

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

Council Chambers, Peoria, Illinois, January 26, 2010, a City Council Meeting was held this date at 6:18 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, Riegenbach, 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 he then led the Pledge of Allegiance.

MINUTES

Council Member Spain moved to approve the minutes of the January 12, 2010, Joint City Council and Town Board Meeting and the minutes of the January 14, 2010, Public Forum regarding the East Bluff Neighborhood Housing Services, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

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:

- (10-014) **NOTICE of LAWSUIT Filed on Behalf of JANA GREEN Against the City of Peoria and the Peoria Civic Center Regarding an Alleged Injury from a Fall at 201 Southwest Jefferson Avenue on January 18, 2009, with Request to Receive for Information and Refer to the Legal Department.**
- (10-015) **Communication from the City Manager and Corporation Counsel Requesting Approval of a DONATION of PROPERTY at 101 N. MacARTHUR HIGHWAY to the NAACP, PEORIA BRANCH, and Requesting Authorization for the City Manager to Execute the Necessary Documents.**
*
- (10-016) **Communication from the City Manager Requesting Approval to REIMBURSE PEORIA HOTEL ASSOCIATES (HOLIDAY INN CITY CENTER), in the Amount of \$114,746.96, from their 1% HOTEL TAX COLLECTED Within the BUSINESS DEVELOPMENT DISTRICT for CAPITAL IMPROVEMENTS to Their FACILITY.**
**

- (10-017) Communication from the City Manager Requesting Approval to SELL a PORTION of 720 PARK STREET (Parcel ID No. 14-34-476-011), in the Amount of \$9,700.00, and Requesting Authorization for the City Manager to Execute the Necessary Documents.
- (10-018) *** Communication from the City Manager Requesting Approval of an INTERGOVERNMENTAL AGREEMENT Establishing FEDERAL REPRESENTATION RELATIONSHIPS Between the COUNTY OF PEORIA and the CITY OF PEORIA. {Ref: The Ferguson Group (TFG)}
- (10-019) Communication from the City Manager and Director of Planning and Growth Management Requesting Approval of the Recommendation from the Administration to Amend the SPRING GROVE AGREEMENT with PCCEO COMMUNITY HOUSING DEVELOPMENT ORGANIZATION for the COMPLETION of the TWO (2) REMAINING UNITS.
- (10-020) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,522 Amending APPENDIX B of the Code of the City of Peoria Relating to the DEFINITION of GOODS, and to Adopt ORDINANCE NO. 16,523 Amending APPENDIX C of the Code of the City of Peoria Relating to the DEFINITION of GOODS.
- (10-021) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,524 Granting a SPECIAL USE, which Amends Ordinance No. 8,436, in a Class I3 (General Industrial) District for a RECYCLING and SCRAP METAL FACILITY and Including EXISTING CONDITIONS for the Properties Located at 2405, 2411, 2424, and 2510 W. CLARK STREET.
- (10-022) Communication from the City Manager and Director of Planning and Growth Management with Request to Concur with the Recommendation from Staff to Adopt ORDINANCE NO. 16,525 Approving the FINAL PLAN of HARRISON HOMES PLANNED UNIT DEVELOPMENT PHASE 2B, a SPECIAL USE (Ordinance No. 16,425) for a PLANNED UNIT DEVELOPMENT for Properties Generally Bounded by KRAUSE STREET on the North, GRISWOLD AVENUE on the East, MONTANA STREET on the South, and OREGON STREET on the West, Commonly Known as HARRISON HOMES and Include Addresses of 2516 W. KRAUSE AVENUE and 2503 - 2603 W. SEIBOLD STREET.

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

Council Member Riggerbach requested Item No. 10-018 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested Item Nos. 10-015 and 10-016 be removed from the Consent Agenda for further discussion.

Council Member Jacob requested Item No. 10-016 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 Montelongo.

Items No. 10-014 through 10-022 (excluding Item Nos. 10-015, 10-016, and 10-018, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

**(10-015) Communication from the City Manager and Corporation Counsel
* Requesting Approval of a DONATION of PROPERTY at 101 N. MacARTHUR
 HIGHWAY to the NAACP, PEORIA BRANCH, and Requesting Authorization
 for the City Manager to Execute the Necessary Documents.**

Council Member Sandberg expressed concern that this property would be donated to a non-profit organization, who would not be paying taxes on the property, and he said he felt the City needed as much tax money as possible. He also expressed concern that the property was supposed to have been part of a rebirth area for commercial development inspired by the Southtown TIF thirty-five years ago, but now that commercial property would be donated. He said he could not support approval of the donation of property.

