

: OFFICIAL PROCEEDINGS :

: OF THE CITY OF PEORIA, ILLINOIS :

A Joint Regular Meeting of the City Council and Town Board of Trustees of Peoria, Illinois, was held March 27, 2018, at 6:00 P.M. at City Hall, Council Chambers (Room 400), 419 Fulton Street, with Mayor Ardis presiding, and with proper notice having been posted.

ROLL CALL

Roll Call showed the following Council Members were physically present: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Rigggenbach, Ruckriegel, Turner, Mayor Ardis – 10.
Absent: Moore - 1.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Ardis requested a moment of silent prayer or reflection then led the pledge of allegiance.

PROCLAMATIONS, COMMENDATIONS, ETC.

**Recognition of City Manager Patrick Urich for His Service on the DBE Board
Gerald M. Brookhart Arts in Education Spring Celebration
Woodruff Culinary Program
Education and Sharing Day – March 27, 2018**

MINUTES

Council Member Grayeb moved to approve the minutes of the Joint City Council and Town Board Meeting held on March 13, 2018, and the Special City Council Meeting held on March 20, 2018, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Rigggenbach, Ruckriegel,
Turner, Mayor Ardis - 10;

Nays: None.

PUBLIC HEARING

**(18-072) PUBLIC HEARING Regarding the CITY-WIDE SEWER RATE
ADJUSTMENTS.**

Council Member Jensen moved to open the Public Hearing regarding the City-Wide Sewer Rate Adjustments; seconded by Council Member Oyler.

Motion to open the Public Hearing was approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Rigggenbach, Ruckriegel,
Turner, Mayor Ardis – 10;

Nays: None.

Mayor Ardis opened the Public Hearing at 6:33 P.M.

Public Works Director Scott Reeise reviewed the City-wide sewer rate adjustments noting that the proposal was to increase the sewer rate by 5.0% on the City-owned lateral fee and the City Sewer Rehabilitation Rate. He said the increases were implemented in order to be comparable with Greater Peoria Sanitary District's (GPSD) fees. He said the City-owned sewer fees had gone without an increase for several years and he said these increases would close the gap between the City's rates and GPSD's rates.

Mayor Ardis made a first call for public comment.

Mr. Roger Sparks, an interested citizen, expressed a concern about the proposed sewer rate adjustments, stating that he had been paying these taxes since 2010. He stated he was not on the CSO, but was on the sanitary sewer. He expressed a concern about Peoria Heights being allowed to discharge into the City's sanitary sewer system. He said the homeowners were unhappy with the increases along with new CSO taxes soon to be assessed. He commented on the length of time the CSO litigation had taken, noting it dated back nearly 15 years and that the taxpayers were paying for the litigation.

Following a second and third call for comments from the public, Mayor Ardis determined no one wished to speak, and he requested the Public Hearing be closed.

Council Member Turner moved to close the Public Hearing regarding the City-Wide Sewer Rate Adjustments; seconded by Council Member Riggenschach.

Motion to close the Public Hearing was approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggenschach, Ruckriegel, Turner, Mayor Ardis – 10;

Nays: None.

Mayor Ardis closed the Public Hearing at 6:37 P.M.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:

- (18-073) Communication from City Manager and Director of Public Works with a Request to Approve the Following for All Council Districts:**
- A. A RESOLUTION Amending Resolution No. 16-082-A Setting Fees for the Peoria Combined and Sanitary Sewer District Increasing the CITY'S SANITARY SEWER LATERAL FEE from 1.0089/CCF to 1.0593/CCF Effective May 1, 2018, and from 1.0593/CCF to 1.1123/CCF Effective May 1, 2019, for Property Owners who are Directly Served by City Sewers; and**
 - B. A RESOLUTION Amending Resolution No. 16-082-B Setting Fees for the Peoria Sanitary Sewer Rehabilitation District Increasing the CITY SEWER REHABILITATION RATE from 1.0822/CCF to 1.1363/CCF Effective May 1, 2018, and from 1.1363/CCF to 1.1931/CCF Effective May 1, 2019, for All City Property Owners who are Directly Served by Greater Peoria Sanitary District (GPSD) or City Sewers.**

Public Works Director Reeise provided a summary of the sewer lateral fee and the need for the increase. He said the sewer lines were divided between City-owned and GPSD-owned. He said the lateral fee addressed City-owned sewers, which was used for the operation and maintenance of the City-owned sanitary and combined sewers. He said these systems were mainly located in the older parts of the City.

