

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

Council Chambers, Peoria, Illinois, November 9, 2010, a Regular Joint City Council & Town Board Meeting was held this date at 6:20 P.M., at City Hall, Council Chambers, Room 400, 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 (arrived at 7:07 P.M.), Montelongo, Riegenbach, Sandberg (arrived at 6:27 P.M.), Spain, Spears (arrived at 6:25 P.M.), 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.

PERFORMANCE: ROOSEVELT SCHOOL CHILDREN'S CHOIR

BUSINESS SHOWCASE: JUNCTION VENTURES

BUSINESS SHOWCASE: D. JOSEPH COMPANIES

ANNOUNCEMENT: CITY OF PEORIA COMMUNITY-WIDE FOOD DRIVE AND COATS FOR KIDS

PROCLAMATION: TROT FOR TOTS CAMPAIGN COMMITTEE

PROCLAMATION: MARINE WEEK – November 6 – 13, 2010

PROCLAMATION: 2010 SANTA CLAUS PARADE and YULE LIKE PEORIA DAY – November 26, 2010

ACKNOWLEDGEMENT: CITIZENS LEADERSHIP ACADEMY

MINUTES

Council Member Spain moved to approve the minutes of the Regular City Council Meeting held on October 26, 2010, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

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:

- (10-495) **NOTICE OF LAWSUIT on Behalf of LORRAINE SEPHUS Regarding a Claim Involving an Accident on October 2, 2009, which Occurred at the Intersection of Griswold and Antoinette Avenues, with Recommendation to Refer to the Legal Department.**
- (10-496) **Communication from the City Manager and Director of Public Works Requesting Approval of N.E. FINCH COMPANY and CARRI SCHARF TRUCKING as VENDORS for TRACTION SAND to MIX with ROCK SALT, as Outlined.**
- (10-497)
* **Communication from the City Manager and Assistant Director of Planning and Growth Management Requesting Approval of a SUBSTANTIAL AMENDMENT to the CITY OF PEORIA'S HOMELESSNESS PREVENTION and RAPID RE-HOUSING PROGRAM (HPRP) Expanding the UTILITY ASSISTANCE PROGRAM and ADDING a RENTAL ASSISTANCE PROGRAM, and with a Request to AMEND the EXISTING AGREEMENTS, as Outlined.**
- (10-498) **Communication from the City Manager and Assistant Director of Planning and Growth Management Requesting Approval of the 2011 ANNUAL PLAN for SUBMISSION to the UNITED STATES DEPARTMENT of HOUSING and URBAN DEVELOPMENT.**
- (10-499) **Communication from the City Manager and Director of Public Works Requesting Approval of the PROFESSIONAL SERVICES AGREEMENT with TERRA ENGINEERING, LTD., in an Amount Not to Exceed \$58,825.19, for Preliminary Engineering Services for the GLEN AVENUE and UNIVERSITY STREET INTERSECTION IMPROVEMENT.**
- (10-500) **Communication from the City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Planning Commission and Staff to Approve RESOLUTION NO. 10-500 Amending the CITY OF PEORIA COMPREHENSIVE PLAN and FUTURE LAND USE PLAN (Map) to Change the Future Land Use Designation of Property Currently Designated High Density Residential to a Medium Density Residential Designation for Property Located at 824 W. MOSS AVENUE (Parcels 18-08-226-015 and 18-08-226-016).**
- (10-501) **Communication from the City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,620 Rezoning Property Located at 824 W. MOSS AVENUE from the Present Class R-6 (Multi-Family Residential) District to a Class R-1 (Single Family Residential) District.**
- (10-502) **Communication from the City Manager and Director of Public Works with Recommendation from the Board of Local Improvements to Adopt ORDINANCE NO. 16,621 Providing for the NORTH EASTON PLANE (from North Gale Avenue to West Forrest Hill Avenue) SIDEWALK IMPROVEMENT PROJECT, the Net Length of 1,017 Feet or 0.19 Mile.**
- (10-503) **Communication from the City Manager and Finance Director/Comptroller Requesting Adoption of ORDINANCE NO. 16,622 Amending the CITY OF PEORIA BUDGET for FY 2010 Relating to the USE of NORTHSIDE RIVERFRONT TIF FUNDS, in the Amount of \$15,000.00, to CONDUCT ADDITIONAL ANALYSIS of CITY-OWNED PROPERTY Along the ILLINOIS RIVER.**