Council Member Gulley moved to approve the donation of property located at 101 N. MacArthur Highway to the NAACP, Peoria Branch, and to authorize the City Manager to execute the necessary documents; seconded by Council Member Turner.

Council Member Gulley said he had been working on some commercial projects in this area that would be tax-paying projects. He added the proposed donation would assist with the rebuilding of the neighborhood and would locate the NAACP organization where it was needed.

Approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-016) Communication from the City Manager Requesting Approval to
** REIMBURSE PEORIA HOTEL ASSOCIATES (HOLIDAY INN CITY CENTER),
 in the Amount of \$114,746.96, from their 1% HOTEL TAX COLLECTED
 Within the BUSINESS DEVELOPMENT DISTRICT for CAPITAL
 IMPROVEMENTS to Their FACILITY.**

Council Member Jacob said he would be abstaining from the discussion and the vote due to a business relationship.

Council Member Sandberg said, consistent with his previous votes regarding this issue, he would not support the proposed expenditure.

Council Member Gulley moved to reimburse Peoria Hotel Associates (Holiday Inn City Center), in the amount of \$114,746.96, from their 1% Hotel Tax collected within the Business Development District for capital improvements to their facility; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggensbach, Spain, Spears, Turner, Van Auken, Mayor Ardis - 9;

Nays: Sandberg - 1;

Abstention: Jacob - 1.

**(10-018) Communication from the City Manager Requesting Approval of an
*** INTERGOVERNMENTAL AGREEMENT Establishing FEDERAL
 REPRESENTATION RELATIONSHIPS Between the COUNTY OF PEORIA
 and the CITY OF PEORIA. {Ref: The Ferguson Group (TFG)}**

Council Member Riggensbach provided information regarding the process followed by the County to make sure the agreement was handled appropriately. He said The Ferguson Group was selected after an extensive interview process by the County this past Spring and the County Board recently extended the agreement for another fifteen months, but this time included the City. He commended members of the County Board for their vote and for recognizing the need for the City to be involved. He said he felt this would provide the City and the County with significant opportunities.

Council Member Riggensbach moved to approve the Intergovernmental Agreement establishing Federal representation relationships between the County of Peoria and the City of Peoria (ref: The Ferguson Group); seconded by Council Member Spain.

Council Member Sandberg pointed out the City would not have to pay anything for this agreement through March 2011, but for the period beyond that date, the City and County would split the \$7,000.00 payment per month and he expressed concern there was no end date to the agreement.

Corporation Counsel Randy Ray stated the agreement could be terminated at any time with a 30-day notification period, but in the absence of that notification, the agreement would continue.

Council Member Sandberg said he supported these types of regional endeavors, but he felt there was no reason for the City to pay \$3,500.00 per month and then City citizens would pay two-thirds of the other half. He said the City should work with the County to compile a combined legislative agenda, but it should be a Peoria City/County Agenda with two-thirds of the emphasis on the City, but the City should not have to pay half. He said the agreement should have a sunset date because he would prefer for this funding to be used for the delivery of basic City services rather than continuing the agreement without Council review. He said he could not support approval unless the proposed payments by the City after March 2011 were excluded. He suggested a deferral of this item.

Mayor Ardis said this issue should be reviewed before the City was required to begin payments after March 2011. He suggested taking time during the first fourteen months to determine if The Ferguson Group's efforts brought value to the City, and he stated there was time for the City to discuss payment issues with the County before payments were due to begin.

Council Member Riggensbach said it was his understanding from County Board Members that this service would go out for an RFP for the period after the first fourteen months. He stated part of the discussion with the County included that there would be a competitive process, if this service continued. He indicated he was comfortable with moving forward on approval at this time.

Corporation Counsel Randy Ray said the County could put out RFP's, but if the vendor changed, it would have to be approved by both bodies of government.

Motion to approve the Intergovernmental Agreement establishing Federal representation relationships between the County of Peoria and the City of Peoria (ref: The Ferguson Group) was approved by roll call vote.

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

Nays: Sandberg - 1.

