

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

Council Chambers, Peoria, Illinois, August 24, 2010, a Joint City Council & Town Board Meeting was held this date at 6:15 P.M., at City Hall, Council Chambers, 419 Fulton Street, with Mayor Jim Ardis presiding, and with proper notice having been posted.

**ROLL CALL**

Roll call showed the following Council Members were physically present: Gulley, Irving, Montelongo, Riggerbach, Sandberg, 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 he then led the Pledge of Allegiance.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

**PRESENTATION:** KEEP PEORIA BEAUTIFUL IRIS AWARDS

**PRESENTATION:** NATIONAL NIGHT OUT RECOGNITION

**PROCLAMATION:** ST. FRANCIS MEDICAL CENTER COLLEGE OF NURSING

**PROCLAMATION:** PEORIA CIVIC CENTER: WORLDFEST - September 11, 2010

**PROCLAMATION:** COMMON PLACE LITERACY WEEK - September 13 - 17, 2010

**MINUTES**

Council Member Spain moved to approve the minutes of the August 10, 2010, Regular Joint City Council & Town Board Meeting, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

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:**

**(10-382) Communication from the City Manager and Director of Public Works with Request to REALLOCATE \$35,000.00 of the 2009 SIDEWALK PARTICIPATION CIP FUNDS to GLEN OAK IMPACT ZONE - PHASE 2 SIDEWALK PROJECT.**

**(10-383) Communication from the City Manager and Director of Public Works Requesting Approval of the USE of \$800,000.00 of CAPITAL BILL INFRASTRUCTURE GRANT FUNDS for IMPROVEMENTS to the INTERSECTION of GLEN AVENUE and UNIVERSITY STREET, with Request to Authorize the City Manager to Sign the Grant Applications and Agreements with the Illinois Department of Commerce and Economic Opportunity.**

- (10-384) Communication from the City Manager Requesting Approval to SUBMIT an APPLICATION to the ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) for a GRANT, in the Amount of \$300,414.00, for RELOCATION of SEWER for CITY-OWNED PROPERTY at the CORNER of ELM and REED STREETS with FUNDING for the GRANT MATCH from the SOUTHTOWN TIF FUNDS, in an Amount Not to Exceed 50% of the Total Grant Amount.
- (10-385) Communication from the City Manager and Corporation Counsel Requesting Authorization for a SETTLEMENT OF CLAIM for PERSONAL INJURY to KATHY HENDERSON Arising Out of an Accident on August 28, 2007, at 1601 N. E. MADISON STREET, in the Amount of \$20,000.00, and Requesting Authorization for the City Manager to Execute the Necessary Documents.
- (10-386) Communication from the City Manager and Corporation Counsel Requesting Approval of an INTERGOVERNMENTAL AGREEMENT Between the CITY OF PEORIA and the COUNTY OF PEORIA Pertaining to WILHELM ROAD BRIDGE, and Requesting Authorization for Execution of the Document by the City Manager.
- (10-387) Communication from the City Manager and Director of Public Works Requesting Approval of the PROFESSIONAL SERVICES AGREEMENT with MAURER-STUTZ, INC. for the DESIGN ENGINEERING of the WILHELM BRIDGE Between ALLEN ROAD and RADNOR ROAD, in an Amount Not to Exceed \$65,125.00, Subject to the County Entering into the Intergovernmental Agreement.
- (10-388) Communication from the City Manager and Finance Director/Comptroller Requesting Adoption of ORDINANCE NO. 16,593 Amending the CITY OF PEORIA BUDGET for FISCAL YEAR 2010 Relating to the ILLINOIS AMERICAN WATER COMPANY FIRE DEPARTMENT ASSISTANCE GRANT PROGRAM, in the Amount of \$1,500.00 and the FIRE PREVENTION DONATION, in the Amount of \$750.00.
- (10-389)  
\* Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Rezoning Property Commonly Known as McDONALD'S RESTAURANT Located at 3600 N. UNIVERSITY STREET from the Present Class C2 (Large Scale Commercial) District to a Class C1 (General Commercial) District.
- (10-390)  
\*\* Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Rezoning Property Identified as PARCEL ID #14-21-381-033 Located on KNOXVILLE AVENUE from the Present Class R1 (Single Family Residential) District to a Class R-3 (Single Family Residential) District.
- (10-391)  
\*\*\* Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to WIRELESS TELECOMMUNICATION FACILITIES.

- (10-392) Communication from the City Manager and Corporation Counsel Requesting Approval of a SITE APPLICATION for a CLASS B (Restaurant) LIQUOR LICENSE with a SUBCLASS 3A (Sidewalk Cafe) at 7411 N. GRAND PRAIRIE DRIVE, with Recommendation from the Liquor Commission to Approve.
- (10-393) Communication from the City Manager and Corporation Counsel Requesting Approval of a SITE APPLICATION for a CLASS B (Restaurant, Full-Service Bar) LIQUOR LICENSE at 629 W. GLEN, with Recommendation from the Liquor Commission to Approve.
- (10-394) Communication from the City Manager and Corporation Counsel  
\*\*\*\* Requesting Approval of SITE APPLICATIONS for a Class C-1 (Package Liquor) LIQUOR LICENSE at 4814 N. SHERIDAN ROAD, 1919 W. PIONEER PARKWAY, and 2324 W. WAR MEMORIAL DRIVE, with Recommendation from the Liquor Commission to Approve.
- (10-395) Communication from the City Manager and Corporation Counsel Requesting Approval of a SITE APPLICATION for a CLASS B (Restaurant) LIQUOR LICENSE, with a SubClass 1A (2:00 A.M. Closing), SubClass 2 (Live Entertainment), and SubClass 3A (Sidewalk Cafe) at 7716 N. ROUTE 91, with Recommendation from the Liquor Commission to Approve.
- (10-396) Communication from the City Manager and Corporation Counsel Requesting Approval of a SITE APPLICATION for a CLASS C-4 (Beer/Wine Package Goods/Convenience Store/Gas Station) LIQUOR LICENSE at 7225 N. ALLEN ROAD, with Recommendation from the Liquor Commission to Approve.
- (10-397) Communication from the City Manager and Corporation Counsel Requesting Approval of an APPLICATION for a CLASS H (Temporary Outdoor) LIQUOR LICENSE at 104 WALNUT STREET for a FUNDRAISER on SATURDAY, SEPTEMBER 11, 2010.
- (10-398) APPOINTMENTS and REAPPOINTMENTS by Mayor Jim Ardis to the ADVISORY COMMITTEE for the DISABLED, with Request to Concur:

**APPOINTMENTS:**

Joy H. Kneebone (Voting) - Term Expires 6/30/2012  
Teresa L. Miller (Voting) - Term Expires 6/30/2013  
Janet Quintilliani (Voting) - Term Expires 6/30/2011  
Connie M. Schiele (Voting) - Term Expires 6/30/2013  
Theresa Sies (Voting) - Term Expires 6/30/2011

**REAPPOINTMENTS:**

Roger Sparks (Voting) - Term Expires 6/30/2013  
John W. Williams (Voting) - Term Expires 6/30/2013

- (10-399)**      **APPOINTMENTS by Mayor Jim Ardis to the ADVISORY COMMITTEE ON  
\*\*\*\*\* POLICE-COMMUNITY RELATIONS, with Request to Concur:**

William Ordaz (Voting) – Term Expires 6/30/2013  
Savino Sierra (Voting) – Term Expires 6/30/2012  
Sharon E. Draper (Voting) – Term Expires 6/30/2013  
Douglas Lindstrom (Voting) – Term Expires 6/30/2013  
Erica K. Baird (Voting) – Term Expires 6/30/2013  
Howard E. Williamson (Voting) – Term Expires 6/30/2013  
James Bryson (Voting) – Term Expires 6/30/2011  
Larry D. Ivory (Voting) – Term Expires 6/30/2012  
George H. Azouri (Voting) – Term Expires 6/30/2012  
Whitney J. Lawson (Voting) – Term Expires 6/30/2012  
Donald R. Jackson (Voting) – Term Expires 6/30/2011  
Greg Collins (Voting) – Term Expires 6/30/2011  
Council Member Eric Turner (Voting) – Term Expires 6/30/2011  
City Manager Scott Moore (Voting)  
Police Chief Steve Settingsgaard (Voting)

- (10-400)**      **APPOINTMENTS and REAPPOINTMENTS by Mayor Jim Ardis to the  
PEORIA CIVIC CENTER AUTHORITY, with Request to Concur:**

**APPOINTMENTS:**

Robert D. Manning (Voting) - Term Expires 7/1/2015  
Sylvia S. Hasinger (Voting) - Term Expires 7/1/2011  
Harold Burdess (Non-Voting) - Term Expires 7/1/2012

**REAPPOINTMENTS:**

Bob Marx (Non-Voting) - Term Expires 7/1/2012

- (10-401)**      **APPOINTMENTS by Mayor Jim Ardis to the PEORIA AREA CONVENTION  
\*\*\*\*\* AND VISITORS BUREAU, with Request to Concur.**

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- (10-402)**      **APPOINTMENT and REAPPOINTMENTS by Mayor Jim Ardis to the SISTER  
CITY COMMISSION, with Request to Concur:**

**APPOINTMENT:**

Gloria Cassel Fitzgerald (Voting) - Term Expires 6/30/2011

**REAPPOINTMENTS:**

John Day (Voting) - Term Expires 6/30/2013  
Dr. Camille Gibson (Voting) - Term Expires 6/30/2013  
Dr. Joan L. Sattler (Voting) - Term Expires 6/30/2013  
Suzanne Love Smith (Voting) - Term Expires 6/30/2013  
Thomas N. Stanesa (Voting) - Term Expires 6/30/2013

- (10-403)**      **APPOINTMENT and REAPPOINTMENTS by Mayor Jim Ardis to the  
TRAFFIC COMMISSION, with Request to Concur:**

**APPOINTMENT:**

Patrick A. McNamara (Voting) - Term Expires 6/30/2012

**REAPPOINTMENTS:**

Mary Jane Crowell (Voting) - Term Expires 6/30/2013  
John Haverhals (Voting) - Term Expires 6/30/2013  
W. Joe Hudson (Voting) - Term Expires 6/30/2013

**(10-404) REAPPOINTMENTS by Mayor Jim Ardis to the PEORIA URBAN FORESTRY ADVISORY BOARD, with Request to Concur:**

**Glenn E. Herold (Voting) - Term Expires 6/30/2013**

**James Alwill (Voting) - Term Expires 6/30/2013**

**Brent Clark (Voting) - Term Expires 6/30/2013**

**Amy Benecke McLaren (Voting) - Term Expires 6/30/2013**

**(10-405) APPOINTMENT and REAPPOINTMENTS by Mayor Jim Ardis to the ZONING BOARD OF APPEALS, with Request to Concur:**

**APPOINTMENT:**

**Steve Kouri II (Voting) – Term Expires 6/30/2013**

**REAPPOINTMENTS:**

**Henry J. Blackwell (Voting) – Term Expires 6/30/2013**

**Nathan K. Wagner (Voting) – Term Expires 6/30/2013**

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

Council Member Riegenbach requested Item Nos. 10-390 and 10-391 be removed from the Consent Agenda for further discussion.