Council Member Riggerbach moved to approve a Resolution amending Resolution No. 16-082-A setting fees for the Peoria Combined and Sanitary Sewer District increasing the City's Sanitary Sewer Lateral Fee from 1.0089/CCF to 1.0593/CCF effective May 1, 2018, and from 1.0593/CCF to 1.1123/CCF effective May 1, 2019, for property owners who were directly served by City sewers; seconded by Council Member Turner.

Discussions were held regarding the increase and how it would impact households. Director Reeise stated that the proposed lateral increase was approximately \$0.81 quarterly per household.

In response to Council Member Montelongo's question as to why there needed to be an increase, Director Reeise stated there was an agreement that dated back approximately 20 years wherein the City would upgrade the sewer lines in the older sections of the City and then eventually transfer ownership of those lines to GPSD. He commented that, in order to transfer, the rates between the City and GPSD needed to be comparable. He provided an example between GPSD billing rates and the City's billing rates stating that the gap between the billing amounts needed to be closed prior to the transfer so the citizens would not see a large increase in their bill during the transfer.

Director Reeise reported that the lateral rate fee had not increased between 2005 and 2013. He said between 2013 and 2014 the City started to increase those rates in order to keep pace with GPSD for when the transfer of ownership occurred. He noted that GPSD had been increasing their rates the entire time at 3.0% per year.

RESOLUTION NO. 18-073-A amending Resolution No. 16-082-A setting fees for the Peoria Combined and Sanitary Sewer District increasing the City's Sanitary Sewer Lateral Fee from 1.0089/CCF to 1.0593/CCF effective May 1, 2018, and from 1.0593/CCF to 1.1123/CCF effective May 1, 2019, for property owners who were directly served by City sewers was approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Oyler, Riggerbach, Ruckriegel, Turner,
Mayor Ardis – 9;

Nays: Montelongo -1.

Council Member Riggerbach moved to approve a Resolution amending Resolution No. 16-082-B setting fees for the Peoria Sanitary Sewer Rehabilitation District increasing the City Sewer Rehabilitation Rate from 1.0822/CCF to 1.1363/CCF effective May 1, 2018, and from 1.1363/CCF to 1.1931/CCF effective May 1, 2019, for all City property owners who were directly served by Greater Peoria Sanitary District (GPSD) or City sewers; seconded by Council Member Turner.

Director Reeise provided a breakdown of the charges on the current sanitary bills noting five categories: City-owned sewers, GPSD-owned sewers, GPSD treatment charge, sewer rehabilitation charge, and GPSD capital charge. He provided an explanation of the charges and he stated that the rehabilitation charge covered the bond issuance for work by the City on sewer lines in order to prepare for the ownership transfer to GPSD. He said the rehabilitation rate had no real effect on the CSO issue; however, he said it helped with some of the work done on CSO

pilot projects such as the Adams Street Pilot Project. He stated that the capital fund fee for GPSD was determined by the GPSD Board used to pay debt for improvements. He said the stormwater utility was a different fee to recuperate costs for wet weather issues or storm sewer related issues.

RESOLUTION NO. 18-073-B amending Resolution No. 16-082-B setting fees for the Peoria Sanitary Sewer Rehabilitation District increasing the City Sewer Rehabilitation Rate from 1.0822/CCF to 1.1363/CCF effective May 1, 2018, and from 1.1363/CCF to 1.1931/CCF effective May 1, 2019, for all City property owners who were directly served by Greater Peoria Sanitary District (GPSD) or City sewers was approved by roll call vote.
Yeas: Akesson, Cyr, Grayeb, Jensen, Oyler, Riggerbach, Ruckriegel, Turner,
Mayor Ardis – 9;
Nays: Montelongo -1.

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

(18-074) Communication from the Town Officials with a Request to APPROVE MONTHLY ANTICIPATED EXPENDITURES for APRIL 2018 for the Town of the City of Peoria.