- (10-023) Communication from the City Manager and Director of Public Works Requesting Approval for the PURCHASE of EIGHT (8) POLICE VEHICLES for ROUTINE FLEET REPLACEMENT, in the Amount of \$152,406.00, from BILL JACOBS CHEVROLET in Joliet, Illinois; TWO (2) FORD CARGO VANS, in the Amount of \$33,340.00, from LANDMARK in Springfield, Illinois; ONE (1) CHEVY TAHOE, in the Amount of \$32,054.00, from MILES CHEVROLET, INC. through the State of Illinois Contract Bid Process Using Funds from Approved Community Investment Plan Totaling \$217,800.00.**

Council Member Van Auken moved to approve the purchase of eight (8) Police Vehicles for routine fleet replacement, in the amount of \$152,406.00, from Bill Jacobs Chevrolet in Joliet, Illinois; two (2) Ford Cargo Vans, in the amount of \$33,340.00, from Landmark in Springfield, Illinois; One (1) Chevy Tahoe, in the amount of \$32,054.00, from Miles Chevrolet, Inc. through the State of Illinois contract bid process using funds from approved Community Investment Plan totaling \$217,800.00; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: Irving - 1.

- (10-024) Communication from the City Manager and Corporation Counsel Requesting Authorization to RETAIN the FIRM of HOWARD & HOWARD to Represent City Employees in the Police Department in the Case of Baer-Burwell Vs. City of Peoria, et al.**

Council Member Montelongo moved to retain the firm of Howard & Howard to represent City employees in the Police Department in the case of Baer-Burwell vs. City of Peoria, et al.; seconded by Council Member Spain.

Approved by roll call vote.

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

Nays: Jacob - 1.

- (10-025) Communication from the City Manager and Corporation Counsel Requesting Approval of a FIVE-YEAR, NON-EXCLUSIVE FRANCHISE AGREEMENT with COMCAST OF ILLINOIS/INDIANA/OHIO, LLC, and to Authorize the City Manager to Execute the Franchise Agreement or, in the Alternative, to Authorize the Extension of the Current Franchise Agreement for Three (3) More Months until April 30, 2010, so the Franchise Does Not Lapse. (Refer to Item No. 09-111)**

Mayor Ardis said he would abstain from the discussion and vote due to his employer having a business relationship with Comcast. He requested that Council Member Turner Chair this portion of the meeting.

Chairman Pro Tem Turner explained the two options that were being presented to the Council.

Council Member Van Auken moved to authorize the extension of the current Comcast Franchise Agreement for three (3) more months until April 30, 2010, so the franchise will not lapse; seconded by Council Member Jacob.

In answer to a request by Council Member Van Auken, Chairman Pro Tem Turner explained several public hearings were held and he commended the efforts of Mr. John Nieber of Comcast. He said Mr. Nieber had worked to address many of the issues customers had with Comcast.

Chairman Pro Tem Turner said one of his initial concerns related to the proposed fifteen- to twenty-year agreement. He noted technology changed so much and so quickly that citizens missed out on some benefits. He said a five-year agreement was acceptable to him, but he stated he would like to hear from other Council Members regarding this issue.

Council Member Jacob said he would support the three-month extension of the agreement at this time, but prior to voting on a five-year agreement, he would like a written summary of the specific changes or a red-line contract that would show language that was incorporated. He indicated he would like that information within the next 30 days.

Council Member Sandberg expressed concern regarding Section 10 of the agreement. He said there was a marked change in P.E.G. access and no Council discussion had been held regarding the various alternatives, but the Council communication suggested the programming for public access channels would be in the hands of a third party that was not located in Peoria County. He questioned if it was sound public policy for the City's public access channel operator to be located outside the Peoria community. He said he would like to have more Council discussion regarding this issue and any related possible liabilities for the City, if the public access operator did not perform as expected. He stated he felt all options should be explored during the next three months for clarification of the opportunities for public access programming compliance and oversight.

Corporation Counsel Ray stated the Comcast Agreement would not assign the public access channels to anyone now, but this was something that would need to be decided, so he said he would provide information regarding the opportunities available.

Council Member Spain requested follow-up information regarding the ability to resurrect Comcast community programming that pertained to issues confronting the City, such as the Census, etc. He said that programming recently disappeared and he felt it was a useful tool for the community.

Motion to authorize the extension of the current Comcast Franchise Agreement for three (3) more months until April 30, 2010, so the franchise will not lapse was approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, Sandberg, Spain, Spears, Van Auken, Chairman Pro Tem Turner - 10;

Nays: None;

Abstentions: Mayor Ardis - 1.

(10-026) Communication from the City Manager and Director of Public Works Requesting Approval of an AGREEMENT with the ILLINOIS DEPARTMENT OF TRANSPORTATION for the FUNDING of the CONSTRUCTION of ORANGE PRAIRIE ROAD from U.S. 150 to ALTA ROAD, in the Amount of \$10 Million.

