

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

Council Chambers, Peoria, Illinois, July 13, 2010, a Joint City Council and Town Board Meeting was held this date at 6:19 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, Montelongo, Riggensbach, Sandberg (arrived at 6:45 P.M.), Spain, Spears, Turner, Van Auken, Mayor Ardis - 10. Absent: Jacob - 1.

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: PEORIA CITY HALL: A VISITOR GUIDE OF PEORIA'S GREATEST TREASURE

MINUTES

Council Member Spain moved to approve the minutes of the June 22, 2010, Regular Council Meeting, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA

(10-305) Communication from the City Manager and Corporation Counsel Requesting the Following:

A. Adoption of an ORDINANCE Proposing the CREATION of WESTLAKE SPECIAL SERVICE AREA in the City of Peoria, Illinois, and Providing for a PUBLIC HEARING and Other Procedures in Connection Therewith;

Council Member Van Auken moved to adopt the Ordinance proposing the creation of Westlake Special Service Area in the City of Peoria, Illinois and providing for a Public Hearing and other procedures in connection therewith; seconded by Council Member Irving.

ORDINANCE NO. 16,579 was adopted by roll call vote.

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

Nays: None.

B. HOLD A PUBLIC HEARING on the Proposed CREATION of WESTLAKE SPECIAL SERVICE AREA;

Council Member Spears moved to open the Public Hearing regarding the proposed creation of Westlake Special Service Area; seconded by Council Member Spain.

Hearing no objections, Mayor Ardis opened the Public Hearing.

The Public Hearing opened at 6:29 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 Spears moved to close the Public Hearing regarding the proposed creation of Westlake Special Service Area; seconded by Council Member Spain.

Approved by roll call vote.

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

Nays: None.

The Public Hearing closed at 6:32 P.M.

Council Member Gulley left the Council Chambers.

C. ADOPT an ORDINANCE ESTABLISHING the WESTLAKE SPECIAL SERVICE AREA in the City of Peoria, Illinois; and

Council Member Spears moved to adopt the Ordinance establishing the Westlake Special Service Area; seconded by Council Member Van Auker.

ORDINANCE NO. 16,580 was adopted by roll call vote.

Yeas: Irving, Montelongo, Riggensbach, Spain, Spears, Turner, Van Auker, Mayor Ardis
- 8;

Nays: None.

D. APPROVE the AGREEMENT Between the CITY of PEORIA and WESTLAKE LIMITED PARTNERSHIP and Authorize the City Manager to Execute the AGREEMENT upon the Effective Date of the SPECIAL SERVICE AREA ORDINANCES.

Council Member Spears moved to approve the Agreement between the City of Peoria and Westlake Limited Partnership and authorize the City Manager to execute the Agreement upon the effective date of the Special Service Area Ordinances; seconded by Council Member Irving.

Approved by roll call vote.

Yeas: Irving, Montelongo, Riggensbach, Spain, Spears, Turner, Van Auker, Mayor Ardis
- 8;

Nays: None.

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

- (10-306)** **Communication from the City Manager and Director of Public Works**
* **Requesting to Award the CONTRACT for INSTALLATION of a HOT WATER BOILER SYSTEM at CITY HALL to the LOWEST BIDDER, GINGER PROCESS PIPING, INC., in the Amount of \$101,900.00. (Refer to Item No. 09-251)**

- (10-307) Communication from the City Manager, Chief of Police and ECC Manager Requesting Approval of the **SOLE SOURCE PURCHASE** of **INTEROPERABLE RADIOS** and **ACCESSORIES**, for **FULTON COUNTY ETSB**, in the Total Amount of \$12,081.75, from **GALESBURG COMMUNICATIONS, INC.** (\$9,660.00), and **MOTOROLA** (\$2,421.75).
- (10-308) Communication from the City Manager and Director of Public Works Requesting Approval of the **PEORIA/PEKIN URBANIZED AREA TRANSPORTATION STUDY (PPUATS) FISCAL YEAR 2011 AGREEMENT**, in the Amount of \$42,676.19.
- (10-309) Communication from the City Manager and Corporation Counsel Requesting Approval of a **REVISED INTERGOVERNMENTAL TRANSIT AGREEMENT** Between **GREATER PEORIA MASS TRANSIT DISTRICT** and the City of Peoria, and Approval of the **REVISED NEW JUNCTION VENTURES TROLLEY AGREEMENT**, and Requesting Authorization for the City Manager to Execute the Documents. (Refer to Item No. 10-271)
- (10-310) Communication from the City Manager and Director of Planning and Growth Management Requesting Approval of \$238,500.00 in **HOME FUNDS** to **HAND UP DEVELOPMENT CORPORATION CHDO** for the **CONSTRUCTION** of **THREE NEW AFFORDABLE, SINGLE-FAMILY, OWNER-OCCUPIED HOMES** Located on a **VACANT LOT** in the **300 Block of EAST CORRINGTON AVENUE**, **3502 SYLVAN LANE**, and **2122 W. ALBANY AVENUE**.
**
- (10-311) Communication from the City Manager and Finance Director/Comptroller Requesting Adoption of **ORDINANCE NO. 16,581** Amending the **CITY of PEORIA BUDGET** for Fiscal Year 2010, Relating to the Additional Funds from Workforce Development for the **Illinois Youth Employment Services (YES) Program**, in the Amount of \$186,900.00, for the **MAYOR'S SUMMER YOUTH EMPLOYMENT PROGRAM**.
- (10-312) Communication from the City Manager and Director of Planning and Growth Management Requesting to Adopt a **CONFLICT OF INTEREST POLICY** Related to **FUNDS** from the United States Department of Housing and Urban Development.
- (10-313) Communication from the City Manager and Director of Public Works Requesting Approval of a **RESOLUTION** in **SUPPORT** of an **APPLICATION** for the Current **PPUATS FUNDING CYCLE** of **NORTHMOOR ROAD - STAGE 4** (University Street to Hamilton Road).

