

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

Council Chambers, Peoria, Illinois, January 18, 2005, a Regular Meeting of the City Council of the City of Peoria was held this date at 6:15 P.M., at City Hall, Council Chambers, 419 Fulton Street, Mayor David P. Ransburg presiding.

**ROLL CALL**

Roll call showed the following Council Members present: Ardis, Gulley, Morris (arrived at 6:30 P.M.), Nichting, Sandberg, Spears (arrived at 6:16 P.M.), Teplitz, Thetford, Turner, Mayor Ransburg – 10; Absent: Grayeb - 1.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Ransburg requested a moment of silent prayer, and then Boy Scout Troop #11 from West Peoria led the Pledge of Allegiance.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

**PROCLAMATION:** WCBU RADIO 35th ANNIVERSARY

**PROCLAMATION:** PEORIA AREA CHAMBER OF COMMERCE COMMUNITY LEADERSHIP SCHOOL

**PROCLAMATION:** HEALTHY ILLINOIS: THE TOWN HALL MEETING ON HEALTH CARE - January 19, 2005

**CONGRATULATIONS TO SENATOR GEORGE SHADID AND STATE REPRESENTATIVE AARON SHOCK**

Mayor Ransburg congratulated Senator George Shadid who was recently elected to a leadership position in the State Senate. He also congratulated newly elected State Representative Aaron Schock, who is now the youngest Legislator in the State.

**GENERAL ANNOUNCEMENT and UPDATES**

Mayor Ransburg announced that the City of Peoria had been named the fourth most polite City in the nation. He said the Civic Center hosted a Gymnastics Event attended by over 2,400 people from six or seven states and proceeds went to benefit St. Jude Midwest Affiliate. He said the Tsunami Relief Fund had collected over \$44,000, and he encouraged everyone to donate to this worthy cause.

**ANNOUNCEMENT Regarding VISION 2020 CELEBRATION**

Mayor Ransburg announced that a Vision 2020 Celebration would be held on Saturday, January 22, 2005, from 10:30 A.M. until noon at the Hotel Pere Marquette on Main Street in Peoria. He invited the public to attend.

**MINUTES**

Council Member Nichting moved to approve the minutes of the Regular City Council Meeting held on January 4, 2005, and the Regular City Council Meeting to hold a Policy Session on January 11, 2005, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

**PETITIONS, REMONSTRANCES & COMMUNICATIONS**

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

- (05-015) NOTICE of LAWSUIT on Behalf of JENNIFER GREGORY Regarding an Alleged Wrongful Death Claim Regarding Jeffrey W. Wolf's Traffic Accident on Orange Prairie Road on or about June 26, 2004.**
- (05-016) Communication from the City Manager and Director of Public Works with a Request to Accept the BID of ACT ONE COMMUNICATIONS for 16 INCH WALK/DON'T WALK LED COUNTDOWN PEDESTRIAN FACES, in the Amount of \$52,895.00, and for 12 INCH LED COUNTDOWN PEDESTRIAN FACES, in the Amount of \$26,465.00.**
- (05-017) Communication from the City Manager and Fire Chief Requesting Approval of the SOLE SOURCE REPAIR of MARINE 2 RESCUE BOAT with THUNDERDUCK INFLATABLE BOATS, INC., in the Amount of \$8,440.00.**
- (05-018) Communication from the City Manager and Police Chief Requesting Approval for the ANNUAL PURCHASE of FACTORY AMMUNITION from GIL HEBARD COMPANY, in the Amount of \$14,405.70.**
- (05-019) Communication from the City Manager and Director of Public Works Requesting Approval to PURCHASE TWENTY POLICE PATROL CARS Using the State Bidding Process, in an Amount Not to Exceed \$346,024.00, from MILES CHEVROLET.**
- (05-020) Communication from the City Manager and Director of Public Works Requesting Approval to PURCHASE REAL ESTATE Located at 1414 WEST DR. MARTIN LUTHER KING, JR. DRIVE, as an Opportunity Acquisition for the Future Widening of Dr. Martin Luther King, Jr. Drive, in the Amount of \$12,500.00.**
- (05-021) Communication from the City Manager and Corporation Counsel Requesting Authorization for the SETTLEMENT of a CLAIM for KRISTINA FRANKLIN Regarding a Collision with a City of Peoria Police Car on March 28, 2004, in the Amount of \$14,000.00.**
- (05-022) Communication from the City Manager and Corporation Counsel Requesting Authorization of a SETTLEMENT of a CLAIM for DALE SIMS Regarding a Collision with a City Animal Control Truck on August 15, 2001, in the Amount of \$30,000.00.**

- (05-023) Communication from the City Manager and Director of Planning and Growth Management with a Request to Concur with the Human Resources Commission's Recommendation to AMEND the 2005 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PUBLIC SERVICE ALLOCATION to Comply with the Federal 5% Reduction in the CDBG 2005 Grant.
- (05-024) Communication from the City Manager and Director of Public Works Requesting Authorization for the City Manager to Execute a CONTRACT with the ILLINOIS DEPARTMENT OF NATURAL RESOURCES for the INNER CITY FORESTRY REVITALIZATION GRANT Up to \$12,000.00.
- (05-025) Communication from the City Manager and Director of Planning and Growth Management with a Request to Concur with the Administration's Recommendation to AMEND the 2005 EMERGENCY SERVICES GRANT (ESG) ALLOCATION in Order to Comply with the Federal 3% Reduction in the ESG 2005 Grant.
- (05-026) Communication from the City Manager and Director of Public Works Recommending Approval of the STATE MFT MAINTENANCE FUNDS RESOLUTION NO. 05-026 for TREE TRIMMING and REMOVAL CONTRACTUAL WORK in the Amount of \$170,000.00.
- (05-027) Communication from the City Manager and Corporation Counsel Recommending Adoption of an ORDINANCE NO. 15,734 Amending CHAPTER 18 of the Code of the City of Peoria by REPEALING ARTICLE VII Relating to MASSAGE ESTABLISHMENTS and MASSAGE SERVICES.
- (05-028) Communication from the City Manager and Corporation Counsel Recommending Adoption of an ORDINANCE NO. 15,735 Amending CHAPTER 18 of the Code of the City of Peoria Relating to LICENSES and MISCELLANEOUS BUSINESS REGULATIONS.
- (05-029) APPOINTMENT by Mayor David P. Ransburg to the PEORIA PUBLIC LIBRARY BOARD OF TRUSTEES:

**Dr. Frank L. Gold (Voting) - Term Expires 6/30/05**

- (05-030) REPORT Regarding BASIC FINANCIAL STATEMENTS and SUPPLEMENTAL INFORMATION as of August 31, 2004 and 2003, for the PEORIA CIVIC CENTER AUTHORITY, with Recommendation to Receive and File. (On File in the City Clerk's Office)
- (05-031) REPORTS:
- A. CITY TREASURER REGINALD A. WILLIS - November, 2004.
  - B. PEORIA PUBLIC LIBRARY FINANCIAL and STATISTICAL REPORTS - November, 2004.

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

Item Nos. 05-015 through 05-031 were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

**(05-032) Communication from the City Manager and Director of Inspections Recommending Adoption of an ORDINANCE Amending CHAPTER 5 of the Code of the City of Peoria Relating to the REGISTRATION OF LOTS and INSPECTIONS PROCEDURES for the RENTAL REGISTRATION AND INSPECTION PROGRAM.**

Council Member Teplitz moved to adopt the Ordinance amending Chapter 5 of the Code of the City of Peoria relating to the Registration of Lots and Inspections Procedures for the Rental Registration and Inspection Program; seconded by Council Member Thetford.

Director of Inspections John Kunski explained many of the changes in the proposed Ordinance dealt with housekeeping issues, but he said there were two major changes proposed that would streamline the process and create efficiencies. He referred to Section 5-531 and he explained the changes would allow for a six month exemption from interior inspections to owners of properties who had no exterior violations and as long as the unit remained unoccupied. He said his office would be provided with an affidavit and an inspection would be completed to make sure there were no exterior violations. He said the maximum time allowed for the extension would be twelve months. He referred to Section 5-534 and he explained, after a rental inspection was performed, rather than scheduling a second inspection, a hearing would be immediately scheduled before the Hearing Officer. He said this would eliminate one additional inspection and would streamline the process. He said it would still allow the owner 30 to 90 days to make necessary corrections without appearing before the Hearing Officer.

In discussion with Council Member Thetford regarding the exemption of hotels, motels, and hospitals, Director Kunski confirmed that the proposed changes would not interfere with code enforcement actions needed for several of the problem motels in the area.

Motion to adopt ORDINANCE NO. 15,736 amending Chapter 5 of the Code of the City of Peoria relating to the Registration of Lots and Inspections Procedures for the Rental Registration and Inspection Program was approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

**(05-033) Communication from the City Manager and Director of Planning and Growth Management with a Recommendation to Adopt an ORDINANCE Approving a SPECIAL USE in a Class C-2 (Large Scale Commercial) District for FACADE IMPROVEMENTS Greater than \$10,000 in the WEST MAIN STREET CORRIDOR of the MEDICAL AND TECHNOLOGY DISTRICT for Property Located at 741 W. MAIN STREET.**

Council Member Teplitz moved to adopt the Ordinance approving a Special Use in a Class C-2 (Large Scale Commercial) District for façade improvements greater than \$10,000 in the West Main Street Corridor of the Medical and Technology District for property located at 741 W. Main Street; seconded by Council Member Thetford.

Motion to adopt ORDINANCE NO. 15,737 approving a Special Use in a Class C-2 (Large Scale Commercial) District for façade improvements greater than \$10,000 in the West Main Street Corridor of the Medical and Technology District for property located at 741 W. Main Street was approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

### **UNFINISHED BUSINESS**

**(04-644) Communication from the City Manager and Corporation Counsel Recommending Approval of ONE of the Following: (New Communication and Ordinance)**

- 1. ORDINANCE Regulating RECOVERY in MEDICAL MALPRACTICE SUITS;**
- 2. RESOLUTION Calling Upon the GOVERNOR and LEGISLATURE of the STATE OF ILLINOIS to Address the MEDICAL LIABILITY INSURANCE CRISIS.**

Council Member Ardis moved to defer this item for two weeks until the February 1, 2005, Regular City Council Meeting; seconded by Council Member Gulley.

Motion to defer this item until the February 1, 2005, City Council Meeting was approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

**(05-010) Communication from the City Manager and Police Chief Identifying the FUNDING SOURCE to PURCHASE 25 HELMETS for the POLICE DEPARTMENT'S SPECIAL RESPONSE TEAM, in the Approximate Amount of \$6,000.00, with Recommendation to Receive and File.**

Council Member Teplitz moved to receive and file the communication identifying the funding source to purchase 25 helmets for the Police Department's Special Response Team, in the approximate amount of \$6,000.00; seconded by Council Member Thetford.

Approved by roll call vote.

Yeas: Ardis, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg – 10;

Nays: None.

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

It was determined that no one wished to address the City Council.

### **EXECUTIVE SESSION**

It was determined that an Executive Session was not needed.

**ADJOURNMENT**

Council Member Turner moved to adjourn the Regular City Council Meeting; seconded by Council Member Nichting.

Approved by viva voce vote.

The Council Meeting adjourned at 6:46 P.M.

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Mary L. Haynes, MMC  
City Clerk, Peoria, IL