Trustee Grayeb moved to approve the monthly anticipated expenditures for April 2018 for the Town of the City of Peoria; seconded by Trustee Ruckriegel.

Approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Chairman Ardis - 10;

Nays: None.

(18-075) REPORT BACK Regarding 2018 BUDGET IMPACT OF TOWNSHIP DISCONTINUANCE with a Presentation and with Request to RECEIVE and FILE.

A copy of the presentation entitled "*Analysis of Township Discontinuance*" was distributed to all Trustees.

Trustee Grayeb stated that, in an attempt to ensure funds were spent efficiently, the Township Officials were asked to review their offices and to provide a presentation on whether there would be a savings from merging the Township with City government.

Township Treasurer Patrick Nichting said the Trustees needed to understand what State Statutes allowed and what it did not allow as it related to the discontinuance of a Township. He said, in the early 1990s, Township Attorney Tim Bertschy assisted Townships in eliminating their coterminous state. He said the Board needed to review the Public Act, the function of each office, and the analysis provided.

Township Attorney Tim Bertschy reviewed the *Analysis of Township Discontinuance* stating that he would provide an explanation of the amendment to the Township Code regarding discontinuance, the practical problems of interpretation, the timing issues, costs involved, and the impact a discontinuance would have on surrounding Townships. He reviewed 60 ILCS 1/29-5 Discontinuance of Township within Coterminous Municipality: All Townships. He identified the discrepancies in the Statute and the questions that needed to be answered in

order to seek a discontinuance. He reviewed the number of Townships located in the City of Peoria, the number of voters in the City, and the number of votes located within the different Townships. He commented that over 11-12% of the voters in the City of Peoria were not in Peoria Township.

Attorney Bertschy reviewed 60 ILCS 1/29-15 Referendum for Cessation of Township and 60 ILCS 1/29-10 Notice. He pointed out a discrepancy wherein the Statute began to read as "the Township" and then changed to "each Township," as demonstrated in 60 ILCS 1/29-10(b). He posed to the Board the questions that the word "each" brought up and how it would affect neighboring Townships. He said the change from "the Township" to "each Township" made the Statute unclear. He reviewed the timing issue outlined in 60 ILCS 29-20 Cessation of Township noting that the earliest the Township could be dissolve would be 2021 or 2023 due to the varied terms of the Trustees and other Electors. He reviewed 60 ILCS 1/29-25 Business, Records, and Property of Discontinued Townships and how those records would be transferred along with the cost of storage.

Attorney Bertschy reviewed 55 ILCS 5/5-44043 Rights and Obligations of Employees and how the City assuming additional employees would impact the City's pension fund, employee seniority, and whether there were City employees who were qualified to assume various Township duties.

Township Supervisor Frank Abdnour provided an overview of the duties of the Township Supervisor along with special educational requirements of the Supervisor's staff. He commented that there were no special certifications or degrees necessary for the Supervisor; however, he stated that it was vital that the position was held by someone who had an understanding of the Illinois Public Aid system along with management communications skill.

Deputy Township Assessor Holli Heinz reviewed the duties of Township Assessor, the importance of keeping that position independent and the special educational requirements.

Township Clerk Beth Ball reviewed the duties and responsibilities of the Township Clerk noting she was responsible for keeping and maintaining the permanent record for in perpetuity. She said since 2012 she had reduced her office's budget by nearly \$12,000.00 and that she continued to reduce expenditures each year. She explained the impact the City Clerk's Office would have should the Township be discontinued and had to assume all the records currently stored at the Township office.

Township Tax Collector Patrick Nighting reviewed the duties and responsibilities of the Township Tax Collector. He said his office collected nearly \$34 million in 2017. He said his office had been cutting expenditures since 2009 and had entered into agreements with other governmental bodies in order to reduce the cash his office had on hand on a daily basis.

Finance Director/Comptroller Jim Scroggins provided a financial analysis of the cost of the Township consolidating with the City. He reviewed Township cost versus City cost noting an increase, in the amount of \$68,000.00 on the City side, should consolidation occur. He broke that cost down by department and how each Township department consolidated with the City would contribute to the increase of \$68,000.00.