- (10-504) Communication from the City Manager and Assistant Director of Planning
** and Growth Management Regarding the GLEN OAK IMPACT ZONE 2011
ACTION PLAN, with Request to Receive and File. (Refer to Item No. 10-373)**
- (10-505) Communication from the City Manager and Finance Director/Comptroller
Regarding the CITY OF PEORIA FIREFIGHTER'S PENSION FUND and the
CITY OF PEORIA POLICE PENSION FUND ACTUARIAL REPORTS as of
JANUARY 1, 2010, with Request to Receive and File.**
- (10-506) APPOINTMENT by Mayor Jim Ardis to the SPRINGDALE CEMETERY
MANAGEMENT AUTHORITY, with Request to Concur:**
- James E. Glazebrook (Voting) – Term Expires 6/30/2013**
- (10-507) REPORT of CITY TREASURER PATRICK A. NICHTING for the MONTH of
SEPTEMBER 2010, with Request to Receive and File.**
- (10-508) PEORIA PUBLIC LIBRARY FINANCIAL AND STATISTICAL REPORT FOR
PERIOD Ending SEPTEMBER 30, 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 Gulley requested Item No. 10-497 be removed from the Consent Agenda for further discussion.

Council Member Riggerbach requested Item No. 10-504 be removed from the Consent Agenda for further discussion.

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

Items No. 10-495 through 10-508 (excluding Item Nos. 10-497 and 10-504, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

- (10-497) Communication from the City Manager and Assistant Director of Planning
* and Growth Management Requesting Approval of a SUBSTANTIAL
AMENDMENT to the CITY OF PEORIA'S HOMELESSNESS PREVENTION
and RAPID RE-HOUSING PROGRAM (HPRP) Expanding the UTILITY
ASSISTANCE PROGRAM and ADDING a RENTAL ASSISTANCE PROGRAM,
and with a Request to AMEND the EXISTING AGREEMENTS, as Outlined.**

Council Member Gulley said he would be abstaining from discussion and voting on this item due to his membership on the PCCEO Board.

Council Member Turner moved to approve a substantial amendment to the City of Peoria's Homelessness Prevention and Rapid Re-Housing Program (HPRP) expanding the Utility Assistance Program and adding a Rental Assistance Program and to amend existing Agreements; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken,
Mayor Ardis – 8;

Nays: None;

Abstentions: Gulley – 1.

**(10-504) Communication from the City Manager and Assistant Director of Planning
** and Growth Management Regarding the GLEN OAK IMPACT ZONE 2011
ACTION PLAN, with Request to Receive and File. (Refer to Item No. 10-373)**

Following brief comments, Council Member Riggenschach moved to receive and file the Glen Oak Impact Zone 2011 Action Plan; seconded by Council Member Van Auken.

Approved by roll call vote.

Yeas: Gulley, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken,
Mayor Ardis – 9;

Nays: None.

**(10-509) Communication from the City Manager and Assistant Director of Planning
and Growth Management with Recommendation from the Historic
Preservation Commission to Adopt an ORDINANCE Approving the
DESIGNATION of 1412 N.E. PERRY AVENUE, as a LOCAL HISTORIC
LANDMARK.**

Council Member Gulley moved to adopt an Ordinance approving the designation of 1412 N.E. Perry Avenue as a Local Historic Landmark; seconded by Council Member Van Auken.

ORDINANCE NO. 16,623 was adopted by roll call vote.

Yeas: Gulley, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken,
Mayor Ardis – 9;

Nays: None.