- (10-314) Communication from the City Manager and Corporation Counsel Requesting Approval of a **RESOLUTION** Regarding the **RELEASE** of **EXECUTIVE SESSION MINUTES** and Finding the Need for Confidentiality for Other Executive Minutes as Outlined.

- (10-315) Communication from the City Manager and Corporation Counsel Requesting Adoption of **ORDINANCE NO. 16,582** Amending **CHAPTER 5** of the Code of the City of Peoria Relating to **BUILDINGS** and **BUILDING REGULATIONS** Pertaining to the **DEFINITION** of a **DWELLING OWNER** and a **PERSON**.

- (10-316) **Communication from the City Manager and Finance Director/Comptroller Requesting Adoption of ORDINANCE NO. 16,583 Amending the CITY of PEORIA BUDGET for Fiscal Year 2010 Relating to the 2010 CDBG, HOME, and ESG BUDGET to Reflect the ACTUAL 2010 ALLOCATION.**
- (10-317) **Communication from the City Manager and Director of Public Works Requesting Approval of a REVOCABLE RIGHT-OF- WAY ENCROACHMENT Along Main Street, Bourland Street and the Public Alley for the MAIN STREET COMMONS DEVELOPMENT.**
- (10-318) **Communication from the City Manager and Director of Planning and Growth Management Requesting to Adopt a PROCUREMENT POLICY Related to FUNDS from the United States Department of Housing and Urban Development.**
- (10-319) **Communication from the City Manager and Finance Director/Comptroller Requesting Authorization to Hold an AUCTION in Conjunction with the COUNTY of PEORIA to be Held at the City of Peoria Operations and Maintenance Facility on Dries Lane on SATURDAY, JULY 24, 2010.**
- (10-320) **REPORT of the CITY TREASURER PATRICK A. NICHTING, for the MONTH of MAY 2010, 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. 10-313 be removed from the Consent Agenda for further discussion.

Council Member Spain requested Item No. 10-306 be removed from the Consent Agenda for further discussion.

Council Member Riggerbach requested that Item Nos. 10-310 and 10-314 be removed from the Consent Agenda for further discussion.

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

Items No. 10-306 through 10-320 (excluding Item Nos. 10-306, 10-310, 10-313, and 10-314, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Irving, Montelongo, Riggerbach, Spain, Spears, Turner, Van Auken, Mayor Ardis
- 8;

Nays: None.

- (10-306)
* **Communication from the City Manager and Director of Public Works Requesting to Award the CONTRACT for INSTALLATION of a HOT WATER BOILER SYSTEM at CITY HALL to the LOWEST BIDDER, GINGER PROCESS PIPING, INC., in the Amount of \$101,900.00. (Refer to Item No. 09-251)**

Council Member Spain referred to the City's Energy Improvement Program and he said the intent expressed by the Council was to capture the savings realized from some of these energy improvements to create a fund that could sustain additional improvements in the future. He requested an update regarding the program.

Director of Public Works Dave Barber said the program was discussed by Council in June 2009 and involved approximately \$115,000 in total savings based on the projects. He said savings, in the approximate amount of \$80,000 associated with the lighting improvements in parking decks, would be set aside to be used for other environmental projects. He said they tried to do that in the Capital Budget for 2010 and he said they would continue to identify that \$80,000 for improvements would be associated with environmental improvement projects.

In further discussion with Council Member Spain regarding the progress of the lighting program and if there had been any savings realized, Director Barber said changes had not been made to the lights yet, but his Department was in the process of the putting the specifications together. He said this would be funded by a grant and his Department had waited a long time to receive approval to move forward with the project. He added the savings would, of course, depend on the weather and whether or not more heating or cooling was needed during the year.