Attorney Bertschy reviewed the cost to the City and to the Township for a discontinuance referendum and said he was unable to provide those costs because they were unavailable, but it would be substantial. He commented that there would be no cost savings to the tax payer for a discontinuance; rather he said, there would be more of an expense due to the cost of IMRF.

He reported that the citizens in the Fourth and the Fifth Council Districts would have to pay more taxes because they would be paying for the functions twice, once as City taxpayers, as well as for the Township where they resided such as Medina, Radnor, Richwoods or Kickapoo. He said the cost to the contiguous Townships was unknown; however, he said they would be required to send out notices and mailings, to make changes to their websites and to conduct a referendum. He said he was uncertain whether these Townships would willingly or unwillingly participate. He said the chances for a lawsuit were high and he said it had been his experience that seldom did municipal litigation end in a positive financial gain.

Township Treasurer Nichting reviewed the Cox Report noting that Townships spent and borrowed less per capita than large governments, they relied less on State funding and paid for themselves to a greater degree than other governments. He commented that the bigger the government the more the waste. He reviewed the value of Peoria Township noting that Township expenditures had grown at a lower rate than any other level of government in Illinois since 1992. In summary, he said Peoria Township operated on a balanced budget each year, there was no deficit spending, they did not spend more than what was levied, the Officials made necessary cuts to maintain a balanced budget, and had lowered labor costs, all of which resulted in responsible government. In summary, he said government consolidation would not result in material cost savings, would not improve government efficiency and would lead to higher personnel costs.

Attorney Bertschy said the main issue was "what service needed to be provided to the public." He said the Illinois Public Aid Code stated that Township Staff needed to be knowledgeable of the Public Aid Code. He said the problem was not the question of reducing the number of government bodies, but rather how to do it sensibly. He said the Township position could not be redefined by the City because they were already defined by State Statute. Due to the IMRF levels, he said it would cost the City more to assume these positions. He said constituents living in the Fourth and Fifth Council Districts would end up paying more money in taxes. He said trying to consolidate the two entities would eventually result in litigation because it would affect neighboring Townships. He said if the boundaries of the City and Peoria Township were the same, then consolidating would make more sense.

Discussions were held regarding the recent consolidation of the City of Evanston with Evanston Township. Attorney Bertschy commented that there was a likelihood that the City of Evanston and Evanston Township were coterminous, which would make financial sense to consolidate. He said the City of Peoria and Peoria Township were not coterminous.

Trustee Cyr expressed appreciation for the presentation, and he commented that if consolidation would adversely affect his constituents in the Fifth District, then he would be against the consolidation of the Township with the City.

Chairman Ardis expressed his appreciation to Attorney Bertschy and to the Township Officials for the thorough discussion and analysis on the consolidation of the City and the Township. He said this matter had been discussed on a number of occasions over the last three to four years, and he said this discussion was the most in-depth the Council had received. He commented that the biggest issue facing consolidation was the coterminous issue. He said this matter would be set aside unless there was new information to present to the Council. He expressed his appreciation to Trustee Grayeb who served as liaison to the township Officials and who put forth a lot of time and discussion on these matters.

Trustee Grayeb moved to receive and file the Report Back regarding the 2018 Budget Impact of Township Discontinuance with a presentation; seconded by Trustee Cyr.

Approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggenbach, Ruckriegel, Turner, Chairman Ardis - 10;

