

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

Council Chambers, Peoria, Illinois, March 23, 2010, 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 (arrived at 6:20 P.M.), Irving, Jacob, Montelongo, Riggenbach, 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 asked that the family of former City employee and advocate James Peeples be remembered due to his passing. He then led the Pledge of Allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: MANUAL HIGH SCHOOL: IHSA BOYS BASKETBALL TOURNAMENT

PROCLAMATION: RICHWOODS HIGH SCHOOL: IHSA BOYS BASKETBALL TOURNAMENT

PROCLAMATION: COMPLETE COUNT COMMITTEE

PROCLAMATION: BRINK'S INCORPORATED DAY – MARCH 23, 2010

PROCLAMATION: NATIONAL BOOKMOBILE DAY – APRIL 13, 2010

PROCLAMATION: MONTH OF THE YOUNG CHILD – APRIL 2010

MINUTES

Council Member Spain moved to approve the minutes of the March 9, 2010, Joint City Council and Town Board Meeting, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Gulley, Irving, Jacob, Montelongo, Riggenbach, 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:

(10-115) Communication from the City Manager and Director of Information Systems Requesting Approval of the PURCHASE of DELL COMPUTERS from DELL, in the Amount of \$88,895.45, as Part of the ANNUAL INFORMATION TECHNOLOGY REFRESHMENT PLAN.

(10-116) Communication from the City Manager and Fire Chief Requesting Acceptance of the LOW BID from PIERCE MANUFACTURING for the PURCHASE of One (1) 75' LADDER TRUCK, in the Amount of \$582,980.00.

- (10-117) Communication from City Manager and Director of Public Works with Request to Approve the PURCHASE of ONE (1) FORD F-250 PICK-UP TRUCK for a Total Not to Exceed \$22,000.00 from MARROW BROTHERS FORD, INC. and the PURCHASE of ONE (1) 2011 FORD E-150 VAN for a Total Not to Exceed \$16,500.00 from LANDMARK AUTOMOTIVE GROUP in SPRINGFIELD, IL by Utilizing the State Contract Bidding Process for Both Purchases.
- (10-118) Communication from the City Manager and Director of Public Works Requesting Approval of the LOW BID of J.C. DILLON, INC. and Awarding a CONTRACT, in the Amount of \$570,000.00, from the Base Bid of \$50,633.20, for the ANNUAL STORM SEWER REPAIR CONTRACT.
- (10-119)
* Communication from the City Manager and Director of Public Works with a Request to Award a CONTRACT for LAMPS and BALLASTS for the PEORIA POLICE HEADQUARTERS to JDL LIGHTING and ELECTRIC, in the Amount of \$10,287.00.
- (10-120) Communication from the City Manager and Corporation Counsel Requesting Authorization for the SETTLEMENT of a CLAIM for PROPERTY DAMAGE to CHUCK'S TOWING Arising Out of an ACCIDENT on December 30, 2009, on ALLEN ROAD, in the Amount of \$30,000.00, and Requesting Authorization for the City Manager to Execute the Necessary Documents.
- (10-121) Communication from the City Manager and Police Chief Requesting Approval of a ONE YEAR CONTRACT with ULTRAMAX AMMUNITION for the ANNUAL PURCHASE of RELOAD AMMUNITION USED for TRAINING, in the Amount of \$21,710.00.
- (10-122)
** Communication from the City Manager and Director of Public Works Requesting Approval of a JOINT AGREEMENT with IDOT for INSTALLATION of FLASHING YELLOW ARROWS on US 150 and IL 40 in Peoria, and Requesting Approval of an EXPENDITURE of up to \$31,050.00 for the City's Portion of the Project.
- (10-123) Communication from the City Manager and Corporation Counsel Requesting Approval of RESOLUTION NO. 10-123, Amending Resolution No. 88-240, Pertaining to INDEMNIFICATION.
- (10-124) Communication from the City Manager Requesting Approval of ORDINANCE NO. 16,543 Reserving 2010 PRIVATE ACTIVITY BOND VOLUME CAP, in the Amount of \$10,270,260.00.
- (10-125) Communication from the City Manager and Director of Planning and Growth Management with a Request to Concur with the Recommendation from the Planning Commission and Staff to Adopt ORDINANCE NO. 16,544 Approving the MULTI-FAMILY PLAN for Property Identified as Parcel ID Number 14-07-251-013, with an Address of 2207 W. WILLOW KNOLLS ROAD.
- (10-126) Communication from the City Manager and Director of Planning and Growth Management with Request to Concur with the Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,545 Amending APPENDIX B of the Code of the City of Peoria Relating to TELECOMMUNICATION ANTENNAS and TOWERS.