Following further comments, Council Member Spain moved to approve awarding the Contract for installation of a hot water boiler system at City Hall to the lowest bidder, Gingham Process Piping, Inc., in the amount of \$101,900.00; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Irving, Montelongo, Riggenbach, Spain, Spears, Turner, Van Auken, Mayor Ardis
- 8;

Nays: None.

**(10-310) Communication from the City Manager and Director of Planning and
** Growth Management Requesting Approval of \$238,500.00 in HOME FUNDS
to HAND UP DEVELOPMENT CORPORATION CHDO for the
CONSTRUCTION of THREE NEW AFFORDABLE, SINGLE-FAMILY, OWNER-
OCCUPIED HOMES Located on a VACANT LOT in the 300 Block of EAST
CORRINGTON AVENUE, 3502 SYLVAN LANE, and *2210 W. ALBANY
AVENUE.**

*Assistant Director of Planning and Growth Management Ross Black distributed a replacement communication to all members of the City Council changing the W. Albany address from 2122 to 2210 W. Albany.

Council Member Riggenbach moved to approve the \$238,500.00 in HOME Funds to Hand Up Development Corporation CHDO for the construction of three new affordable, single-family, owner-occupied homes located on a vacant lot in the 300 Block of East Corrington Avenue, 3502 Sylvan Lane, and 2210 W. Albany Avenue, as amended; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Irving, Montelongo, Riggenbach, Spain, Spears, Turner, Van Auken, Mayor Ardis
- 8;

Nays: None.

**(10-313) Communication from the City Manager and Director of Public Works
*** Requesting Approval of a RESOLUTION in SUPPORT of an APPLICATION
for the Current PPUATS FUNDING CYCLE of NORTHMOOR ROAD - STAGE
4 (University Street to Hamilton Road).**

Council Member Van Auken said she would abstain from discussion and voting on this item due to a family member's financial interest in the area.

Council Member Riggensch moved to approve a Resolution in support of an Application for the current PPUATS Funding Cycle of Northmoor Road – State 4 (University Street to Hamilton Road); seconded by Council Member Turner.

RESOLUTION NO. 10-313 was approved by roll call vote.

Yeas: Irving, Montelongo, Riggensch, Spain, Spears, Turner, Mayor Ardis - 7;

Nays: None;

Abstentions: Van Auken - 1.

**(10-314) Communication from the City Manager and Corporation Counsel
**** Requesting Approval of a RESOLUTION Regarding the RELEASE of
EXECUTIVE SESSION MINUTES and Finding the Need for Confidentiality
for Other Executive Minutes as Outlined.**

Corporation Counsel Randy Ray distributed replacement Schedules A and B to all members of the City Council.

Council Member Riggensch moved to approve a Resolution regarding the release of Executive Session minutes, as amended, and finding the need for confidentiality for other Executive Minutes as outlined in the attachments; seconded by Council Member Turner.

RESOLUTION NO. 10-314, as amended, was approved by roll call vote.

Yeas: Irving, Montelongo, Riggensch, Spain, Spears, Turner, Van Auken, Mayor Ardis - 8;

Nays: None.

Council Member Gulley returned to the Council Chambers.

**(10-321) Communication from the City Manager and Finance Director/Comptroller
Regarding the 2009 AUDITED COMPREHENSIVE ANNUAL FINANCIAL
REPORT by McGLADREY & PULLEN, LLP, with Request to Receive and
File.**

Finance Director/Comptroller Jim Scroggins said the consolidated reports were delivered to the Council on June 24, 2010. He said an overview of the audit results would be presented, and he distributed a copy of a booklet to all members of the Council.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to Ms. Sarah Bohnsack of McGladrey & Pullen, LLP.

Sarah Bohnsack, representing McGladrey & Pullen, LLP, discussed the auditor's responsibilities. She said they had issued an unqualified opinion, which was the highest form of opinion that an entity could receive, on the financial statements. She discussed the Government Auditing Standard Audit, which related to document internal control and to test them to make sure they were functioning. She said the City did not have any material weaknesses reported, but the City had one significant deficiency related to recording of capital assets. She added any control deficiencies were reported on the last pages of the packet, and included responses from management regarding corrective action.

Ms. Bohnsack reported 2009 revenues for all governmental funds were \$152.9 million, which represented an approximate 6% decrease from the previous year. She said other taxes decreased in 2009, which was due to the timing of State of Illinois income tax payments to the City. She said there was approximately \$3 million in additional revenue that was not recognized

due to the timing of receipt. She discussed other taxes that had decreased in 2009. She said total expenditures for 2009 were \$178 million, which was approximately a 1% decrease from the previous year. She said debt service expenditures increased in 2009 with the addition of \$4 million in debt, so more interest was paid on those bonds.