Council Member Gulley requested Item No. 10-399 be removed from the Consent Agenda for further discussion.

Council Member Van Auken requested Item Nos. 10-389, 10-394, and 10-401 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. 10-382 through 10-405 (excluding Item Nos. 10-389, 10-390, 10-391, 10-394, 10-399, and 10-401, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

**(10-389) \* Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Rezoning Property Commonly Known as McDONALD'S RESTAURANT Located at 3600 N. UNIVERSITY STREET from the Present Class C2 (Large Scale Commercial) District to a Class C1 (General Commercial) District.**

Director of Planning and Growth Management Pat Landes distributed a supplemental zoning map regarding the proposed property to be rezoned to all members of the City Council.

Council Member Van Auken moved to adopt the Ordinance rezoning property commonly known as McDonald's Restaurant located at 3600 N. University Street from the present Class C2 (Large Scale Commercial) District to a Class C1 (General Commercial) District; seconded by Council Member Turner.

Motion to adopt ORDINANCE NO. 16,594 rezoning property commonly known as McDonald's Restaurant located at 3600 N. University Street from the present Class C2 (Large Scale Commercial) District to a Class C1 (General Commercial) District was approved by roll call vote.

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

Nays: None.

- (10-390)**      **Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Rezoning Property Identified as PARCEL ID #14-21-381-033 Located on KNOXVILLE AVENUE from the Present Class R1 (Single Family Residential) District to a Class R-3 (Single Family Residential) District.**  
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Council Member Riggenbach moved to defer this item until the September 14, 2010, Regular City Council Meeting and he requested Staff to provide a drawing of the building envelope for the R1 and R3 zoning regulations; seconded by Council Member Turner.

Motion to defer this item until September 14, 2010, with a request for Staff to provide a drawing, was approved by roll call vote.

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

Nays: None.

- (10-391)**      **Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to WIRELESS TELECOMMUNICATION FACILITIES.**  
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Letters requesting a deferral of this item from Roland W. Burris II of Ginsberg Jacobs, LLC, Douglas Dougherty of Illinois Telecommunications Association, Elizabeth A. Hill of American Tower Corporation, and Frank Divito of Illinois State Wireless Association were distributed to all members of the City Council.

Council Member Riggenbach moved to defer this item until the September 28, 2010, Regular City Council Meeting, to establish a moratorium that would expire on September 29, 2010, on the issuance of any new permits or approvals of wireless communication facilities other than those which were currently exempt, and to direct Staff to contact those filing requests for deferral to discuss appropriate concerns; seconded by Council Member Van Auken.

Motion to defer this item until September 28, 2010, to establish a moratorium that would expire on September 29, 2010, and to direct Staff to contact those filing requests was approved by roll call vote.

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

Nays: None.

- (10-394)**  
\*\*\*\*  
**Communication from the City Manager and Corporation Counsel Requesting Approval of SITE APPLICATIONS for a Class C-1 (Package Liquor) LIQUOR LICENSE at 4814 N. SHERIDAN ROAD, 1919 W. PIONEER PARKWAY, and 2324 W. WAR MEMORIAL DRIVE, with Recommendation from the Liquor Commission to Approve.**

A letter from a citizen, speaking on behalf of parents of Notre Dame High School students, opposing the issuance of a Liquor License for Walgreen's located at 4814 N. Sheridan Road was distributed to all members of the City Council.

Council Member Van Auken moved to concur with the Liquor Commission to approve the Site Applications for a Class C-1 (Package Liquor) Liquor License at 4814 N. Sheridan Road, 1919 W. Pioneer Parkway, and 2324 W. War Memorial Drive; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

- (10-399)**  
\*\*\*\*\*  
**APPOINTMENTS by Mayor Jim Ardis to the ADVISORY COMMITTEE ON POLICE-COMMUNITY RELATIONS, with Request to Concur:**

**William Ordaz (Voting) – Term Expires 6/30/2013**  
**Savino Sierra (Voting) – Term Expires 6/30/2012**  
**Sharon E. Draper (Voting) – Term Expires 6/30/2013**  
**Douglas Lindstrom (Voting) – Term Expires 6/30/2013**  
**Erica K. Baird (Voting) – Term Expires 6/30/2013**  
**Howard E. Williamson (Voting) – Term Expires 6/30/2013**  
**James Bryson (Voting) – Term Expires 6/30/2011**  
**Larry D. Ivory (Voting) – Term Expires 6/30/2012**  
**George H. Azouri (Voting) – Term Expires 6/30/2012**  
**Whitney J. Lawson (Voting) – Term Expires 6/30/2012**  
**Donald R. Jackson (Voting) – Term Expires 6/30/2011**  
**Greg Collins (Voting) – Term Expires 6/30/2011**  
**Council Member Eric Turner (Voting) – Term Expires 6/30/2011**  
**City Manager Scott Moore (Voting)**  
**Police Chief Steve Settingsgaard (Voting)**

Council Member Gulley moved to defer this item until the September 28, 2010, Regular City Council Meeting; seconded by Council Member Turner.

Motion to defer this item until September 28, 2010, was approved by roll call vote.

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

Nays: None.

- (10-401)**  
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**APPOINTMENTS by Mayor Jim Ardis to the PEORIA AREA CONVENTION AND VISITORS BUREAU, with Request to Concur.**

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Mayor Ardis distributed a copy of a revised communication to all members of the City Council requesting that the Council concur with appointments of Kathleen M. McLaughlin (Voting), Gene Olson (Voting) with terms expiring 6/30/2013, and the reappointment of Rex K. Linder (Voting) with the term expiring 6/30/2013 to the Peoria Area Convention and Visitors Bureau.