City Manager Scott Moore requested that this item be withdrawn from the Council Agenda. No objections were heard.

- (10-027) Communication from the City Manager and Director of Public Works Requesting Approval of a STATE MFT RESOLUTION, in the Amount of \$1,326,300.00, for 2010 GENERAL MAINTENANCE FUNDS, in the MFT ACCOUNTS as Listed in the Communication; and Requesting Approval of a PURCHASE of ROCK SALT and LIQUID CALCIUM CHLORIDE, in the Amount of \$375,000.00 through the State of Illinois Joint Purchasing Procurement Services.**

Council Member Montelongo moved to approve the State MFT Resolution, in the amount of \$1,326,300.00, for 2010 General Maintenance Funds, in the MFT accounts as listed in the Council communication and approve the purchase of rock salt and liquid calcium chloride, in the amount of \$375,000.00 through the State of Illinois Joint Purchasing Procurement Services; seconded by Council Member Van Auken.

Motion to approve the State MFT RESOLUTION NO. 10-027, in the amount of \$1,326,300.00, for 2010 General Maintenance Funds, in the MFT accounts as listed in the Council communication and approve the purchase of rock salt and liquid calcium chloride, in the amount of \$375,000.00 through the State of Illinois Joint Purchasing Procurement Services was approved by roll call vote.

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

Nays: None.

- (10-028) Communication from the City Manager and Director of Planning and Growth Management with a Request to CONCUR with EITHER the RECOMMENDATION from COUNCIL MEMBER DAN IRVING to ADOPT or to CONCUR with the RECOMMENDATION from the ZONING COMMISSION and STAFF to DENY an ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to ELECTRONIC MULTIPLE MESSAGE SIGNS.**

Council Member Irving moved to Table this item; seconded by Council Member Spain.

Council Member Sandberg requested to know why this was being Tabled. Later in the meeting and after the vote, Corporation Counsel Ray explained that the Chair may ask for a reason for a motion to Table, so the Mayor allowed it. After the vote, Council Member Irving explained, when he began his inquiry into this item, he learned that a comprehensive review of signs was included in the Zoning Commission's 2010 Work Plan, so he decided to wait until after the review had been completed to determine how to move forward on this item.

Motion to Table was approved by roll call vote.

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

Nays: Sandberg - 1.

- (10-029) Communication from the City Manager and Director of Planning and Growth Management with Request to Concur with the Recommendation from the Zoning Commission to Adopt an ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to SMALL WIND ENERGY CONVERSION SYSTEMS (SWECS) and an ORDINANCE Amending APPENDIX C of the Code of the City of Peoria Relating to SMALL WIND ENERGY CONVERSION SYSTEMS (SWECS).**

Director of Planning and Growth Management Pat Landes provided background on wind turbines. She said there had been several requests by citizens to have these units installed at

their business or home to assist with utility costs and to support concepts of sustainability. She discussed the research that had been completed and she said this subject had gone before the Zoning Commission for public hearing on two occasions. She explained the proposed Ordinance would allow citizens to install units on either their business or residential property. She said there were safety regulations included in the Ordinance and she pointed out, as a result of these regulations, not every lot in the City of Peoria would be allowed to install a unit. She said the proposed Ordinance would allow the permitted use on a certain lot size and the use would be for the property owner only. She added the Ordinance would not allow the construction of wind farms or to provide energy for other users.

Council Member Van Auken moved to adopt the Ordinance amending Appendix B of the Code of the City of Peoria relating to Small Wind Energy Conversion Systems (SWECS); seconded by Council Member Sandberg.

Council Member Spain commended the Staff for their work with local companies regarding these devices, and he said he liked that the Ordinance incorporated different options that were safe.

In discussion with Council Member Jacob, Director Landes confirmed that as long as the requirements in the Ordinance were met, no Special Use was needed, but heights beyond what was stipulated in the Ordinance could be addressed by a Special Use. She said, if technology changed, she would bring this back for Council discussion, so it may be possible to go higher than the 100KW in the future. She also stated it may be possible that multiple users could obtain a Special Use permit for a joint effort. She explained this was new technology and she felt options could evolve as technology evolved or as other options became available.

ORDINANCE NO. 16,526 amending Appendix B of the Code of the City of Peoria relating to Small Wind Energy Conversion Systems (SWECS) was adopted by roll call vote.

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

Nays: None.