Ms. Bohnsack discussed the General Fund balance and the unreserved and undesignated portion. She said, if all revenue sources were to cease, the City would have 17 days of operating cash on hand to cover expenditures compared to 41 days in 2008.

Following further comments regarding the City's Federal expenditures, Ms. Bohnsack said four programs were audited, three of which were stimulus programs. She said there were three findings and management's corrective action was listed in the report.

Council Member Sandberg arrived at 6:45 P.M.

After Mayor Ardis determined there were no questions, Council Member Van Auken moved to receive and file the presentation regarding the 2009 Audited Comprehensive Annual Financial Report by McGladrey & Pullen, LLP; seconded by Council Member Riggerbach.

Approved by roll call vote.

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

Nays: None.

(10-322) Communication from the City Manager and Director of Public Works Requesting Approval to Award the CONTRACT to the LOWEST BIDDER, DU-MONT COMPANY, INC., in the Amount of \$274,950.00, for the REPLACEMENT of ROOFTOP AIR HANDLING UNITS at POLICE HEADQUARTERS, Including Alternate #1, ENERGY RECOVERY. (Refer to Item No. 09-251)

Council Member Spain said he felt there would be an opportunity to capture some of these energy savings into an Energy Improvement Fund beyond what had been discussed with the lighting project.

Council Member Spain moved to award the contract to the lowest bidder, Du-Mont Company, Inc., in the amount of \$274,950.00, for the replacement of rooftop air handling units at Police Headquarters, including Alternate #1, energy recovery; seconded by Council Member Van Auken.

Approved by roll call vote.

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

Nays: None.

(10-323) Communication from the City Manager and Interim Human Resources Director Requesting Authorization for the City Manager to Enter Into a RENEWAL AGREEMENT for LOSS CONTROL SERVICES with BICKMORE RISK SERVICES, in the Amount of \$71,760.00, for the THIRD YEAR of a Three Year Agreement, which is Exercised at the Request of the City and is not an Automatic Renewal.

Council Member Gulley moved to authorize the City Manager to enter into a Renewal Agreement for loss control services with Bickmore Risk Services, in the amount of \$71,760.00, for the third year of a three-year agreement, which is exercised at the request of the City and is not an automatic renewal; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

(10-324) Communication from the City Manager Requesting Approval to Release the REQUEST FOR PROPOSALS (RFP) for a CONSULTANT(S), to Conduct a REDEVELOPMENT STUDY of the PROPOSED EAST VILLAGE GROWTH CELL'S ELIGIBILITY to be a Redevelopment Project Area, and Requesting Approval to Conduct a HOUSING IMPACT STUDY.

City Manager Scott Moore distributed a revised map to all members of the City Council showing the expanded area in blue that expanded the area east on Arcadia to Atlantic Avenue, south to Ravine Avenue and to Maryland Avenue.

Council Member Rigggenbach moved to approve the release of the Request for Proposals (RFP) for a Consultant(s) to conduct a Redevelopment Study of the proposed East Village Growth Cell's eligibility to be a Redevelopment Project Area, and to approve conducting a Housing Impact Study; seconded by Council Member Turner.

Council Member Rigggenbach said a neighborhood meeting was held last week to provide information to the residents regarding the area that would be impacted. He said this was the first step to determine the eligibility of the area for tax increment financing, with a Housing Impact Study, which was a significant portion of the project so future decisions could be made on facts rather than on assumptions. He added the Park District, School District #150, and Peoria County were all in agreement with proceeding with the study. He also stated Tri-County Regional Planning indicated they would also participate as this endeavor unfolded. He stated this would be the first growth cell in an urban core part of the City and would provide a map for future redevelopment projects. He spoke about other redevelopment projects that had already been completed, or were in the process of completion, which included the OSF St. Francis Children's Hospital, Glen Oak School Impact Zone, and others. He said he contributed the success of the impact zones to the amount of time spent before their implementation receiving public comments and ideas from people living in the areas. He urged the Council to support the motion.

Council Member Sandberg expressed concern regarding the pace and what the project would eventually become. He said the success of the Southtown TIF resulted in the many problems East Bluff residents were faced with in the last 20 or 30 years, which was increased absentee landlord problems, rental, and investment ownership. He said he felt the proposed study was premature and he said there needed to be a clear understanding of what East Village would be before a study was conducted.

Council Member Turner spoke in support of moving forward with a study. He pointed out that Decatur was netting approximately \$1.1 million per year and Springfield was netting approximately \$800,000 per year. He said he felt there was a risk, but he said the City should move forward with the study and perform some due diligence.

Council Member Spain spoke in support of homeownership and bringing good families and residents back into the City's older neighborhoods. He said he felt this was a tool which had the potential to do that. He said the answer was not to remove residential neighborhoods and replace them with commercial enterprise, but to provide tools to improve housing stock.