- (10-127) **Communication from the City Manager and Director of Planning and Growth Management with Request to Concur with the Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,546 Amending APPENDIX B of the Code of the City of Peoria Relating to DEFINITION of CHANGE OF USE.**
- (10-128) **Communication from Mayor Jim Ardis Requesting Approval of an AMENDMENT Concerning the APPOINTMENT of BOB MARX to the Peoria Area Convention and Visitors Bureau CHANGING the LISTED NAME of the Commission ON THE COMMUNICATION from the Peoria Area Convention and Visitors Bureau to the RIVERFRONT PROGRAM AND POLICY ADVISORY COMMITTEE. (Amends Item No. 10-106)**

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

Council Member Van Auken requested that Item No. 10-119 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested that Item No. 10-122 be removed from the Consent Agenda for further discussion.

Council Member Van Auken moved to approve the Consent Agenda items as outlined in the Council Communications; seconded by Council Member Turner.

Items No. 10-115 through 10-128 (excluding Item Nos. 10-119 and 10-122, 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.

- (10-119) **Communication from the City Manager and Director of Public Works with a Request to Award a CONTRACT for LAMPS and BALLASTS for the PEORIA POLICE HEADQUARTERS to JDL LIGHTING and ELECTRIC, in the Amount of \$10,287.00.**

Director of Public Works Dave Barber distributed a supplemental bid sheet for this item to members of City Council.

Council Member Van Auken moved to award the contract for lamps and ballasts for the Peoria Police Headquarters to JDL Lighting and Electric, in the amount of \$10,287.00; 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.

- (10-122) **Communication from the City Manager and Director of Public Works Requesting Approval of a JOINT AGREEMENT with IDOT for INSTALLATION of FLASHING YELLOW ARROWS on US 150 and IL 40 in Peoria, and Requesting Approval of an EXPENDITURE of up to \$31,050.00 for the City's Portion of the Project.**

Council Member Sandberg expressed concern regarding the current use of residential streets by drivers who were attempting to turn left onto Knoxville Avenue from War Memorial Drive. He said the current traffic light system at the intersection provided no arrow for left turns to assist drivers wanting to turn left to go South. He said the system currently benefited traffic heading to East Peoria, rather than accommodating Peoria traffic. He then moved to approve the joint agreement with IDOT for installation of flashing yellow arrows on US 150 and IL 40 in Peoria and the expenditure of up to \$31,050.00 for the City's portion of the project with the condition that Staff enter into serious negotiations to protect the residential quality of residential streets by not encouraging cut-through traffic with the exclusion of arrows; seconded by Council Member Spain.

Approved by roll call vote.

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

Nays: None.

(10-129) Communication from the City Manager and Director of Public Works Requesting Approval of the LOW BID of STARK EXCAVATING, INC., in the Amount of \$2,154,919.00, with Additional Authorization of \$107,745.95 (5% for Contingencies) for the WATER STREET RECONSTRUCTION PROJECT (Liberty Street to Hamilton Boulevard).

Council Member Gulley moved to approve the low bid of Stark Excavating, Inc., in the amount of \$2,154,919.00, with additional authorization of \$107,745.95 (5% for contingencies) for the Water Street Reconstruction Project (Liberty Street to Hamilton Boulevard); seconded by Council Member Van Auken.

Approved by roll call vote.

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

Nays: None.

(10-130) Communication from the City Manager and Director of Public Works Requesting Approval of a CONTRACT with AECOM TECHNICAL SERVICES, INC., in the Amount of \$197,229.00, to Provide CONSTRUCTION ENGINEERING SERVICES for the WATER STREET RECONSTRUCTION PROJECT (Liberty Street to Hamilton Boulevard) and Authorizing the City Manager to Sign the Construction Engineering Services Agreement.