UNFINISHED BUSINESS

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

**(10-057) Communication from the City Manager and Assistant Director of Planning
and Growth Management with Request to DEFER the ORDINANCE
Amending CHAPTER 16 of the Code of the City of Peoria Related to the
HISTORIC DESIGNATION PROCESS until the DECEMBER 14, 2010,
REGULAR CITY COUNCIL MEETING.**

Following brief comments, Council Member Van Auken moved to defer this item until the January 25, 2011, Regular City Council Meeting; seconded by Council Member Gulley.

Council Member Sandberg expressed concern regarding the loss of local Historical Commission control over certification and he requested information in this regard to come forward during future discussions.

Motion to defer this item until the January 25, 2011, Regular City Council Meeting was approved by roll call vote.

Yeas: Gulley, Montelongo, Riggenschach, Sandberg, Spain, Spears, Turner, Van Auken,
Mayor Ardis – 9;

Nays: None.

Council Member Irving arrived at 7:07 P.M.

(10-391) Communication from the City Manager and Assistant Director of Planning and Growth Management with Request to Adopt a REVISED ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to WIRELESS TELECOMMUNICATION FACILITIES, with a Request to Receive and File the SUPPLEMENTAL INFORMATION. (Revised Ordinance)

Director of Planning and Growth Management Pat Landes distributed a handout from Illinois State Wireless Association, as well as a replacement communication and a replacement Ordinance to members of City Council.

Council Member Turner moved to adopt the replacement Ordinance amending Appendix B of the Code of the City of Peoria pertaining to Telecommunication Antennas and Towers and to lift the moratorium on the issuance of new permits and approvals; seconded by Council Member Van Auken.

ORDINANCE NO. 16,624 was adopted, and the moratorium was lifted as outlined by roll call vote.

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

Nays: None.

(10-458) Communication from the City Manager and Director of Public Works Requesting Approval of the PROFESSIONAL SERVICES AGREEMENT with HANSON PROFESSIONAL SERVICES, INC., in an Amount Not to Exceed \$950,000.00 for PHASE I ENGINEERING SERVICES for WASHINGTON STREET Between I-74 and MacARTHUR HIGHWAY. (New Communication and New Agreement)

Corporation Counsel Randy Ray noted there was a Motion on the Floor to start the process over, with a professional services agreement with an architectural firm taking the lead.

Council Member Van Auken moved for a substitute motion to concur with the original recommendation from Public Works to approve the professional services agreement with Hanson Professional Services, Inc., in an amount not to exceed \$950,000.00 for Phase I Engineering Services for Washington Street between I-74 and MacArthur Highway; seconded by Council Member Turner.

Council Member Spears gave a PowerPoint presentation to illustrate his concerns about the proposed project as originally recommended. He said he felt the focus of the project should be about urban design in a manner to bring people back into the urban areas. He noted the area should be pedestrian-friendly, with a “walkable” streetscape. He added the importance of branding and marketing the area and capturing consumer spending. He pointed out that bringing the history of the river into the design of the area would be one way to draw people to it.

Council Member Spears said he could not support the Staff’s recommendation and he said he felt it was much more important to get a good Economic Development team together to plan the best development for the Warehouse District.

In discussion with Council Member Sandberg, Public Works Director Dave Barber clarified the Warehouse District streetscape extended to MacArthur Highway, but the traffic issue being studied extended to Edmund Street due to the diversion of truck traffic from businesses such as ADM.

Council Member Spain noted it was vital to leverage funds correctly in order to get the most for the City's investment. He added this particular project did have funding available through Illinois Department of Transportation grants. He said, even though the investment in the project may not go exactly according to the Council's wishes, it was important to move forward. He said there were significant investment opportunities in the Warehouse District and he noted the importance of prioritizing what would make the biggest impact. He said the focus should be how to round out investment in the area to bring in visitors and new residents.

Motion to concur with the original recommendation from Public Works to approve the professional services agreement with Hanson Professional Service, Inc. in an amount not to exceed \$950,000.00 for Phase I Engineering Services for Washington Street between I-74 and MacArthur Highway was approved by roll call vote.

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

Nays: Spears – 1.