Motion to approve the release of the Request for Proposals (RFP) for a Consultant(s) to conduct a Redevelopment Study of the proposed East Village Growth Cell's eligibility to be a Redevelopment Project Area, and to approve conducting a Housing Impact Study was approved by roll call vote.

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

Nays: Sandberg - 1.

(10-325) Communication from the City Manager and Director of Planning and Growth Management Requesting to Approve the Recommendations from the Human Resources Commission:

A. Receive and File a REPORT on the STATUS of the 2010 COMMUNITY DEVELOPMENT BLOCK GRANT and EMERGENCY SHELTER GRANT ACTIVITIES;

Council Member Van Auken moved to receive and file a report on the status of the 2010 Community Development Block Grant and Emergency Shelter Grant Activities; seconded by Council Member Gulley.

Approved by roll call vote.

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

Nays: None.

B. Approve the APPLICATION TIMELINE and PUBLIC SERVICE PRIORITIES for the 2011 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PUBLIC SERVICE PROGRAM.

Council Member Van Auken moved to approve the application timeline and public service priorities for the 2011 Community Development Block Grant (CDBG) Public Service Program; seconded by Council Member Gulley.

Approved by roll call vote.

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

Nays: None.

(10-326) Communication from the City Manager and Director of Public Works Requesting to Approve a PLAN, as Outlined, for Implementing Council Direction Regarding the US 24 FEASIBILITY STUDY. (Refer to Item No. 10-091).

The Council communication indicated that the Council was being requested to approve the following: (1) authorize the City Manager to make a formal request to IDOT to pursue a jurisdictional transfer to relocate the US 24 and IL 29 designations from Washington Street between I-74 and I-474 beginning (at the earliest) July 1, 2011; (2) focus design and planning efforts on the section of Washington Street between I-74 and MacArthur Highway; and (3)

authorize the Public Works Department to solicit proposals from Consulting Engineers for a Phase 1 Preliminary Engineering Study and for a Phase 2 Final Design of Washington Street between I-74 and MacArthur Highway, and to negotiate an agreement and present it to Council as soon as possible.

Council Member Spain moved to approve a Plan, as outlined in the Council communication, for implementing Council direction regarding the US 24 Feasibility Study; seconded by Council Member Montelongo.

Council Member Gulley expressed concern regarding the business owners, who would be affected by changing the designation of US 24, and he said they should be informed as to the plans for this route. He said there were some businesses that would be negatively impacted to the point of possible closure and he requested that City Staff work with these business owners to provide accurate information regarding plans for this route and to listen to their concerns. He expressed further concern that some business owners were not consulted regarding changes at a time when the economy was down and businesses were struggling. He said he wanted it to be made clear that, if the Council voted on this at this meeting, it would not remove truck traffic from Washington Street and he wanted to bring clarity regarding what the jurisdictional transfer would mean to those involved.

Director of Public Works Dave Barber explained the plan included the City reviewing an alternate that would place parking on both sides of Washington Street in the Warehouse District and the Business District. He stated IDOT was in favor of placing parking only on one side of the street, so he was directed to meet with IDOT to place parking on both sides of the street in the Warehouse District and Business District and to find funding to pay for the improvements at least starting with the engineering studies.

Director Barber said IDOT indicated they would not permit parking on both sides of the street as long as Washington Street maintained its State route designation and their solution was to review an alternate route. He said the route before the Council was IDOT's suggestion, which would also address some turning radius problems at the corner of MacArthur and Washington Streets. He said the change in jurisdiction on that roadway would not impact where trucks would be directed. He said there would be no truck restriction and trucks could still come through that area. He stated the study revealed a significant number of trucks using Washington Street were originating from the area or were traveling to a destination within the area, and the City did not want to impact the businesses that depended on truck traffic. He said ADM brought in between 300 and 600 trucks per day and they were working to improve storage for trucks on their site to eliminate traffic hazards. He said his department had been working to maintain truck traffic in the area and to not hurt businesses in the district. He said comments from business owners were included as part of the study.

Director Barber said the recommendation to the Council was to change the jurisdiction from Washington Street so the City could move forward with parking on both sides of the street in the Warehouse District and the Business District. He said he was notified that the State had included \$1 million in their budget this year to assist and pay for the engineering study that was needed. He said IDOT was also recommending that US 29 should be moved as well, on the jurisdictional transfer, due to their findings that a right turn off of Washington Street onto MacArthur bridge was too tight for many trucks.

In further discussion with Director Barber, Council Member Gulley said he felt with this clarification, he could vote to move forward with the recommendation at this time, with the understanding there were strong concerns that the route continue to benefit business owners.

