing in the public right-of-way for dating services, store closings, etc., which created clutter at intersections and along roads. She said there seemed to be some issues between the Planning and Growth Department and their regulation of signs for private property and the Public Works Department and their regulation of signs for the public right-of-way. She requested City Manager Scott Moore to begin looking at coordinating the Sign Ordinances so

just one department enforced sign issues. She requested that fines be enforced against the companies responsible for problem signs. She said she would like some information regarding these issues when Staff had an opportunity after the first of the year in 2010. She added she would like a report back regarding any proposed modifications to the Ordinances involved.

Council Member Sandberg said it was his understanding the Administration had planned to take a strict approach on signs in the right-of-way. He said no one had permission to place signs in the right-of-way and, when Public Works employees were filling pot holes or performing other street duties, they could remove signs in the public right-of-way.

Council Member Irving expressed concern that some of these signs were advertising for charity events and he was concerned these entities would be fined for a violation.

Council Member Van Auken stated most charity signs were located on private properties, which was not a problem.

No objections were heard.

HAPPY BIRTHDAY to CAMERA OPERATOR HARRY BLOCK

Mayor Ardis wished Camera Operator Harry Block a Happy Birthday on November 11, 2009.

ITEMS for the 2009 STATE LEGISLATIVE AGENDA

City Manager Scott Moore distributed a copy of the 2009 State Legislative Agenda to all members of the Council. He requested that the Council provide any additional items for the list to him by November 17, 2009. He added he would like to provide the Council with a complete list in December so it could be forwarded to the State Representatives before the next session began.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

It was determined there were no citizens who wished to address the City Council.

EXECUTIVE SESSION

- (09-533) Consideration of a Motion to go into EXECUTIVE SESSION to Discuss 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 2(c)(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 Van Auken moved for the City Council to go into Executive Session to Discuss 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 2(c)(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 Riggerbach.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggerbach, Sandberg, Spain, Spears,
Turner, Van Auken, Mayor Ardis - 11;

Nays: None.

ADJOURNMENT

Council Member Sandberg moved to adjourn the meeting; seconded by Council Member Irving.

Approved by viva voce vote.

The meeting adjourned at 7:19 P.M.

bb

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