

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

Council Chambers, Peoria, Illinois, January 25, 2011, a Joint City Council and Town Board Meeting was held this date at 6:18 P.M., at City Hall, Council Chambers, 419 Fulton Street, with Mayor Jim Ardis presiding, and with proper notice having been posted.

ROLL CALL

Roll Call showed the following Council Members were physically present: Gulley, Irving, Montelongo, Riegenbach, 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 requested that the family of Architect Les Kenyon be remembered, due to his recent passing. He said Mr. Kenyon was one of the giants in Peoria and was instrumental in many historic venues, including the City Hall building. Then he asked Cub Scout Pack #1 from Peoria Christian School to lead the Pledge of Allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

PROCLAMATION: JUNIOR LEAGUE 75TH ANNIVERSARY

PROCLAMATION: SPECIAL RECOGNITION for COUNCIL MEMBER CLYDE GULLEY

MINUTES

Council Member Spain moved to approve the minutes of the Joint City Council and Town Board Meeting held on January 11, 2011, and the Special City Council Meeting held on January 20, 2011, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

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

(11-021) Communication from the Supervisor for the Town of the City of Peoria Regarding an UPDATE on the USE OF SPACE for the OFFICE of the TOWNSHIP SUPERVISOR at 205 S.W. ADAMS STREET, with Request to Receive and File.

A Petition was distributed to members of the City Council bearing 15 signatures in support of setting a Special Town Meeting of the electors on February 8, 2011, at 6:00 P.M. for the purpose of approving an Intergovernmental Agreement with the City of Peoria for the Township Relief Office to be located in part of the unused space currently occupied by the Township Assessor's Office, and for the Town to pay the City of Peoria approximately \$53,000 for the improvements to make the space usable, which was explained by Supervisor of Township Relief Joe Whalen.

Township Supervisor Whalen explained negotiations with the landlord at the Glen Avenue property were not successful due to the expense of build-out costs. He further explained moving into the Assessor's unused office space would be more economical. Town Attorney William Connor stated he saw no issues related to locating the two offices together.

Trustee Irving moved to receive and file the update on the use of space for the Office of the Township Supervisor at 205 S. W. Adams Street and expenditure of approximately \$53,000.00; seconded by Trustee Sandberg.

Motion to receive and file was approved by roll call vote.

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

Nays: None.

(11-022) TOWN of the CITY of PEORIA FINANCIAL REPORT for Period Ending 12/31/2010, with Recommendation to Receive and File.

Trustee Irving moved to receive and file the Town of the City of Peoria Financial Report for period ending 12/31/2010; seconded by Trustee Turner.

Motion to receive and file was approved by roll call vote.

Yeas: Gulley, Irving, Montelongo, Riggensbach, Sandberg, Spain, Spears, Turner, Van Auken, Chairman 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:

(11-023) NOTICE of LAWSUIT on Behalf of WISAM1, INC. d/b/a SHERIDAN LIQUORS Regarding a Complaint against the Illinois Liquor Control Commission and Commissioners, Mayor and Local Liquor Control Commissioner Jim Ardis and Deputy Local Liquor Control Commissioner Eric Turner, the Local Liquor Control Commission, City of Peoria, as Outlined, with Request to Receive for Information and Refer to the Legal Department.

(11-024) * Communication from the Interim City Manager and Police Chief Requesting Approval of a SOLE SOURCE PURCHASE of IN-CAR BAR CODE READERS and SOFTWARE from APPLICATION DATA SYSTEMS, INC. (ADSI) for the ELECTRONIC TICKETING PROJECT, in the Amount of \$62,400.00.

(11-025) ** Communication from the Interim City Manager and Director of Public Works Requesting the City Council to Award the CONTRACT to REBUILD the MAJOR COMPONENTS of the FIRE PROTECTION SYSTEM in the TWIN TOWERS PARKING DECK to the LOWEST BIDDER, AUTOMATIC FIRE SPRINKLER, LLC, in the Amount of \$139,000.00 Plus a 20% Contingency of \$27,800.00 for Unforeseen Conditions, for a Total Maximum Cost of \$166,800.00.