Council Member Van Auken moved to concur with Mayor Ardis' appointments of Kathleen M. McLaughlin (Voting), Gene Olson (Voting) with terms expiring 6/30/2013, and the reappointment of Rex K. Linder (Voting) with the term expiring 6/30/2013 to the Peoria Area Convention and Visitors Bureau; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

**(10-406) Communication from the City Manager and Finance Director/Comptroller Requesting Adoption of an ORDINANCE Providing for the ISSUANCE of ONE or MORE SERIES of GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010D, of the City of Peoria, Authorizing the EXECUTION of ONE or MORE ESCROW AGREEMENTS and BOND ORDERS, and Providing for the LEVY and COLLECTION of a DIRECT ANNUAL TAX for the PAYMENT of the PRINCIPAL OF and INTEREST ON SAID BONDS.**

Finance Director/Comptroller Jim Scroggins explained the uniqueness of this refunding as opposed to other refundings. He said the City would take advantage of the bank qualified ability that the government expended \$30 million this year, which would allow the City to get a better interest rate. He said the City would seize the opportunity to refund the escrow using the State of Illinois bonds, which would make this a totally paying escrow and would reduce future debt service on these bonds.

Council Member Van Auken moved to adopt the Ordinance providing for the issuance of one or more series of General Obligation Refunding Bonds, Series 2010D, of the City of Peoria, authorizing the execution of one or more Escrow Agreements and Bond Orders, and providing for the levy and collection of a Direct Annual Tax for the payment of the principal of and interest on said bonds; seconded by Council Member Spain.

Council Member Sandberg expressed concern that the State of Illinois could default on this because of its financial instability. He said he would not support the motion.

Council Member Spain said it was common knowledge that the State of Illinois had some problems and he questioned if the State of Illinois was still an entity where an investment made sense.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to Kevin McCanna of Speer Financial, Inc.

Kevin McCanna of Speer Financial, Inc. stated the State of Illinois was currently rated at A plus by Standard & Poors and at A1 by Moody's. He said the State of Illinois fit within the City's rating categories that permitted investment and he confirmed it was an investment grade security.

Motion to adopt ORDINANCE NO. 16,595 providing for the issuance of one or more series of General Obligation Refunding Bonds, Series 2010D, of the City of Peoria, authorizing the execution of one or more Escrow Agreements and Bond Orders, and providing for the levy and collection of a Direct Annual Tax for the payment of the principal of and interest on said bonds was approved by roll call vote.

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

Nays: Montelongo, Sandberg - 2.



- (10-407) **Communication from the City Manager and Director of Public Works Recommending Acceptance of the LOWEST RESPONSIVE BID of ILLINOIS CIVIL CONTRACTORS, INC. and AWARD the CONTRACT, in the Amount of \$661,075.50 with Additional Authorization of \$33,053.78 (5% for Contingencies) for the N. ROCKWOOD ROAD RECONSTRUCTION PROJECT (W. Scenic Drive to N. Big Hollow Road), and Approve a SUPPLEMENTAL MFT RESOLUTION, in the Amount of \$30,000, for Construction Costs.**

Council Member Spears moved to accept the lowest responsive bid of Illinois Civil Contractors, Inc. and award the Contract, in the amount of \$661,075.50 with additional authorization of \$33,053.78 (5% for contingencies) for the N. Rockwood Road Reconstruction Project (W. Scenic Drive to N. Big Hollow Road), and to approve a Supplemental MFT Resolution, in the amount of \$30,000.00, for construction costs; seconded by Council Member Van Auken.

Council Member Gulley said there were some issues that needed to be resolved prior to the vote.

City Manager Scott Moore said C&G Concrete Construction, who had the lowest bid, had requested a hearing before him and the City's EOO Manager. He explained their bid had been rejected because they had not met the EOO goal. He said the City was notified that, as of August 17, 2010, C&G had exhausted all their efforts for EOO qualification and the City Staff had to select the next low bidder for the project.

Council Member Gulley moved to grant Privilege of the Floor to those who wished to address this issue.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those who wished to address this issue.

Rod Slusher, representing C&G Concrete Construction, agreed his firm had made some mistakes in the EOO portion of the bid process, but he wanted to acknowledge the advertisement for bids did not include pre-qualification with IDOT. He said the City did not ask if the pre-qualification had expired, and he admitted it had expired at that time due to a switch of accountants. He said the City took their proposal and read it. He said his bid would save the City approximately \$25,000, so he urged the Council to reject all bids and re-advertise.

Mike Fehr, representing Illinois Civil Contractors, Inc., said the City required many things from their contractors and one of those things was meeting the EOO requirements. He said there was no doubt of that in the proposal. He said the bid for Rockwood Road required pre-qualification with IDOT and he requested that the City hold each contractor to the same standard. He asked that the rules be applied uniformly and the City should not penalize contractors who followed the specifications.

Discussion was held regarding bid specifications and the requirements for being awarded the bid. It was confirmed that the Illinois Department of Transportation requirements included pre-qualification with IDOT and it was pointed out by Director of Public Works Dave Barber that the project was being funded with State Motor Fuel Tax funds and, therefore, fell under the IDOT pre-qualification requirements.

Motion to accept the lowest responsive bid of Illinois Civil Contractors, Inc. and award the Contract, in the amount of \$661,075.50 with additional authorization of \$33,053.78 (5% for contingencies) for the N. Rockwood Road Reconstruction Project (W. Scenic Drive to N. Big Hollow Road), and to approve a SUPPLEMENTAL MFT RESOLUTION NO. 10-407, in the amount of \$30,000.00, for construction costs was approved by roll call vote.

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

Nays: None.