Council Member Van Auken moved to adopt the Ordinance Amending Appendix C of the Code of the City of Peoria Relating to Small Wind Energy Conversion Systems (SWECS); seconded by Council Member Spain.

ORDINANCE NO. 16,527 was adopted by roll call vote.

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

Nays: None.

(10-030) Communication from the City Manager and Director of Planning and Growth Management with a Request to Receive and File the 2009 PROGRESS REPORT for the GLEN OAK SCHOOL NEIGHBORHOOD IMPACT ZONE, as Required Semi-Annually by Ordinance No. 16,461.

Council Member Riggenbach moved to receive and file the 2009 Progress Report for the Glen Oak School Neighborhood Impact Zone; seconded by Council Member Van Auken.

Council Member Riggenbach thanked Council Member Jacob and former Third District Council Member Bob Manning for their leadership on this project. He stated there were true measurable results in this project with the reduction in crime and the increase in homeownership, which was critical to the long-term viability of this neighborhood. He said he was proud that so many divergent groups were coming together to work for the common good of the area.

Motion to receive and file the 2009 Progress Report for the Glen Oak School Neighborhood Impact Zone 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)

- (09-618) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to DENY a Request for a SPECIAL USE in a Class R4 (Single Family Residential) District for a WIRELESS COMMUNICATION FACILITY for Property Commonly Known as COLUMBIA MIDDLE SCHOOL Located at 2612 N. BOOTZ AVENUE.**

Council Member Van Auken moved to defer this item until the February 23, 2010, Regular City Council Meeting; seconded by Council Member Gulley.

Motion to defer this item until February 23, 2010, was approved by roll call vote.

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

Nays: None.

NEW BUSINESS

UPDATE Regarding the EAST BLUFF NEIGHBORHOOD HOUSING SERVICES MEETING

Council Member Riggenbach reported the neighbors held a discussion regarding their concerns at an EBNHS meeting on January 14, 2010, and the City Staff held a discussion regarding how to address those concerns. He said the EBNHS Board voted at their last meeting to have a complete audit conducted of the EBNHS 2007 and 2008 books, so that would be forthcoming. (Refer to Item No. 09-616)

REQUEST for the COUNCIL to REVIEW the RECENT ORDINANCE Passed by the COUNTY BOARD Regarding BLACKTOP for PRIVATE CITIZENS

Council Member Spears referred to a recent suggestion regarding assisting private citizens with blacktop for their private parking lots and he requested that the City Manager provide the Council with a copy of the Ordinance recently passed by the County Board. He said there were different blacktop mixes provided by companies in the area and the City Council may want to discuss passing a similar Ordinance for City residents for their protection. He requested this information be provided in a City Manager Issues Update.

ASSISTANCE for CITIZENS at BE COUNTED CENTERS for the 2010 CENSUS

Council Member Spain referred to the 2010 Census and he reported increased participation from community-based organizations throughout the City to provide assistance to citizens who may have problems filling out the Census forms. He said help would also be provided for those who had language problems. He stated these services would be provided at the Be Counted Centers located throughout the City such as Neighborhood House, Friendship House, City Hall, and Bradley University. He urged everyone to participate in the 2010 Census.

REMINDER Regarding BREAKFAST MEETING with COUNCIL MEMBER TURNER and COUNCIL MEMBER MONTELONGO

Council Member Montelongo said he and Council Member Turner would be hold a Breakfast Meeting for citizens on February 14, 2010, which would be held at City Hall. He urged citizens to visit with them and ask their questions.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL**(10-031) 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.

Pat Lewis, a Peoria resident and volunteer at Springdale Cemetery, spoke in support of Springdale Cemetery. He explained he was trying to encourage a higher level of transparency regarding management activities of the cemetery. He stated he was concerned that endowments would not be realized if proper actions were not taken. He said he was a former Director of Springdale Cemetery and he came before the Council annually to defend their executive budget. He stated he considered Springdale Cemetery a basic essential service of the City and he felt the City Council should provide appropriate oversight of the management of the cemetery.

Savino Sierra, a Peoria resident, expressed concern regarding School District #150 and the cost of the proposed charter school. He stated he did not agree with how District #150 spent their funding. He also expressed concern regarding the safety of people who walked in the streets when sidewalks were present.

EXECUTIVE SESSION**(10-032) 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 Spain 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 Irving.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

Council Member Van Auken moved to adjourn the meeting; seconded by Council Member Spears.

Approved by viva voce vote.

The meeting adjourned at 7:35 P.M.

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

bb