(11-026) Communication from the Interim City Manager and Director of Public Works Requesting Approval of a STATE MFT RESOLUTION NO. 11-026, in the Amount of \$1,740,300.00, for 2011 GENERAL MAINTENANCE FUNDS in the MFT Accounts as Outlined; and Requesting Approval of the PURCHASE of ROCK SALT and LIQUID CALCIUM CHLORIDE, in the Amount of \$540,000.00, Through the State of Illinois Joint Purchasing Procurement Services.

- (11-027) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,650 Granting a SPECIAL USE in a Class R3 (Single Family Residential) District for a PUBLIC ELEMENTARY SCHOOL for Property Identified as Parcel ID No. 09-30-100-006 with a Temporary Address of 11401 N. ALLEN ROAD, with Conditions.
- (11-028) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt ORDINANCE NO. 16,651 Amending APPENDIX C of the Code of the City of Peoria Relating to ACCESSORY STRUCTURES and USES.
- (11-029)
*** Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation from the Planning Commission and Staff to Adopt an ORDINANCE Amending APPENDIX A of the Code of the City of Peoria Relating to FEES for SUBDIVISIONS and SURVEY PLATS. (Refer to Item No. 10-465)
- (11-030)
**** Communication from the Interim City Manager and Assistant Director of Planning and Growth Management Recommending Adoption of an ORDINANCE Amending CHAPTER 16 of the Code of the City of Peoria Relating to CERTIFICATE of APPROPRIATENESS FEES. (Refer to Item No. 10-465)
- (11-031)
***** Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with Recommendation from the Zoning Commission and Staff to Adopt the Following: (Refer to Item No. 10-465)
- A. ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to FEES;
 - B. ORDINANCE Amending APPENDIX C of the Code of the City of Peoria Relating to FEES.
- (11-032)

* Communication from the Interim City Manager and Corporation Counsel Requesting Approval of the SITE APPLICATION for a CLASS A (Tavern) LIQUOR LICENSE with a SUBCLASS 1 (4:00 A.M. Closing) and a SUBCLASS 2 (Live Entertainment) LICENSE at 801-803 S.W. ADAMS STREET, with Recommendation from the Liquor Commission to Approve.
- (11-033) Communication from the Interim City Manager and Corporation Counsel Requesting Approval of the SITE APPLICATION for a CLASS G (Restaurant, Beer & Wine Only) LIQUOR LICENSE at 5832 N. KNOXVILLE #J, with Recommendation from the Liquor Commission to Approve.

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

Council Member Turner requested Item No. 11-032 be removed from the Consent Agenda for further discussion.

Council Member Van Auken requested Item Nos. 11-029, 11-030, and 11-031 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested Item No. 11-025 be removed from the Consent Agenda for further discussion.

Council Member Montelongo requested Item No. 11-024 be removed from the Consent Agenda for further discussion.

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

Items No. 11-023 through 11-033 (excluding Item Nos. 11-024, 11-025, 11-029, 11-030, 11-031 and 11-032, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

**(11-024) Communication from the Interim City Manager and Police Chief Requesting
* Approval of a SOLE SOURCE PURCHASE of IN-CAR BAR CODE READERS
and SOFTWARE from APPLICATION DATA SYSTEMS, INC. (ADSI) for the
ELECTRONIC TICKETING PROJECT, in the Amount of \$62,400.00.**

In discussion with Council Member Montelongo, Police Chief Steve Settingsgaard and Police Lt. Dave Roger explained this purchase was sole source because the City had a contract with ADSI for the e-ticketing project. Lt. Roger stated another vendor would not guarantee the interface and part of the purchase was through a third party vendor, who would guarantee the encryption codes used by various States on their drivers' licenses, and identification card information would be decoded for tickets and on the computer.