**(10-408) Communication from the City Manager Requesting Approval of a RESOLUTION Providing for the ESTABLISHMENT of TAX INCREMENT FINANCING "INTERESTED PARTIES" REGISTRY for the EAST VILLAGE GROWTH CELL TIF, and Adopting REGISTRATION RULES for Such Registry.**

Council Member Riggerbach moved to approve the Resolution providing for the establishment of Tax Increment Financing "Interested Parties" Registry for the East Village Growth Cell TIF and adopting Registration Rules for such Registry; seconded by Council Member Turner.

RESOLUTION NO. 10-408 was approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-409) Communication from the City Manager Requesting Approval of a RESOLUTION Providing for a FEASIBILITY STUDY and HOUSING IMPACT STUDY on the Designation of a Portion of Peoria Known as the EAST VILLAGE GROWTH CELL REDEVELOPMENT PROJECT AREA and to Induce Development within Such Area.**

Council Member Riggerbach moved to approve the Resolution providing for a Feasibility Study and Housing Impact Study on the designation of a portion of Peoria known as the East Village Growth Cell Redevelopment Project Area and to induce development within such area; seconded by Council Member Van Auken.

RESOLUTION NO. 10-409 was approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-410) Communication from the City Manager and Corporation Counsel Requesting Approval of the DESIGN CONCEPTS for the PEORIA REGIONAL MUSEUM FACILITIES, THE VISITOR CENTER, and the PARKING GARAGE.**

Council Member Riggerbach moved to approve the Design Concepts for the Peoria Regional Museum Facilities, the Visitor Center, and the Parking Garage; seconded by Council Member Turner.

Council Member Sandberg expressed concern regarding the design of the building that would house the museum. He said he was an early supporter of the initial museum design in concept, which was an urban solution. He said there was a higher density and intensity with a mixed use.

Council Member Sandberg expressed further concern that the proposed design was off-track from the initial design and was not pedestrian-friendly.

Motion to approve the Design Concepts for the Peoria Regional Museum Facilities, the Visitor Center, and the Parking Garage was approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-411) Communication from the City Manager and Corporation Counsel Requesting Approval of an AMENDED and RESTATED MUSEUM BLOCK REDEVELOPMENT AGREEMENT with PEORIA COUNTY, CATERPILLAR, PEORIA RIVERFRONT MUSEUM, and ITS PREDECESSOR, LAKEVIEW MUSEUM, and Requesting Authorization for the City Manager to Execute the Agreement and Necessary Documents.**

Council Member Turner moved to approve an amended and restated Museum Block Redevelopment Agreement with Peoria County, Caterpillar, Peoria Riverfront Museum, and its predecessor, Lakeview Museum, and to request authorization for the City Manager to execute the agreement and necessary documents; seconded by Council Member Gulley.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those who wished to address this issue.

Bob Marx, President of the Peoria Area Convention & Visitors Bureau, spoke in support of approving the agreement for the museum. He explained how a museum would boost tourism and fill hotels in the City. He said there was interest domestically and internationally for this project and a museum had the potential of bringing in \$4 million for tourism.

Brad Harding, Peoria County Board Member, requested that the Council defer the museum agreement for several reasons. He expressed concern that an IMAX-like brand may be used rather than the IMAX brand and he said he was concerned the substitute may not bring in required revenues. He expressed concern that management of the parking deck was in the hands of the museum group and he felt they may close the parking deck to the public with limited parking for a select group of people. He said he felt this would send the wrong message to the public.

Mr. Harding said he did not feel a nationwide search had been conducted for a CEO for the museum and he felt someone needed to be selected to ensure the museum would be a legacy project for the future. He said he did not feel a Chicago firm should be selected for the construction project manager because he felt a Peoria talent should be selected. He said he had a document from the Department of Commerce and Economic Opportunity for a \$5 million State Grant, which was signed by County Administrator Patrick Urich on April 28, 2010, and by County Board Chairman Tom O'Neil on May 20, 2010, stating the County owned the ground for the museum. He expressed concern that other inaccuracies could also be present in the agreement. He suggested that a museum representative determine from IMAX whether or not they were considering another location in the Peoria area and if there were viable intellectual properties with imitation giant screen theaters, and whether or not they had similar libraries to IMAX. He urged the Council to delay their vote until September 14, 2010, so the museum could be built properly.

C.J. Summers, a Peoria citizen, urged the Council to vote against the museum agreement due to the present budget constraints the City was facing and he said he felt the project was politically unpopular. He expressed concern that the performa was based on an IMAX brand theater and he felt this would have a negative impact on projected revenues. He said the City should not donate the land for the project because, if the City retained the land, they could work with the County and the other partners to build a better museum block.

Michael Everett, a resident of Washington, but he said he worked in the Downtown Peoria area, spoke in support of an IMAX-like theater, which he felt would be better than the present condition of the block. He said it was time for the City of Peoria to move the project forward.

Bob Lawless, a Bartonville resident, said 750 families in 11 counties and his firm supported the museum project with a \$125,000 commitment. He urged the Council to vote in favor of the museum agreement.

Gene Sanders, a resident of Peoria, urged the Council to vote in favor of the museum agreement. He said the museum would be an asset to the community. He indicated he felt it would attract people to the downtown area and it would be a strong family attraction.

Council Member Turner said there was a large group of citizens who supported having the IMAX brand Theater at this museum. He said the financial projections leading up to this project were based on the brand power of IMAX, which would create foot traffic and assist with paying off the bond debt.

Ryan Beasley, Member of the Peoria Riverfront Museum Committee, confirmed the performa business plan was based on IMAX revenue projections. He said there were a number of IMAX-like theaters at different locations throughout the United States and he stated he would be benchmarking with some of them more thoroughly. He said in his negotiations with IMAX, they indicated they were excited about bringing an IMAX Theater to the Central Illinois Region.