(10-464) Communication from the City Manager Requesting for the City Council to Provide Direction to the Administration on the PRELIMINARY FY 2011 OPERATING BUDGET.

City Manager Scott Moore distributed two handouts related to the budget to members of City Council.

City Manager Moore provided a brief overview of the current fiscal situation for FY2011 and he included additional areas where cost savings had been identified in departments. He noted, at this point, any additional cuts would greatly affect operations. He said an additional \$2.2 million in savings needed to be identified.

Council Member Sandberg expressed concern regarding the shifting of TIF funds to cover salaries in Economic Development, when there were other areas where these funds could be utilized.

In discussion with Council Member Van Auken, City Manager Moore updated the Council on his investigation into joint economic development services with the Economic Development Council or the County of Peoria. He referred to information provided on the handouts regarding the cost of the City's Economic Development department. He said he had contacted EDC and an outline of services provided by EDC, the County, and the City was created. He said he wanted Council direction of which areas of Economic Development should still be performed in-house. He said, from there, Staff would work to partner with outside agencies for those areas not covered.

Council Members Van Auken and Riggenbach both expressed concern that specific alternatives were not brought forth at this time as previously requested.

Council Member Gulley said he felt it was confusing to discuss the possible elimination of Departments at the same time the City had hired a firm to restructure the entire organization. He said he was not comfortable having the discussion. He said he felt it was much more important to look for revenue generators and to look at the overall restructure, rather than reviewing the budget line by line.

Council Member Turner noted economic development was vitally important to bringing redevelopment and revenue to Peoria.

In discussion with Council Member Montelongo, Economic Development Specialist Susan Schlupp identified a few City-owned properties that were currently on the market and were being aggressively marketed.

Council Member Spain referred to the October 29, 2010, City Manager's Issues Update. He requested clarification regarding some of the report backs, notably review of travel, use of technology and in-house publications, Internet-based payroll, and Municipal Band.

City Manager Moore explained a review of travel and training had taken place. He said for FY2011, travel would be limited to within the City. He noted the importance of considering the retention of certifications and licensing in some positions, which may require travel to acquire. He said he was awaiting additional information from Staff regarding the use of technology to generate savings in different areas.

Finance Director/Comptroller Jim Scroggins said a meeting had been scheduled with a payroll vendor regarding Internet-based payroll, but it had been rescheduled. He said, once the meeting was held, he would be able to compile preliminary costs for a conversion. He noted the City's 1.5 employees in Payroll would still be responsible for the input of data into the system.

Council Member Spain noted the recognition of great savings within departments and he requested the City Manager return to Council with the revised amounts added into the budget equations. He expressed concern that the City was nearing the end of the Budget process and many questions remained unanswered. He noted the original requests for information had come from the October 19, 2010, City Council Meeting. He reiterated time was of the essence in making vital decisions, and those decisions could not be made without the requested information.

Council Member Irving requested clarification of the travel budget number. He questioned whether or not the new deficit total included the lump sum of travel, noting travel budgets had been eliminated completely for some in the private sector.

Finance Director/Comptroller Scroggins said the travel budget amount had not been included in the deficit total and he would provide Council with a recalculation of the total, adding back in the travel sum.

In discussion with Council Member Spain, Police Chief Steve Settingsgaard provided an update on the JAG grant. He noted the Federal government was slow to respond, taking the grant process steps one by one. He said he was not certain of how long it would be before he received a response.

Mayor Ardis summarized the information requested by Council Members, which included final travel/training budget numbers, Internet-based payroll preliminary cost, and savings from doing in-house publications utilizing technology. He said he would also like to see projections for FY2012 Budget. He noted final budget numbers would be discussed at the Budget Meeting to be held on Tuesday, November 16, 2010.

Council Member Spain further requested, in regard to future years, an explanation of the status of the reserve fund balance.

Council Member Montelongo requested the City review its assets and explore office space consolidation and auctioning off some of those assets.