Council Member Montelongo moved to approve the sole source purchase of in-car bar code readers and software from Application Data System, Inc. (ADSI) for the Electronic Ticketing Project, in the amount of \$62,400.00; seconded by Council Member Irving.

Approved by roll call vote.

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

Nays: None.

**(11-025) Communication from the Interim City Manager and Director of Public
** Works Requesting the City Council to Award the CONTRACT to REBUILD
the MAJOR COMPONENTS of the FIRE PROTECTION SYSTEM in the TWIN
TOWERS PARKING DECK to the LOWEST BIDDER, AUTOMATIC FIRE
SPRINKLER, LLC, in the Amount of \$139,000.00 Plus a 20% Contingency of
\$27,800.00 for Unforeseen Conditions, for a Total Maximum Cost of
\$166,800.00.**

Director of Public Works Dave Barber distributed a replacement communication, which included the bid tabulation, to all members of the City Council.

Following a discussion regarding how the project would be funded, Council Member Sandberg moved to award the contract to rebuild the major components of the Fire Protection system in the Twin Towers Parking Deck to the lowest bidder, Automatic Fire Sprinkler, LLC, in the amount of \$139,000.00 plus a 20% contingency of \$27,800.00 for unforeseen conditions, for a total maximum cost of \$166,800.00; seconded by Council Member Spain.

Council Member Spain expressed concern regarding the amount of the contingency on the project. He added, whenever there was a contingency amount set for a project, it seemed the contingency amount was always used. He questioned if he was mis-informed.

Director of Public Works Dave Barber explained there were many projects which came in under budget that did not come before the Council. He further explained the contingency for this project was higher than normal because, when the system was dismantled, the piping may crumble and more sections may need to be repaired on the secondary system.

In further discussion, Director Barber said contingencies on most projects were usually at 5%. He added a monthly capital project report would be generated soon and he could add more information relating to costs and show those projects that came in under budget.

Motion to award the contract to rebuild the major components of the Fire Protection system in the Twin Towers Parking Deck to the lowest bidder, Automatic Fire Sprinkler, LLC, in the amount of \$139,000.00 plus a 20% contingency of \$27,800.00 for unforeseen conditions, for a total maximum cost of \$166,800.00, was approved by roll call vote.

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

Nays: Sandberg - 1.

(11-029) Communication from the Interim City Manager and Director of Planning and Growth Management with Recommendation from the Planning Commission and Staff to Adopt an ORDINANCE Amending APPENDIX A of the Code of the City of Peoria Relating to FEES for SUBDIVISIONS and SURVEY PLATS. (Refer to Item No. 10-465)

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

Following a brief discussion, Council Member Van Auken moved to defer this item until the April 12, 2011, Regular City Council Meeting so these fees could be discussed at the Zoning Commission, Planning Commission, Zoning Board of Appeals, and Historic Preservation Commission to gain public input; seconded by Council Member Turner.

Motion to defer until April 12, 2011, was approved by roll call vote.

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

Nays: None.

(11-030) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management Recommending Adoption of an ORDINANCE Amending CHAPTER 16 of the Code of the City of Peoria Relating to CERTIFICATE of APPROPRIATENESS FEES. (Refer to Item No. 10-465)

Motion to defer until April 12, 2011, was approved by roll call vote.
Yeas: Gulley, Irving, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner,
Van Auken, Mayor Ardis - 10;
Nays: None.

A. ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to FEES;

Motion to defer until April 12, 2011, was approved by roll call vote.
Yeas: Gulley, Irving, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner,
Van Auken, Mayor Ardis - 10;
Nays: None.

Motion to defer until April 12, 2011, was approved by roll call vote.
Yeas: Gulley, Irving, Montelongo, Riggenbach, Sandberg, Spain, Spears, Turner,
Van Auken, Mayor Ardis - 10;
Nays: None.