In discussion with Council Member Montelongo, Mr. Beasley explained highlights of the marketing plan and the areas of advertising depending on the events. He said the formation of partnerships with local business would be developed later in the process.

Council Member Sandberg expressed concern regarding attendance projections and he questioned that process. He also expressed concern regarding the issue of County Officials signing a document that stated the County owned the land at the location where the museum would be built.

Tom O'Neill, County Board Chairman, indicated County Officials were advised by the States Attorney.

Discussion was held and Corporation Counsel Randy Ray referred to several sections of the proposed agreement. He said the County needed to provide documentation to the City upon closing so the funds needed to be available and, if funds were not made available, there may not be a closing.

Council Member Spain discussed the importance of an IMAX brand Theater and the difference between first run movies and second run movies and the financial impact.

In discussion, Mr. Beasley confirmed they had learned the large screen theater may not be an IMAX brand theater eight to ten weeks ago. He said negotiations with IMAX were continuing, but he stated since there was some doubt, they felt it was in the communities' best interest to look into other technologies. He indicated the theater building was being built around the 52 foot by 72 foot screen and would be built in summer of 2011.

Council Member Spain requested that Mr. Beasley or another representative come back before the City Council with a report regarding IMAX negotiations or their planned substitute path. Mr. Beasley agreed.

In discussion with Council Member Irving regarding the financial impact if negotiations with IMAX did not work out, Mr. Beasley said they were in the process of obtaining financial information if a substitute for IMAX was chosen.

Mayor Ardis referred to a letter dated August 25, 2010, from the Peoria Riverfront Museum Chairman to Mr. Folley, Chairman O'Neill, and Mayor Ardis and he requested that the letter be entered into the record:

"August 25, 2010

"Dear Mr. Folley, Chairman O'Neill, and Mayor Ardis:

"In the past few weeks, a great deal of public attention has been focused upon the Peoria Riverfront Museum and, in particular, the issue of whether the Museum will include an IMAX theater. This letter describes how the Peoria Riverfront Museum (PRM) intends to move forward on this issue in a way that is responsible to our project partners (Caterpillar, the County, and the City) as well as the public.

"A giant screen digital theater (GSDT) is an important part of the Museum. The lease agreement with the County calls for the Museum building to be constructed with a GSDT facility and PRM's plans assume the existence and operation of a GSDT consistent with PRM's mission (specifically a 52' x 70', 2D & 3D capable, digital ultra-high definition experience).

"IMAX is unquestionably the leading brand in the GSDT industry and at this point appears to be the preferred choice. Contact and discussions have previously taken place with IMAX concerning the location of an IMAX GSDT at PRM. PRM has recently been in contact with IMAX again in this regard and PRM will continue in its efforts to negotiate a contract with IMAX in good faith. However, PRM believes that this responsibility also includes investigating alternatives to IMAX that might provide a similar or more advanced GSDT technology or film library, are more advisable from a marketing or financial standpoint for PRM, or provide other advantages to PRM. We want the best technology and entertainment value for our community.

"We do not know how long the selection and negotiation process will take but we intend to make a conscientious and thorough review of the alternatives available to our community.

"PRM commits to provide each of our partners with regular updates as to the progress of this selection process and will consider any input you might wish to provide during the selection process. Should IMAX not be chosen, PRM will work with you in fully advising the public of the business reasons for selecting an alternate GSDT provider.

"We appreciate your support for the Museum project and look forward to continue working with you to make the Museum one of the premier attractions of downstate Illinois.

"Sincerely,

"David P. Ransburg

"Chairman of the Peoria Riverfront Museum"

Mayor Ardis expressed concern that the City was only notified approximately eight to ten days ago about a possible alternative giant screen digital technology being selected.

Council Member Spain urged the County to keep the City Council informed in a more timely manner going forward because these issues were of great importance.

Following his comments, Mayor Ardis thanked U.S. Secretary of Transportation Ray LaHood and Caterpillar for their assistance in bringing this project forward.

During final comments by Mayor Ardis and other Council Members, Council Member Sandberg expressed concern regarding the potential success of the project and he requested that the DCEO Grant Survey be made part of the record, which included the document signed by County Officials.

Motion to approve an amended and restated Museum Block Redevelopment Agreement with Peoria County, Caterpillar, Peoria Riverfront Museum, and its predecessor, Lakeview Museum, and to request authorization for the City Manager to execute the agreement and necessary documents was approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-412) Communication from the City Manager and Director of Public Works Requesting Adoption of an ORDINANCE Vacating STRIPS of RIGHT-OF-WAY on the NORTHEAST SIDE of LIBERTY STREET Between WATER STREET and WASHINGTON STREET and on the SOUTHWEST SIDE of MAIN STREET Between WATER STREET and WASHINGTON STREET.**

Council Member Gulley moved to adopt the Ordinance vacating Strips of Right-of-Way on the Northeast Side of Liberty Street between Water Street and Washington Street and on the Southwest Side of Main Street between Water Street and Washington Street; seconded by Council Member Van Auken.

ORDINANCE NO. 16,596 was adopted by roll call vote.

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

Nays: None.