Council Member Spain said he wanted to make sure the City's industries were protected and he felt that Director Barber provided a good explanation that truck traffic would continue even though the US 24 designation may not continue. He said it was also important to note there would be no lane reductions in travel lanes that currently existed between MacArthur and I-474. He said he felt both issues of successful industry businesses and redevelopment of the Warehouse District were important and both were a critical opportunity for the City. He expressed concern regarding infrastructure problems along Washington Street for the redevelopment of the Warehouse District. He said he felt these changes were important for the businesses in the area as well as growth in the Warehouse District.

Motion to approve a Plan, as outlined in the Council communication, for implementing Council direction regarding the US 24 Feasibility Study was approved by roll call vote.

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

Nays: None.

(10-327) Communication from the City Manager and Director of Public Works Requesting to Receive and File Information Reported Regarding the EMERGENCY DESIGN SERVICES for the KELLAR TRAIL BIKE CROSSING of NORTHMOOR ROAD Under an AGREEMENT with HANSON PROFESSIONAL SERVICES, INC., for a Lump Sum Amount of \$17,500.00.

Council Member Irving moved to receive and file the information reported regarding the Emergency Design Services for the Kellar Trail Bike Crossing of Northmoor Road under an agreement with Hanson Professional Services, Inc., for a lump sum amount of \$17,500.00; seconded by Council Member Riggensbach.

In discussion with Council Member Irving regarding what constituted this to be an emergency situation, Director Barber explained construction was underway and it was discovered the bike trail was suppose to cross at the railroad crossing and the railroad crossing was supposed to be replaced, but would not be needed since the railroad was no longer necessary. He said the plans needed to be revised so the contractor could continue working and avoid paying any down time that would cause delays. He further explained this money could not be used any place else because it was stimulus money.

In further discussion with Council Member Irving regarding who would be paying for the project, Director Barber stated the City was fronting the money and he would be working with the Park District to see if the City could be reimbursed for the funds through the Trail. He said stimulus money was not a likely source. He stated the project escalated when the State recommended that the island should be bigger where the mast arm was located. He said the radius needed to be changed at the curve at the corner and the intersection design study needed to be changed because the traffic signal needed to accommodate more pedestrians. He added he anticipated the City would be reimbursed for the \$17,500.00 in some way.

Council Member Sandberg expressed concern that the Park District would not reimburse the City for the engineering costs and additional costs for the relocation of the intersection. He said he would not support the motion.

Council Member Van Auken said she would abstain from discussion and voting on this item due to a family member's financial interest in the Northmoor Road Project.

In discussion with Council Member Spears regarding his question whether or not traveling West onto Northmoor Road and turning left into the parking lot, which was within 100 feet of the intersection. was a safe turn or not, Director Barber confirmed it was considered a safe turn from the three-lane highway, which would have a turn lane.

Motion to receive and file the information reported regarding the Emergency Design Services for the Kellar Trail Bike Crossing of Northmoor Road under an agreement with Hanson Professional Services, Inc., for a lump sum amount of \$17,500.00 was approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggensbach, Spears, Turner, Mayor Ardis - 7;

Nays: Sandberg, Spain - 2;

Abstentions: Van Auken - 1.

(10-328) Communication from the City Manager and Director of Public Works Requesting Direction to Staff Relative to Adjusting the LANDSCAPE WASTE PROGRAM from the Current Fully City-Supported Program to a Customer-Supported Program Commencing in 2011.

Council Member Van Auken said she agreed the City should look at every opportunity to save money and reduce costs, but she felt charging citizens an additional amount for trash collection would negatively impact residents in the older neighborhoods, and the City should not make it more difficult and more expensive to live in older neighborhoods.

Mayor Ardis pointed out the vote tonight was to find out if Director Barber's department should bring the Council more information for a future discussion during Budget Sessions. He said this discussion was to gauge the level of support for more information and feedback to come back to the Council regarding this issue.

Council Member Turner said he originally supported the pay-as-you-go concept, but with the downturn in the economy, he may have to reconsider that position. He said he would like to have more information on this subject so a decision could be made.

In discussion with Council Member Sandberg, Director Barber said there were other communities doing this program now. He said the vendor would distribute the yard waste tags and they generated the revenue, and it would be their responsibility to handle the program through the contract.

Council Member Sandberg suggested a pay-as-you-go program for parking decks. He indicated he felt this was a higher priority than paying more for yard waste pick-up.

In discussion with Council Member Spain, Director Barber said other communities that had adopted this kind of program charged approximately \$2.00 per tag per bag or bundle. He said an option for residents would be to leave grass clippings on the lawn. He said some programs allowed free pickup twice a year, once at the beginning of the season and once at the end of the season.

Council Member Spain stated he did not feel this could be a preferred option. He said it would take a lot to convince him this was a good idea for the City to move forward on this.