Rev. Jerry Trecek, Executive Director of Peoria Rescue Ministries and speaking on behalf of the Coalition of Concerned Citizens, expressed concern regarding another liquor establishment proposed for the downtown area located so close to Peoria Rescue Ministries. He said his job was to assist people with rebuilding their lives after drug, alcohol, and other addictions. He said

the City should encourage family-oriented businesses and entertainment to locate in the downtown area.

Lou Carr, former City Council Member, spoke against approval of the proposed Site Application for a liquor establishment at 801 – 803 S. W. Adams Street. He expressed concern regarding the close proximity of this site to the 307 Club, which he felt was an immoral club. He said there should be no access from one location into the other.

Everett Fritz, a Peoria resident and past President of the St. Jude's Men's Club, spoke in support of locating family entertainment establishments in the downtown area. He said members of the club he belonged to stopped attending events in downtown Peoria due to the negative environment of the downtown area. He spoke in opposition to the liquor establishment proposed for the site and the adult video store that was currently located at the address.

Sandra Fritz, a Peoria resident and representing the Coalition of Concerned Citizens, referred to the City's Adult Use Ordinance and she discussed Brown Bag Video and 307 Club and their violations. She spoke in opposition to the proposed 4:00 A.M. closing time listed for the Site Application for 803 – 302 S. W. Adams Street. She added the proposed liquor establishment and 307 Club were located too close to the ball stadium, which was an attraction for families and young people.

Sam Zabek, Attorney for the Petitioner, said the issue before the Council was a request for a Site Application, which had nothing to do with the 307 Club. He said the two establishments were separate businesses and there was no doorway from one establishment into the other. He urged the Council to approve the Site Application.

Frederick Smith, a Peoria resident, spoke in opposition to non-family entertainment around the Ball Stadium. He said there would be parking problems and probably an increase in crime. He said he felt the proposed liquor establishment would be located too close in proximity to the Ball Stadium. He spoke in opposition to the adult video store also.

Savino Sierra, a Peoria resident, spoke in support of locating a liquor establishment at 801-803 S. W. Adams Street, but he said he felt the establishment should be closely monitored by the Police Department. He said this business would provide the City with additional tax money.

Marty Martin, a Peoria Heights resident, expressed concern regarding the decline in morals and he spoke in opposition to the proposed liquor establishment. He urged the Council to continue to build Peoria and not allow the downtown area to deteriorate like Detroit's downtown area.

Council Member Montelongo said he would like to review the market study for this area prior to the Council taking action.

Council Member Montelongo moved to defer this item until the second Council Meeting in February, which would be the February 22, 2011, Regular Council Meeting; seconded by Council Member Spain.

Motion to defer until February 22, 2011, was approved by roll call vote.

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

Nays: Irving - 1.

(11-034) Communication from the Interim City Manager and Director of Public Works Requesting Approval of an AGREEMENT for STREET LIGHT SERVICE LEVELS and PARKING Between the City of Peoria and AMEREN ILLINOIS, and Requesting Authorization for the Interim City Manager to Execute the Agreement.

Council Member Turner moved to approve the Agreement for Street Light Service Levels and Parking between the City of Peoria and Ameren Illinois and to authorize the Interim City Manager to execute the agreement; seconded by Council Member Riegenbach.

Director of Public Works Dave Barber explained Ameren Illinois had been providing street light maintenance for the City for several years and had not charged the City for the service. He said Ameren Illinois was going through their budget review process and they determined they would no longer provide the service, and there were some things that needed to be resolved regarding the parking issue. He stated the City would require Ameren to pay for parking spaces they had been using so the two services were tied together in this agreement. He explained Ameren would pay for their parking spaces and they would eliminate their responsibility for street light maintenance, which would be taken over by the City. He said one modification was needed in the agreement and he referred to Section 5 of the agreement and he said the fifth sentence in the paragraph should read: "Payments shall be made on or before February 1 of each calendar year" and the words "except for 2005, which shall be in accordance with Section 11" should be deleted.