Council Member Gulley moved to approve the contract with AECOM Technical Services, Inc., in the amount of \$197,229.00, to provide Construction Engineering Services for the Water Street Reconstruction Project (Liberty Street to Hamilton Boulevard) and to authorize the City Manager to sign the Construction Engineering Services Agreement; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

(10-131) Communication from the City Manager and Fire Chief Requesting Acceptance of the LOCAL ENERGY ASSURANCE PLAN (LEAP) GRANT for \$200,000.00, and Requesting Approval to Enter into NEGOTIATIONS to CREATE an INTERGOVERNMENTAL CONTRACT with TRI-COUNTY REGIONAL PLANNING COMMISSION (TCRPC) to ADMINISTER the GRANT for the City of Peoria.

Council Member Van Auken moved to accept the Local Energy Assurance Plan (LEAP) Grant for \$200,000.00 and to enter into negotiations to create an Intergovernmental Contract with Tri-County Regional Planning Commission (TCRPC) to administer the grant for the City of Peoria; seconded by Council Member Riggensbach.

In discussion with Council Member Jacob, Terry Kolbus from TCRPC clarified that Ameren would provide assistance on the technical side of the grant. He said the noted service interruptions in different areas of the City would be monitored closely so that a solution to these issues could be reached. He introduced Dwayne Deppolder from the City's Emergency Management Department as the grant's administrator and agreed to provide a report back to the Council on developments in this area.

Motion to accept the Local Energy Assurance Plan (LEAP) Grant for \$200,000.00 and to enter into negotiations to create an Intergovernmental Contract with Tri-County Regional Planning Commission (TCRPC) to administer the grant for the City of Peoria was approved by roll call vote.

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

Nays: None.

(10-132) Communication from the City Manager and Director of Planning and Growth Management Requesting Concurrence with the Recommendation from the City Staff to Adopt an ORDINANCE Creating the HARRISON SCHOOL NEIGHBORHOOD IMPACT ZONE and a TIMELINE for ZONE IMPLEMENTATION.

Director of Planning and Growth Management Pat Landes distributed a replacement Ordinance to members of City Council.

Council Member Gulley moved to adopt the replacement Ordinance creating the Harrison School Neighborhood Impact Zone and a timeline for zone implementation; seconded by Council Member Van Auken.

Council Member Gulley requested Director of Planning and Growth Management Pat Landes provide a brief overview of the development of this project. Director Landes reported the City was in the second year of the Glen Oak project and was beginning to see great progress. She said the Harrison School project was part two of the Impact Zone strategy. She noted Staff had decided to begin with Glen Oak School as the pilot for the concept. She said it was now time to begin to phase in the Harrison project and to begin to develop an exit strategy for the Glen Oak project so that authority over the Impact Zone could be turned over to the stakeholders.

Council Member Jacob requested a condition of the motion be to make the time period for the City to stay in the Impact Zone longer than two years. Council Member Gulley accepted the friendly amendment.

Director Landes noted the reality of the timeline was related to the availability of resources either through the City of Peoria or other organizations. She said a concentration of focus and service delivery in an area could not be sustained for a period of time longer than two or three years. She said, since the Glen Oak project was almost in its third year, it would be the last year to focus on this area because that money would be transferred to the Harrison area, as would the City Services. She noted it was more an issue of resource allocation, but she reminded Council Members the City would not just walk away from the project, but build capacity with stakeholders so they could sustain what was created.

In discussion with Council Member Spain, Director Landes clarified the scale-down of the Glen Oak project would occur simultaneously with the build-up of the Harrison project in some aspects. She reminded Council the Glen Oak project was to be the demonstration model for the Impact Zone plan and she noted two key areas in which the plan focused: physical infrastructure and social infrastructure. She noted the social infrastructure would provide residents and business owners with a direction to move toward once City Staff had exited and turned over ownership to the neighborhood after at least two years.

Council Member Spain expressed concern that the exit strategy would occur too quickly. He added he felt it was important to stay until the neighborhood was sustained.

Council Member Sandberg noted his concern with the terminology in the contract. He said it stated, under Section 4, the time period for implementation of the plan was to be for "not less than two years," and he suggested a friendly amendment to revise the language to state "at least two years."

Council Member Jacob stated he agreed with the change to the friendly amendment. There was no objection to the friendly amendment by Council Member Gulley, nor by the seconder of the motion.

Motion to adopt ORDINANCE NO. 16,547 creating the Harrison School Neighborhood Impact Zone, as amended in Section 4 to change language from "no less than two years" to "at least two years," and a timeline for zone implementation was approved by roll call vote.

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

Nays: None.