**(10-413) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending Ordinance No. 16,462, an EXISTING SPECIAL USE in a WM (West Main Form) District for a RESIDENTIAL/COMMERCIAL PROJECT to Allow 1) the RESIDENTIAL/COMMERCIAL PROJECT to be Developed in Phases, 2) the EXTENSION of the TIME to ESTABLISH from Two to Four Years, 3) MINOR ELEVATION CHANGES and the ADDITION of the STREET WALL, 4) a WAIVER for TWO DRIVEWAY ENTRIES within 75 Feet Along BOURLAND AVENUE, and 5) all OTHER ASPECTS to CONFORM to the PROJECT Approved in Ordinance No. 16,462, for Property referred to as MAIN STREET COMMONS PROJECT and Located at 1014, 1016, 1021, 1023, and 1027 N. BOURLAND AVENUE, 1014, 1016, and 1018 N. UNDERHILL STREET, and 1109 W. MAIN STREET, with Conditions.**

Council Member Van Auken moved to adopt the Ordinance amending Ordinance No. 16,462, an Existing Special Use in a WM (West Main Form) District for a Residential/Commercial Project to allow 1) the Residential/Commercial Project to be developed in phases, 2) the extension of the time to establish from two to four years, 3) minor elevation changes and the addition of the street wall, 4) a waiver for two driveway entries within 75 Feet Along Bourland Avenue, and 5) all other aspects to conform to the project approved in Ordinance No. 16,462, for property referred to as Main Street Commons Project and located at 1014, 1016, 1021, 1023, and 1027 N. Bourland Avenue, 1014, 1016, and 1018 N. Underhill Street, and 1109 W. Main Street, with conditions; seconded by Council Member Spain.

Council Member Sandberg moved to grant Privilege of the Floor to those who wished to address this issue.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those who wished to address this issue.

Conrad Stinnett, representing University East Neighborhood Association, said the neighborhood association did not oppose the project, but they were concerned about the implementation. He requested that the developer have more open communication with the neighbors. He said the neighbors were concerned about noise and construction issues and he urged the Council to allow them to build Phase I and then come back for further approval.

Golda Ewalt, a member of the University East Neighborhood Association, said she felt the developer had met with the neighbors and he had cooperated with the neighborhood. She urged the Council to approve the two-phase project because this project followed the Renaissance Park Plan and would be an asset to the neighborhood.

ORDINANCE NO. 16,597, amending Ordinance No. 16,462, was adopted by roll call vote.

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

Nays: Sandberg - 1.

**(10-414) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending Ordinance No. 13,450, as Amended, in a Class C2 (Large Scale Commercial) District for a SPECIAL USE for a SHOPPING CENTER to Add a RESTAURANT for Property Located at 3425 - 3525 N. UNIVERSITY STREET, Commonly Known as UNIVERSITY PLAZA SHOPPING CENTER, with Conditions and Waivers.**

Council Member Van Auken moved to adopt the Ordinance amending Ordinance No. 13,450, as amended, in a Class C2 (Large Scale Commercial) District for a Special Use for a Shopping Center to add a Restaurant for property located at 3425 - 3525 N. University Street, commonly known as University Plaza Shopping Center, with conditions and waivers, and as amended that Condition No. 5 be changed to read: Reduce the proposed freestanding sign to 25 feet in height and 140 square feet in area; seconded by Council Member Gulley.

Council Member Van Auken clarified this property would be entitled to two 70 square foot signs, but instead she proposed one sign that would be 140 square feet, which would reduce sign clutter in the area. She pointed out similar signs had been approved in three other locations in the City.

Council Member Van Auken moved to grant Privilege of the Floor to Russ Hruby and Chris Hruby of RJH Management Corporation.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to Russ Hruby and Chris Hruby.

Russ Hruby, RJH Management Corporation, said his business dealings with the City were very positive. He commended Pat Landes, Ross Black, and Leah Allison in the Planning and Growth Management Department for streamlining the process and being available to answer questions, which was something businesses looked for in locating a business in a municipality. He said he had opened 25 restaurants and he did not always find it easy to work with municipalities.

Chris Hruby, RJH Management Corporation, said he attended Bradley University and he looked forward to coming back to develop a business in this area of University Street.

Motion to adopt ORDINANCE NO. 16,598 amending Ordinance No. 13,450, as amended, in a Class C2 (Large Scale Commercial) District for a Special Use for a Shopping Center to add a Restaurant for property located at 3425 - 3525 N. University Street, commonly known as University Plaza Shopping Center, with conditions and waivers, and as amended that Condition No. 5 be changed to read: Reduce the proposed freestanding sign to 25 feet in height and 140 square feet in area was approved by roll call vote.

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

Nays: Sandberg - 1.

**(10-415) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to OFF-STREET PARKING, LOADING REQUIREMENTS and LIMITATIONS, and DEFINITION of DRIVEWAY, and an ORDINANCE Amending APPENDIX C of the Code of the City of Peoria Relating to OFF-STREET PARKING, LOADING REQUIREMENTS and LIMITATIONS, and DEFINITION of DRIVEWAY.**

Council Member Spain moved to adopt the Ordinance amending Appendix B of the Code of the City of Peoria relating to off-street parking, loading requirements and limitations, and definition of driveway, and an Ordinance amending Appendix C of the Code of the City of Peoria relating to off-street parking, loading requirements and limitations, and definition of driveway; seconded by Council Member Spears.

ORDINANCE NO. 16,599 amending Appendix B of the Code of the City of Peoria relating to off-street parking, loading requirements and limitations, and definition of driveway was adopted by roll call vote.

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

Nays: None.

ORDINANCE NO. 16,600 amending Appendix C of the Code of the City of Peoria relating to off-street parking, loading requirements and limitations, and definition of driveway was adopted by roll call vote.

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

Nays: None.



- (10-416) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to DENY an Amendment to Appendix B and Appendix C of the City of Peoria Relating to MARTIAL ARTS SCHOOLS and SCHOOLS for the ARTS. (Refer to Item No. 10-299)**

Council Member Spears moved to direct the Corporation Counsel to bring back an Ordinance amending Appendix B and Appendix C of the Code of the City of Peoria to include martial arts as a school; seconded by Council Member Gulley.

Council Member Spears stated an Ordinance would need to be acted upon by the Council prior to Unfinished Business Item No. 10-299 being resolved.