Council Member Sandberg expressed concern that the monthly rate being charged for the parking spaces was too low, which caused taxpayers to subsidize costs for the parking decks. He said he would not support the approval of the agreement because it would not come close to covering costs that taxpayers had already paid and continued to pay for parking decks. He said he felt this contributed to the revenue problems that the City continued to have and would have in the future.

Discussion was held regarding parking deck capacity and Director Barber explained there was sufficient of capacity in the decks.

Council Member Irving expressed concern that the issue of parking spaces and street light maintenance were joined together in one agreement. He also pointed out the agreement required the City to hire two additional employees and he said he did not feel the City should be adding to their employee base at this time. He stated he would not support the motion.

Mayor Ardis said approval of the 2011 City Budget included two additional employees for street light maintenance and, whether or not this agreement was passed, the employees would still be hired.

Following further discussion, Council Member Turner confirmed he would accept the modification to Section 5 of the agreement as part of his motion.

Council Member Van Auken said she would be abstaining from discussion and the vote because she was a retiree from Ameren Illinois.

Motion to approve the Agreement for Street Light Service Levels and Parking between the City of Peoria and Ameren Illinois and to authorize the Interim City Manager to execute the agreement, as amended to modify Section 5 of the agreement, the fifth sentence in the paragraph, to read: "Payments shall be made on or before February 1 of each calendar year" and delete the words "except for 2005, which shall be in accordance with Section 11" was DEFEATED by roll call vote.

Yeas: Gulley, Montelongo, Spears, Turner, Mayor Ardis - 5;

Nays: Irving, Riegenbach, Sandberg, Spain - 4;

Abstentions: Van Auken - 1.

Corporation Counsel Randy Ray determined this item needed six yeas to pass successfully because this item would create a liability for the City or expenditure of money.

(11-035) Communication from the Interim City Manager and Police Chief Requesting Approval for a TWO-YEAR CONTRACT with HARRIS S. UNIFORMS for COMMISSIONED PERSONNEL and SIPCO/IDENTITY APPAREL for CIVILIAN PERSONNEL and PARKING ENFORCEMENT, in the Amount of \$100,000.00 for Each Year.

Police Chief Steve Settingsgaard said a review had been made of the police uniform bidding process to determine if the process was truly competitive. He said a number of changes were made to make the process more competitive and to make the process more open. He explained the changes that were made in the bidding process.

Council Member Van Auken moved to approve a two-year contract with Harris S. Uniforms for Commissioned Personnel and SIPCO/Identity Apparel for Civilian Personnel and Parking Enforcement, in the amount of \$100,000.00 for each year; seconded by Council Member Montelongo.

In discussion regarding the details of the bid specifications and proposed contract, Council Member Sandberg said he would not support the motion to approve the proposed contracts because he did not agree with the process of selecting the low bid and he did not feel the process was truly competitive for the public sector.

In discussion with Council Member Spears regarding the difference between two different leather jackets, it was determined that some of the information was inaccurate and Council Member Spears requested that the information in the communication be clarified and explained regarding the items that could be provided by the second bidder.

Council Member Spears moved to defer this item for two weeks until the February 8, 2011, Regular City Council Meeting; seconded by Council Member Van Auken.

Council Member Gulley questioned how the costs would be divided between Harris S. Uniforms and SIPCO/Identity Apparel to equal the \$100,000.00. He requested clarification when this item came back to the Council for approval.

Police Chief Settingsgaard said the costs would be approximately \$100,000.00, but it was not an exact number because a different amount of money was spent each year on uniforms.

Motion to defer this item until the February 8, 2011, Regular City Council Meeting to provide more information was approved by roll call vote.

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

Nays: None.

(11-036) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with the Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending an OFFICIAL DEVELOPMENT PLAN, Ordinance No. 13,168, as Amended, in the N1 (Institutional) District Allowing a MEDICAL CENTER AND ASSOCIATED USES to RELOCATE the CENTRAL CHILLER PLANT for the Properties Commonly Known as METHODIST HEALTH SERVICES CORPORATION Located at 221 N. E. GLEN OAK AVENUE.