(10-133) Communication from the City Manager and Director of Public Works Requesting Approval of an AGREEMENT with the ILLINOIS DEPARTMENT OF TRANSPORTATION for FUNDING of PRELIMINARY ENGINEERING and the CONSTRUCTION of a PORTION of ORANGE PRAIRIE ROAD from AMERICAN PRAIRIE ROAD to ALTA ROAD.

Council Member Irving moved to approve the agreement with Illinois Department of Transportation for funding of preliminary engineering and construction of a portion of Orange Prairie Road from American Prairie Road to Alta Road; seconded by Council Member Montelongo.

Council Member Irving noted his gratitude to State Senator Dale Risinger for his extensive work in Springfield to secure funding for this project, as well as to the Public Works Staff for their hard work on the project.

Council Member Sandberg expressed concern regarding the jurisdictional transfer issue of State Route 91 and it becoming the City's responsibility for maintaining this area. He said it was a tremendous injustice to the taxpayers of Peoria to convert a route that was currently the State's responsibility to maintain. He noted the significant growth in this area and continued pressure on the City to develop curbing and sidewalks as it becomes more residential.

Following brief discussion, Mayor Ardis pointed out the jurisdictional transfer would not occur at the time the agreement was approved. He said it was an issue to be brought before City Council to be addressed at a later time.

Director Barber clarified the agreement only indicates a Jurisdictional Transfer would be done in the future, so there would be a separate Jurisdictional Transfer and language could be added at that time.

Following a brief discussion, Council Member Sandberg moved for a substitute motion to approve the agreement with Illinois Department of Transportation for funding of preliminary engineering and construction of a portion of Orange Prairie Road from American Prairie Road to Alta Road, that there would not be a Jurisdictional Transfer to the City and allow them to negotiate the terms at that time; seconded by Council Member Spears.

In discussion with Director Barber, Corporation Counsel Randy Ray clarified the City's maintenance responsibility would be fine-tuned later, but the Jurisdictional Transfer should be addressed at this time.

Council Member Sandberg amended his substitute motion to approve the agreement with Illinois Department of Transportation for funding of preliminary engineering and construction of a portion of Orange Prairie Road from American Prairie Road to Alta Road, to change the last word at the end of paragraph 4, page 3 of the agreement to "State" instead of "City" and leave the responsibility with the State to negotiate the terms of the Jurisdictional Transfer; seconded by Council Member Spears.

Council Member Jacob expressed concern that the City could be at risk to lose State funding for the project with this caveat.

Following brief discussion, Director Barber said he preferred to verify that information with the State prior to providing an answer to Council.

Director Barber further clarified the Jurisdictional Transfer language had been specifically left in the agreement in the event terms and limits of the Jurisdictional Transfer were not met. He said the transfer would then not take place.

Council Member Jacob moved to defer this item until the next Council Meeting, which would be the April 13, 2010, City Council Meeting; seconded by Council Member Van Auken.

Motion to defer this item until April 13, 2010, was approved by roll call vote.

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

Nays: Irving - 1.

(10-134) Communication from the City Manager with a Request to Receive and File the REPORT BACK Regarding the 2009 UN-AUDITED GENERAL FUND REVENUE and EXPENDITURES Including FINAL SALES TAX and STATE SHARED REVENUES for 2009; 2010 BUDGET FORECAST; and Request to Provide Direction to Staff Regarding Potential Ways to Eliminate the Projected Budget Deficit. (Refer to Item No. 10-089)

Mayor Ardis said he had requested information regarding 2009 final sales tax and state shared revenues in order for Council to make any necessary budget adjustments as early as possible.

Finance Director/Comptroller Jim Scroggins said the City's auditors were presently conducting their pre-audit, basing their projections on September 2009 numbers. He noted those numbers were slightly higher than estimated. He said the numbers he had received so far were in-line for March. He said his recommendation at this time was to reduce the 2010 budget by \$1.5 million.

Council Member Turner expressed concern regarding the recommended elimination of the Rat Abatement Program. He noted, while the serious issues had disappeared, this was an on-going problem that needed to be addressed. He said he did not want to rely on property owners to keep the issue cleaned up. He moved to remove the Rat Abatement Program from the list of budgeted items to be eliminated; seconded by Council Member Van Auken.

Council Member Van Auken added many of the rat problems were due to irresponsible property owners who did not clean up their properties. She noted it was unfair to expect taxpayers to pay for abatement in this case. She suggested leaving the issue to inspectors to determine where the irresponsible property owners were, require them to be held accountable to abate their properties, and if they failed to do so, a fine should be issued.