Council Member Spain moved to receive and file the information provided, with direction to provide final travel/training budget numbers, Internet-based payroll preliminary costs, savings from doing in-house publications utilizing technology, budget projections for FY2012, status of the reserve fund balance, and asset review with information on office space consolidation and auctioning assets; 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.

(10-465) Communication from the City Manager Requesting Direction to Staff Regarding POTENTIAL INCREASES to VARIOUS FEES and FINES.

Council Member Van Auken moved to approve the increases to various fees and fines, with the exception of the Historic District Nomination fee and the Historic Landmark Nomination fee, to be addressed at the January 25, 2011, City Council Meeting; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: Sandberg – 1.

PUBLIC COMMENTS Regarding the FY 2011 CITY OF PEORIA BUDGET.

It was determined no citizen wished to address the City Council regarding the FY 2011 City of Peoria Budget.

NEW BUSINESS

ACKNOWLEDGEMENT of GIFT to COUNCIL MEMBERS from COUNCIL MEMBER JACOB

Council Member Spain recognized Council Member Jacob's gift to all Council Members of Nancy Brinker's book, Promise Me. He noted Council Member Jacob had purchased the books in March 2010, and they were signed by its author today. He expressed his gratitude and he noted Council Member Jacob's presence was greatly missed at Council.

ANNOUNCEMENT Regarding the NOVEMBER 6, 2010, SMALL BUSINESS SEMINAR

Council Member Turner thanked Council Member Gulley, EOO Staff, and Economic Development Staff for their efforts in hosting the Small Business Seminar on November 6, 2010. He said it was attended by approximately 35 people, including some from outside of Peoria.

Council Member Gulley noted plans were already underway to host a second seminar.

PRESENTATION

(10-510) PRESENTATION by ILLINOIS AMERICAN WATER COMPANY Regarding INVESTMENT at THEIR PLANT.

Jeff Kaiser, Director of Engineering for Illinois American Water Company, distributed a packet of photographs and site plans to members of City Council.

Mr. Kaiser provided a brief overview of the progress of improvements at Illinois American Water Company. He explained the improvements to Peoria District Illinois River Station Filtration and Disinfection, Peoria District Groundwater Disinfection at Dodge Station, and Peoria District Groundwater Disinfection Improvements at Griswold Station.

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

- (10-511) Communication from the Town Officials Budget Committee Requesting Approval of the PROPOSED ESTIMATED TAX LEVY of \$2,125,824.00 With an ESTIMATED TAX RATE of .13663 for the Town of the City of Peoria and Requesting to Enter This Action into the Permanent Record.**

Township Supervisor Joe Whalen distributed a communication to Township Trustees.

Trustee Irving moved to approve the proposed estimated Tax Levy of \$2,125,824.00, which is the same amount as the 2009 Tax Levy, for the Town of the City of Peoria, and to enter this action into the permanent record; seconded by Trustee Sandberg.

Approved by roll call vote.

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

Nays: None.

(Clerk's Note: This motion changed the proposed amount from \$2,179,219.00 to \$2,125,824.00.)

- (10-512) TOWN OF THE CITY OF PEORIA FINANCIAL REPORT for Period Ending 9/30/2010, with Request to Receive and File.**

Trustee Irving moved to receive and file the Town of the City of Peoria Financial Report for the period ending September 30, 2010; seconded by Trustee Spain.

Approved by roll call vote.

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

Nays: None.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

- (10-513) 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, Peoria resident, expressed concern regarding the on-going issue with sidewalks adjacent to Trewyn School. He said he felt the City was neglecting its Southside.

EXECUTIVE SESSION

- (10-514) Consideration of a Motion to enter into EXECUTIVE SESSION to Discuss 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 and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.**

Council Member Van Auken moved to enter into Executive Session to discuss 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 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 Rigggenbach.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

Council Member Spain moved to adjourn the Regular Joint City Council & Town Board Meeting; 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.

The meeting adjourned at 9:03 P.M.

/s/ Mary L. Haynes

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

By: /s/ Beth Ball

Beth Ball, Chief Deputy Clerk
City of Peoria, Illinois

adh