Council Member Van Auken moved to concur with the recommendation from the Zoning Commission and Staff to adopt the Ordinance amending an Official Development Plan, Ordinance No. 13,168, as amended, in the N1 (Institutional) District allowing a Medical Center and associated uses to relocate the Central Chiller Plant for properties commonly known as Methodist Health Services Corporation located at 221 N. E. Glen Oak Avenue; seconded by Council Member Gulley.

Council Member Sandberg referred to the Sound Analysis for the Chilled Water Plant (Exhibit #13) and he expressed concern that the location of the plant would be only 100 feet from the residential area.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to Mr. Thomas Wilson.

Thomas Wilson, representing Architectural Design Group, discussed the Institutional Plan and he said the plant would be moved to the Southwest near a building that would be demolished. He said the site that was shown on the Official Development Plan was determined not buildable for a Chiller Plant.

Council Member Sandberg suggested that the noise from the Chiller be directed toward the internal campus, which was more associated with the section of future growth and expansion and would not impact the single-family residential area located 100 feet away.

Mr. Wilson clarified that extra sound control was part of the project and the project met all the City's requirements for sound control, and the level of sound would be less than the current Chiller Plant. He added primary electrical service was available within 50 feet and this area was a central point for tying into the existing chiller loop.

Council Member Sandberg said he would not support the motion to approve because of the noise levels for the nearby neighborhood.

Motion to concur with the recommendation from the Zoning Commission and Staff to adopt ORDINANCE NO. 16,652 amending an Official Development Plan, Ordinance No. 13,168, as amended, in the N1 (Institutional) District allowing a Medical Center and associated uses to relocate the Central Chiller Plant for properties commonly known as Methodist Health Services Corporation located at 221 N. E. Glen Oak Avenue was approved by roll call vote.

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

Nays: Sandberg - 1.

(11-037) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with Recommendations as Follows:

A letter regarding signs was distributed to the Council from William Hardin of Hardin Signs, Inc.

Council Member Van Auken moved to grant Privilege of the Floor to Mr. William Hardin.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to Mr. William Hardin.

William Hardin, owner of Hardin Signs, Inc., said there were no problems with the current Sign Ordinance, but he expressed concern there were some sign requirements that were not enforced. He said there needed to be an illustrated Sign Ordinance for better understanding, which could be completed by volunteers. He suggested that a two to four second display for signs forty square feet or less would be sufficient, rather than the current ten second display.

A. Receive and File a SIGN ORDINANCE REVIEW REPORT;

Council Member Irving moved to receive and file the Sign Ordinance Review Report; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

B. Concur with the Zoning Commission's Recommendation to Adopt ORDINANCE "A" Amending APPENDIX B of the Code of the City of Peoria Relating to SIGNS AND ORDINANCE "B" Amending APPENDIX C of the Code the City of Peoria Relating to SIGNS; OR

C. Concur with the Staff's Recommendation to Adopt ORDINANCE "C" Amending APPENDIX B of the Code of the City of Peoria Relating to SIGNS AND ORDINANCE "D" Amending APPENDIX C of the Code of the City of Peoria Relating to SIGNS.

Council Member Irving thanked the Sign Committee and the Zoning Commission for their efforts on the proposed Ordinances. He stated he shared the concerns of the Commission and Committee regarding the number of temporary signs that were present in the community, both on public and private property. He said he did not feel a requirement for a permit for these signs would impact the proliferation of signs. He added he would be requesting the Administration to come back with an aggressive strategy, with Ordinance changes if necessary, to combat these temporary signs.

Council Member Sandberg referred to the proposed requirement that an event sign should be removed seven days after the event was concluded and he expressed concern that it was not clear when the seven days would begin.