Council Member Sandberg concurred with Council Member Van Auken. He noted it had been a County program that the City had inherited and it should be the responsibility of property owners to pay for the abatement, if they were the cause of the problem.

Motion to remove the Rat Abatement Program from the list of budgeted items to be eliminated was approved 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 thanked City Manager Scott Moore and Finance Director/Comptroller Scroggins for their diligence in providing the needed information, but she questioned why all departments were not identified in the list of budget reductions.

City Manager Moore noted all information had not been received by the deadline for Friday's agenda. He noted the information would be passed on to Council in the near future.

Council Member Spain requested, as revenues were received, the City Council be kept in the loop as the numbers came in, perhaps in monthly reports. He said this would assist the Council in crafting its priorities.

Council Member Spain moved to receive and file the report back regarding the 2009 Un-Audited General Fund Revenues and Expenditures including final sales tax and State Shared Revenues for 2009, the 2010 Budget forecast, and to close the projected shortfall by eliminating the following from the 2010 City of Peoria Budget: Infrastructure (\$1,020,000), Public Safety (\$173,000); Neighborhoods (\$23,872 – Rat Abatement will remain in the City Budget); Stewardship (\$66,300); and Revenues (\$232,400), as outlined in the Council Communication. He further moved for the additional budget information to be brought back to Council at the April 13, 2010, City Council Meeting; seconded by Council Member Irving.

Motion 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)**

- (09-616) Communication from the City Manager and Director of Planning and Growth Management Requesting Approval to Enter into a ONE-YEAR CONTRACT with the EAST BLUFF NEIGHBORHOOD HOUSING SERVICES (EBNHS) for the USE of EBNHS SPECIAL SERVICE DISTRICT TAX REVENUE Received in 2010. (New Communication and Contract)**

Council Member Riggenbach said all of the concerns citizens had regarding the Board of the East Bluff Neighborhood Housing Service had been brought forward and addressed through the terms of the contract. He said, regarding accountability, the contract would be renewed annually to assure all required reporting was complete. He said the Council would also receive monthly data on a quarterly basis and it would include financial data. He said the nature of the EBNHS did not require the group to follow State law regarding the Open Meetings Act. He said the contract requested that the Board abide by the "spirit of the law" by posting its meeting schedule and providing any information about the meetings to citizens. He said, regarding conflict of interest, the EBNHS would be governed by HUD. He said all jobs to rehab properties would be done so on bid. He also noted the Board would have a Citizens Advisory Group. He summarized the contract, which provided the framework for the EBNHS for the next ten years.

Council Member Riggenbach moved to approve the one-year contract with the EBNHS for the use of EBNHS Special Service District tax revenue received in 2010; seconded by Council Member Montelongo.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to any citizen who wished to address the City Council on this issue.

Nancy Shadid, representing East Bluff Serenity Neighborhood, said the present Board was trying to move forward to turn EBNHS around. She highlighted many of the successes she had seen in the area since the turn over. She spoke against closing the EBNHS down.

Lisa Fisher, representing Glen Oak Park Neighborhood Association and an officer on the EBNHS Board, encouraged the City Council to support the EBNHS contract. She reported interviews of six individuals who were interested in serving on the EBNHS Ad-Hoc Committee went well and each person had indicated an interest in helping the Board, even if they were not elected to the Committee.

Council Member Sandberg provided a historic overview of Council Members serving in the third district since the inception of the EBNHS. He said the Special Service Area was originally established to help filter money into the area for development and rehabilitation. He added the EBNHS was never intended to be the lifeblood of the East Bluff.

Council Member Montelongo noted he had heard many concerns from citizens about past issues. He said those voicing their concerns had really forced the changes being brought forth. He added these changes were in the best interest of the East Bluff area and he said it was important to ensure the tax money was used properly. He requested the EBNHS Board be patient and work to keep all citizens informed.

Council Member Jacob reiterated that all concerns raised had been addressed in the contract and he stated mistakes had been made in the past. He encouraged the tightening of the reporting process by Staff and the continued transparency of the process. He said it was not the time to eliminate the Special Service Area, but to take advantage of the many opportunities it provided.

Council Member Riggenbach noted, of all citizens who expressed their concerns about the EBNHS, only a few suggested shutting down the organization altogether. He thanked all parties for working together to correct the process and he asked for the City Council's support to approve the contract.