Motion to direct the Corporation Counsel to bring back an Ordinance amending Appendix B and Appendix C of the Code of the City of Peoria to include martial arts as a school was approved by roll call vote.

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

Nays: None.

- (10-417) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from the Zoning Commission to APPROVE and with Recommendation from the Staff to DENY an ORDINANCE Rezoning Property Located at 306 N. BRYAN AVENUE and 509 N. E. ADAMS STREET from the Present Class CG (General Commercial) District to a Class I2 (Railroad/Warehouse Industrial) District.**

Council Member Gulley moved to concur with the Zoning Commission's recommendation to adopt the Ordinance rezoning property located at 306 N. Bryan Avenue and 509 N. E. Adams Street from the present Class CG (General Commercial) District to a Class I2 (Railroad/Warehouse Industrial) District; seconded by Council Member Turner.

Council Member Sandberg said the current Comprehensive Plan designated this property as commercial and he felt it should remain commercial. He expressed concern that there seemed to be a lack of regard for the Comprehensive Plan in recent years. He added, before moving forward with this proposal, there should have been an amendment to the Comprehensive Plan to accommodate this project.

Motion to concur with the Zoning Commission's recommendation to adopt ORDINANCE NO. 16,601 rezoning property located at 306 N. Bryan Avenue and 509 N. E. Adams Street from the present Class CG (General Commercial) District to a Class I2 (Railroad/Warehouse Industrial) District was approved by roll call vote.

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

Nays: Sandberg, Spain - 2.

**UNFINISHED BUSINESS**

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

- (10-217) Communication from the City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Administration to ADVERTISE a NOTICE of FUND AVAILABILITY (NOFA) for PUBLIC FACILITIES IMPROVEMENTS Utilizing Unobligated Community Development Block Grant Funds, in the Amount of \$200,000.00.**

**MOTION ON THE FLOOR:** To advertise a Notice of Fund Availability (NOFA) for Public Facilities Improvements utilizing unobligated Community Development Block Grant Funds, in the amount of \$200,000.00.

Council Member Spain said there were some areas of the community that needed additional policing activities and this was an attempt to find funds through CDBG for these opportunities. He said they had explored every possibility and it had been determined this money was not the right type of money to be used for policing activities. He commended the efforts of Council Member Gulley, Police Chief Settingsgaard, and Assistant Director of Planning and Growth Management Ross Black for their assistance in this matter. He said he would like to proceed with an amendment.

Council Member Spain moved to amend the motion to advertise a Notice of Fund Availability (NOFA) for Public Facilities Improvements utilizing unobligated Community Development Block Grant Funds, in the amount of \$200,000.00, as amended, to provide an additional 15 points in the scoring matrix for public facilities to provide public safety programming; seconded by Council Member Gulley.

Motion to approve, as amended, by roll call vote.

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

Nays: None.

- (10-299) Communication from the City Manager and Director of Planning and Growth Management with Recommendation from Staff to DENY, and with No Recommendation from the Zoning Commission, for a Request to REZONE Property Located at 5211 N. BIG HOLLOW ROAD from a Class R2 (Single Family Residential) District to a Class C1 (General Commercial) District.**

Council Member Spears moved to defer this item until Item No. 10-416 was resolved regarding the martial arts school; seconded by Council Member Van Auken.

Motion to defer this item until Item No. 10-416 was resolved was approved by roll call vote.

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

Nays: None.

**(10-362)      Communication from the City Manager and Assistant Director of Planning and Growth Management with Request to DEFER this Item until SEPTEMBER 28, 2010:**

- A.      ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to ZONING EXCEPTION CERTIFICATES for Transfers of Property; and**
- B.      ORDINANCE Amending APPENDIX C of the Code of the City of Peoria Relating to ZONING EXCEPTION CERTIFICATES for Transfers of Property.**

Council Member Van Auken moved to defer these items until the September 28, 2010, Regular City Council Meeting; seconded by Council Member Irving.

Motion to defer these items until September 28, 2010, was approved by roll call vote.

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

Nays: None.

#### **NEW BUSINESS**

**(10-418)      REQUEST for ACCESS for RESIDENTS to THEIR HOMES During Construction on WISCONSIN STREET.**

Council Member Sandberg expressed concern regarding street construction on Wisconsin Street and the impact it had on residents who lived on the street. He said the City had made accommodations for business access along the street and he felt the City should make the same accommodations for residents, since construction had been on-going for over five weeks.

#### **ANNOUNCEMENT Regarding BREAKFAST MEETING with COUNCIL MEMBER MONTELONGO and COUNCIL MEMBER TURNER**

Council Member Montelongo announced he and Council Member Turner would be holding a Breakfast Meeting with citizens on the Thursday, September 1, 2010, at 7:30 A.M. at City Hall. He said Peoria Disposal Company would be in attendance to provide a demonstration on recycling.

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

**(10-419)      Communication from the Town Attorney Requesting Approval of a RESOLUTION Authorizing the TOWN SUPERVISOR to Enter into a LEASE or PURCHASE AGREEMENT for the TOWNSHIP RELIEF OFFICE.**

Chairman Ardis requested that this item be withdrawn at this time due to the continuation of negotiations. No objections were heard.

#### **CITIZEN REQUESTS TO ADDRESS THE COUNCIL**

**(10-420)      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.

Savino Sierra, a Peoria resident, expressed concern about motorcycle safety and the importance of not only motorists looking out for motorcycle traffic, but also motorcyclists looking out for vehicle traffic.

**EXECUTIVE SESSION**

It was determined that an Executive Session was not needed.

**ADJOURNMENT**

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

The meeting adjourned at 9:32 P.M.

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

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