Council Member Irving moved to adopt Ordinance "A" amending Appendix B of the Code of the City of Peoria relating to Signs, as amended to retain the following language under Section 17.10.(2): "d. An event sign announcing a campaign, drive or event of a civic, philanthropic, educational or religious organization. A business may display more than one (1) event sign in the form of such posters". and to insert the following sentence to this same section: "An event sign shall be removed within seven (7) days after the campaign, drive or event has concluded". and to delete Section 17.10.(3): Temporary Event Signs. Temporary event signs require a sign permit prior to the display of the signs in all districts. These signs announce a campaign, drive or event of a civic, philanthropic, education or religious organization. A business may display more than one (1) event sign in the form of such posters. An event sign shall be removed within seven (7) days after the campaign, drive or event has concluded"; seconded by Council Member Van Auken.

ORDINANCE NO. 16,653, as amended, was adopted by roll call vote.

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

Nays: Sandberg, Spears - 2.

Council Member Irving moved to adopt Ordinance "B" amending Appendix C of the Code of the City of Peoria relating to Signs; seconded by Council Member Van Auken.

ORDINANCE NO. 16,654 was adopted by roll call vote.

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

Nays: Sandberg - 1.

Clerk's Note: Ordinance "C" and Ordinance "D" were not adopted.

Council Member Irving moved to direct the Administration to come back with an aggressive strategy, with Ordinance changes if necessary, to address temporary signs on public and private property; and to direct the Administration to come back with an Ordinance that would permit inflatable signs, with standards, for grand openings; seconded by Council Member Van Auken.

Council Member Spears discussed temporary signs and enforcement, and he suggested establishing fees for different sizes of temporary signs.

Approved by roll call vote.

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

Nays: None.

(11-038) Communication from the Interim City Manager and Assistant Director of Planning and Growth Management with Recommendations to Adopt ONE of the Following:

- A. Concur with the Recommendation from the Historic Preservation Commission to Adopt ORDINANCE "A" Amending CHAPTER 16 of the Code of the City of Peoria Relating to FEES for APPLICATIONS for HISTORIC DESIGNATION; OR**
- B. Concur with the Recommendation from the Staff to Adopt ORDINANCE "B" Amending CHAPTER 16 of the Code of the City of Peoria Relating to FEES for APPLICATIONS for HISTORIC DESIGNATION.**

Council Member Van Auken moved to defer this item until the April 12, 2011, Regular City Council Meeting so these fees could be discussed at the Zoning Commission, Planning Commission, Zoning Board of Appeals, and Historic Preservation Commission to gain public input; seconded by Council Member Turner.

Motion to defer until April 12, 2011, was approved by roll call vote.

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

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 Interim 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 FEBRUARY 8, 2011, REGULAR CITY COUNCIL MEETING.

Council Member Van Auken moved to defer this item until the February 8, 2011, Regular City Council Meeting; seconded by Council Member Turner.

Motion to defer until February 8, 2011, was approved by roll call vote.

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

Nays: None.

NEW BUSINESS

CONGRATULATIONS TO NEWLY APPOINTED ASSISTANT FIRE CHIEF GREG WALTERS

Mayor Ardis, on behalf of Fire Chief Tomblin, congratulated Greg Walters in his new position as Assistant Fire Chief. He said Assistant Chief Walters had an extensive resume and years of experience with the Peoria Fire Department. He said he and the Council wished Assistant Chief Walters well in his new position.

CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD

(11-039) REQUEST from CITIZENS to Address the CITY COUNCIL /TOWN BOARD Regarding Various Items.

Hearing no objections, Mayor Ardis granted Privilege of the Floor to those citizens wishing to address the City Council/Town Board.

Savino Sierra, a Peoria resident, stated he was opposed to combining the Peoria Police Department and the Peoria County Sheriff's Department until more information was provided. He spoke in support of volunteering in the community and people helping their neighbors.

John White, a Peoria resident, discussed the State of Illinois' serious debt situation and he proposed changes to the collection of the City's property tax.

EXECUTIVE SESSION

(11-040) 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; and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

Council Member Spain moved 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; 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 Montelongo.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

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

Approved by roll call vote.

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

Nays: None.

The meeting adjourned at 8:35 P.M.

bb

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