Motion to approve the one-year contract with the EBNHS for the use of EBNHS Special Service District tax revenue received in 2010 was approved by roll call vote.

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

Nays: Sandberg - 1.

- (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 Table this item; seconded by Council Member Spain.

Motion to Table approved by roll call vote.

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

Nays: None.

NEW BUSINESS

- (10-135) REQUEST for INFORMATION Regarding Future GROUP SUMMIT or YOUTH OUTREACH ACTIVITY**

Council Member Jacob said he had attended the Community Call to Action Forum at the Dream Center that was held over the weekend. He noted one of the items the group had discussed were the crime issues in neighborhoods and a suggestion was made for a Group Summit or Youth Outreach Activity and he asked for Staff to investigate the possibility of this kind of activity.

ANNOUNCEMENT Regarding MEETING to Implement an ADOPT-THE-BLOCK PROJECT for the City of Peoria on MARCH 29, 2010, at 4:00 P.M., in City Council Chambers

Council Member Gulley noted he had also attended the Community Call to Action Forum and he announced a meeting would be held at City Hall on March 29, 2010, beginning at 4:00 P.M. in Council Chambers to discuss implementation of an Adopt-A-Block project for the City of Peoria. He said area church leaders had been invited to the meeting and he added the project did not require any funding to implement, so it was a project that could move forward quickly.

- (10-136) REQUEST for COST INFORMATION Regarding VARIOUS PROJECTS to Submit for FEDERAL FUNDING**

Council Member Gulley reported he recently visited the White House and he had met with Congressman Aaron Schock. He said he had discussed various projects with him while there and he pointed out he would like to submit the information for possible Federal funding. He asked for a report back, perhaps in an Issues Update, regarding costs associated with the Route 24 Project, the Martin Luther King, Jr., Drive Project, the EagleView TIF Project, and the Harrison School Infrastructure Project.

- (10-137) REQUEST for REPORT BACK on SOUTHERN GATEWAY PLAN**

Council Member Gulley requested a report back on the development plan for the Southern Gateway. He expressed concern that the land was not being utilized and questioned why the land was not being developed. He suggested that excavated material be taken to this area, rather than being taken to East Peoria.

ANNOUNCEMENT Regarding 2010 CENSUS

Council Member Spain reminded citizens to complete their Census forms for the 2010 count and to mail them in as soon as possible. He said the deadline for form submittal is April 30, 2010.

ANNOUNCEMENT Regarding “JUST HIT SEND” GOOGLE PARTY to be Held MARCH 26, 2010, at Kelleher’s from 4:00 P.M. to 6:00 P.M.

Council Member Van Auken invited citizens to a “Just Hit Send” Google Party to be held at Kelleher’s from 4:00 P.M. to 6:00 P.M. on Friday, March 26, 2010. She noted the party was being held to celebrate the efforts of citizens and Staff on behalf of the Google Initiative. She said a surprise was being planned for the final submittal of the official application to Google and it would be revealed at the party.

ANNOUNCEMENT Regarding a MEETING to be Held March 24, 2010 at Northminster Presbyterian Church Regarding the CONSTRUCTION PROJECT at the INTERSECTION of WILHELM ROAD and ALLEN ROAD

Council Member Irving announced a meeting would be held Wednesday, March 24, 2010, from 6:30 P.M. to 8:00 P.M. at Northminster Presbyterian Church regarding the future construction project at the intersection of Wilhelm and Allen Roads. He invited interested citizens to attend.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

(10-138) 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.

Kenny Carrigan, Peoria resident, commended the City Council on its fiduciary responsibility and for being able to balance the 2010 Budget. He added he supported the City’s investment in the Hotel Pere Marquette project.

David Ihben, Marquette Heights resident, expressed concern regarding treatment he received from one of the City’s Parking Enforcement Officers. He requested a formal investigation of the incident.

Mayor Ardis recommended that Mr. Ihben meet with the City Manager following the meeting to obtain information to file a formal complaint.

EXECUTIVE SESSION

(10-139) 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 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 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 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 Jacob.

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 Riggenbach moved to adjourn the City Council meeting; seconded by Council Member Montelongo.

Approved by roll call vote.

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

Nays: Spears - 1.

The meeting adjourned at 8:47 P.M.

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

By: _____
Chief Deputy City Clerk

adh