Council Member Irving expressed concern this program would impact more residents in the North and Northwest portions of the City. He said he was more interested in programs that were more broad based and would impact more homeowners rather than just those in certain sections of the City. He said he was also looking at ways for Staff to become more efficient in operations rather than implement revenue generators.

Council Member Montelongo said people who cared for their properties increased the value and stability of neighborhoods to the City. He said he did not feel residents should be penalized for taking care of their yards.

Council Member Riggensbach stated he felt a key component would be to gain input from neighborhood associations regarding this issue. He said he wanted to make sure that the City of Peoria was being compared to other cities that had similar suburban areas.

Council Member Spears said his constituents recommended continuing yard waste services as currently provided.

Council Member Spears moved to DENY obtaining more information relating to adjusting the Landscape Waste Program from the current fully City-supported program to a customer-supported program commencing in 2011; seconded by Council Member Sandberg.

Motion to DENY was DEFEATED by roll call vote.

Yeas: Gulley, Irving, Sandberg, Spears, Van Auken - 5;

Nays: Montelongo, Riggensbach, Spain, Turner, Mayor Ardis - 5.

Council Member Van Auken said in order to have the opportunity for a thorough review of the situation, she moved to direct Staff to bring back more information relating to adjusting the Landscape Waste Program from the current fully City-supported program to a customer-supported program commencing in 2011; seconded by Council Member Turner.

Motion to bring back more information was approved by roll call vote.

Yeas: Montelongo, Riggensbach, Spain, Turner, Van Auken, Mayor Ardis - 6;

Nays: Gulley, Irving, Sandberg, Spears - 4.

UNFINISHED BUSINESS

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

**(10-281) Communication from the City Manager and Director of Public Works
Requesting to Receive and File the REPORT BACK Responding to
Questions Concerning the ILLINOIS RIVER ROAD KIOSK to be Installed
Near the VISITOR'S CENTER.**

Council Member Spain stated he would abstain from discussion and voting on this item because Heartland Commerce and Economic Foundation was affiliated with his employer.

Following a brief comment by Director of Public Works Dave Barber and hearing no objections, Mayor Ardis granted Privilege of the Floor to Ms. Anaise Berry, Director of the River National Scenic Byway.

Anaise Berry, Director of the River National Scenic Byway, explained that the kiosk had no electricity, the panels were guaranteed for ten years, and the kiosk would require very little maintenance.

Council Member Gulley moved to receive and file the report back responding to questions concerning the Illinois River Road Kiosk to be installed near the Visitor's Center; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggensbach, Spears, Turner, Van Auken, Mayor Ardis - 8;

Nays: Sandberg - 1;

Abstention: Spain - 1

NEW BUSINESS**ANNOUNCEMENT Regarding "ELECTED OFFICIALS GOT TALENT" to Raise Funds for the RNNC**

Council Member Turner announced an event that would be held called "Elected Officials Got Talent" to showcase musical, dancing, or other talents that the public did not know Elected Officials from the School Board, Park District, and the City Council possessed. He said the event would be held at Brewers on August 6, 2010, from 6:00 P.M. until 10:00 P.M. for a cost of \$15.00. He explained this was a fundraiser to support travel expenses to the Regional Neighborhood Network Conference in Dayton, Ohio. He invited the public to attend.

COMMENTS Regarding CLOSURE of RIVERFRONT STAIRWAY During the FOURTH OF JULY FIREWORKS

Council Member Sandberg expressed concern that vendors closed half of the public stairs on the Riverfront to the Platform at the Fourth of July Fireworks event for private use. He pointed out the City funded the repair of the steps and he further expressed concern doors were locked and exit signage was not correct, which prevented public access.

ANNOUNCEMENT Regarding NEIGHBORHOOD CLEAN UP by the EAST BLUFF REBOUND BASKETBALL PLAYERS

Council Member Spain announced a Neighborhood Clean Up event that would be held Saturday, July 17, 2010, beginning at 9:00 A.M. by the East Bluff Rebound Basketball Players in the area of New York Street and Nebraska Avenue. He invited the public to participate with the group and assist with the clean up.

(10-329) REQUEST for INFORMATION or a SOLUTION for CITY RESIDENT INCENTIVES to PARK at RIVERFRONT and DOWNTOWN PARKING LOTS

Council Member Spain referred to the Issues Update article relating to the removal of parking meters in the parking lot adjacent to the Gateway Building, and he agreed with other Council Members who had brought the idea forward to use downtown parking to provide an incentive for City of Peoria residents to come to the Riverfront or downtown. He said he felt there was an opportunity to investigate allowing residents of the City to park for free or enter into a ticket program. He requested the City Manager review these options for a better solution for Riverfront and downtown parking.

COMMENTS by POLICE CHIEF SETTINGSGAARD Regarding CURRENT CRIME PROBLEMS

Upon request by Council Member Montelongo regarding the Press Conference that was held earlier in the day, Police Chief Steve Settingsgaard said the City had 16 homicides so far in 2010 and 78 people had been shot. He said the areas and times of day of frequency had been identified. He stated a meeting had been held with area Police dignitaries to formulate a plan to handle the offenses and restore peace to some of these neighborhoods that were most affected. He said the State Police had committed resources for assistance and the Department had reinstated the gang intelligence work and assigned a Task Force to these concerns, which included 16 Police Officers and two Sergeants to work areas of greatest impact seven days a week. He said this Task Force would be free to make traffic stops and other activities that could not be released to the public at this time. He said the positions that would be vacated by those working on the Task Force would be covered by savings that had been implemented by his Staff. He said this project would be funded without impacting the current City Budget.

COMMENTS Regarding OPENING of HY-VEE STORE at SHERIDAN VILLAGE TODAY

Council Member Riggenbach thanked everyone who attended the opening of the Hy-Vee Store this morning in Sheridan Village. He said the building was beautiful and he urged citizens to visit.

COMMENTS Regarding the Journal Star Article called "TOUGH PUPPY LOVE"

Council Member Riggenbach commended the Police Department regarding the article pertaining to the new Police Dogs that had been acquired. He thanked Police Chief Settingsgaard for his efforts.

(10-330) REQUEST by COUNCIL MEMBER GULLEY to Bring Back an ORDINANCE Designating a CURFEW for PERSONS OLDER THAN 17 YEARS OF AGE

Council Member Gulley requested Staff to bring back an Ordinance designating a curfew for people over the age of 17 especially for areas that were considered hot spots by the Police Department. He requested that Police Chief Settingsgaard speak with Staff and assist with framing the correct language that would need to be used. He explained the current Ordinance in place addressed persons at least 13 years of age to 17 years of age. He said the shootings that had recently occurred were by people older than 17 years of age. He said there needed to be a team like the "Pop Team" that would assist with addressing these problems.

ANNOUNCEMENT Regarding OPEN HOUSE – ORANGE PRAIRIE ROAD EXTENSION

Council Member Irving announced an Open House Regarding Orange Prairie Road Extension would be held at Charter Oak School on Thursday, July 15, 2010, from 6:00 P.M. until 8:00 P.M. He invited the public to attend.

(10-331) REQUEST for REPORT BACK Regarding CONCERNS Expressed by BUSINESS OWNERS Affected by the US 24 CHANGES.

Council Member Gulley requested a Report Back in the Issues Update regarding concerns expressed by business owners that would be affected by the US 24 changes. He said City Manager Scott Moore would be conducting a meeting for these business owners and he wanted their concerns stated at this meeting to be included in the report back.

Mayor Ardis requested Council Member Gulley identify those business owners who should be invited to the meeting.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – TOWN OF THE CITY OF PEORIA**(10-332) Communication from the Town Attorney Requesting Approval of a RESOLUTION Authorizing the TOWN SUPERVISOR to Enter Into a LEASE AGREEMENT for the TOWNSHIP RELIEF OFFICE.**

Town Clerk Mary Haynes explained a Special Meeting of the Town Electors had been held earlier at 6:00 P.M. and it had been determined negotiations for a lease had stalled and there had been a request for the lease to be pulled. She said there were no objections.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL**(10-333) 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, a Peoria resident and President of Olde Towne South Neighborhood Association, spoke in support of neighborhood volunteers who were committed to their neighborhoods to make them a better place to live by planting flowers, picking up litter, and taking care of their properties. She said volunteers organized fundraising events for specialized needs for the neighborhood and those volunteers were the eyes and ears for the Police Department. She expressed concern their neighborhood had not been notified about the Lincoln Library event and other positive things that happened in their neighborhood. She requested that they be notified in the future.

Charles Williams, a Peoria resident, recommended the City charge \$4.00 per bag of landscape waste and make sure the revenue went to the Police Department so they could add Police Officers to the streets of Peoria 24 hours a day. He expressed concern regarding the recent increase in crime. He urged the Police to make traffic stops as needed and encouraged them to enforce the laws.

Savino Sierra, a Peoria resident, expressed concern that Ordinances were not routinely enforced and he said he was in support of curfew laws. He expressed concern regarding the money that was spent on fireworks events and he said he opposed an increase in fees for landscape waste.

EXECUTIVE SESSION

(10-334) Consideration of a Motion to enter 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)(2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees; 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 Montelongo moved to enter 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)(2) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees; 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 Irving.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

Council Member Spain moved to adjourn the Joint City Council and Town Board Meeting;
seconded by Council Member Montelongo.

Approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggerbach, Sandberg, Spain, Turner,
Van Auken, Mayor Ardis – 9;

Nays: Spears - 1.

The meeting adjourned at 8:50 P.M.

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

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