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA

CONSENT AGENDA ITEMS BY OMNIBUS VOTE, with Recommendations as Outlined

- (18-076) Communication from the City Manager and Community Development Director with a Request to DEFER to the JUNE 12, 2018, REGULAR CITY COUNCIL MEETING the Consideration of an Appeal of the Historic Preservation Commission’s Decision Regarding a Requested Height Waiver for a Wall in the Rear Yard, for the Property Located at 1808 WEST MOSS AVENUE (Parcel Identification Number 18-08-156-002), Peoria, Illinois. HPC 18-01.**
- (18-077) Communication from the City Manager, Emergency Communications Director and Finance Director/Comptroller with a Request to APPROVE the SALE of EXCESS RADIO EQUIPMENT No Longer Usable by the City.**
- (18-078) Communication from the City Manager and Director of Public Works with a Request to ACCEPT the LOW BID of J.C. DILLON, INC. and Award a Construction CONTRACT, in an Amount Not to Exceed \$150,000.00, from the Base Bid of \$289,685.60 for the STORM SEWER LINING CONTRACT - 2018. (All Council Districts)**
- (18-079) Communication from the City Manager and Director of Public Works with a Request to ACCEPT the Proposal of R.A. CULLINAN & SON and Award the Construction CONTRACT, in the not-to-exceed Amount of \$2,200,000.00, for the ALLEN ROAD and WILLOW KNOLLS ROAD INTERSECTION PROJECT. (Council District 5)**
- (18-080) * Communication from the City Manager and Corporation Counsel with a Request to APPROVE an Extension of the Gas Utility System FRANCHISE AGREEMENT and ORDINANCE with AMEREN ILLINOIS COMPANY d/b/a AMEREN ILLINOIS.**
- (18-081) Communication from the City Manager and Emergency Communications Manager with a Request to Authorize the City Manager to Sign a Three-Year AGREEMENT with SUPREME RADIO COMMUNICATIONS, INC. for Electronic Services, in the Yearly Amount of \$124,081.80.**
- (18-082) Communication from the City Manager and Director of Community Development with a Request to ADOPT ORDINANCE NO. 17,562 Renaming PRECAST WAY to SW JIMAX PLACE, Peoria, Illinois.**

- (18-083) Communication from the City Manager and the Corporation Counsel with a Request to APPROVE the SITE APPLICATION for a Class G-B (Beer & Wine Only Restaurant) Liquor License with On-Site Consumption of Alcohol at PORTILLO'S HOT DOGS, LLC, 4412 N. ROCKWOOD, Contingent Upon the Issuance of the Certificate of Occupancy, with a Recommendation from the Liquor Commission to Approve. (Council District 4)**

- (18-084) APPROVE the COMMITTEE REPORT (POLICY SESSION) Regarding AFFORDABLE HOUSING.**

- (18-085) REPORT from the CITY TREASURER PATRICK A. NICHTING for the MONTH of FEBRUARY 2018, 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 Grayeb requested Item No. 18-080 be removed from the Consent Agenda for further discussion.

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

Item Nos. 18-076 through 18-085 (excluding Item No. 18-080) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

- (18-080) Communication from the City Manager and Corporation Counsel with a Request to APPROVE an Extension of the Gas Utility System FRANCHISE AGREEMENT and ORDINANCE with AMEREN ILLINOIS COMPANY d/b/a AMEREN ILLINOIS.**

In response to Council Member Grayeb regarding what would happen should this item not be approved, City Manager Ulrich said the City would not receive the franchise fee. He said should an issue arise on a construction project, then the City would have to negotiate those projects on an individual basis. He said this franchise was a short-term agreement with the intent of Ameren looking to standardize the agreement, which was consistent with what was happening in other communities.

Council Member Grayeb expressed concern that Ameren was not working with the City to put power lines underground when major road projects occurred. He said Ameren had worked with other communities to put power lines underground. He remarked on District 2 wherein approximately \$900,000.00 was appropriated to move overhead lines. He said the City needed to send a message to Ameren that there had to be a better way of doing things, and he asked the City Manager when a similar matter would come back as it related to electric.

City Manager Ulrich stated that the Ordinance presented included construction activities wherein they would endeavor to put gas lines underground. He said the City would continue to talk to Ameren about road projects and try to move those utilities underground where practical and made sense.

Council Member Grayeb said he would support this item, but had wanted clarity on the electrical aspect.

Council Member Grayeb moved to approve an extension of the gas utility system franchise agreement with Ameren Illinois Company d/b/a Ameren Illinois; seconded by Council Member Cyr.

Motion to approve an extension of the gas utility system franchise agreement and to adopt ORDINANCE NO. 17,563 with Ameren Illinois Company d/b/a Ameren Illinois was approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggenbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

FIRST READINGS

(18-086) Communication from the City Manager and Community Development Director with a Request to RECEIVE and FILE a FIRST READING of an ORDINANCE Amending Chapter 5 of the CODE of the City of Peoria Related to FEES.

Community Development Director Ross Black said this item was a simple amendment to the fee structure for building fee permits. He said there was a change to the fees in 2016 that did not take into consideration high-cost projects. He said the fee needed to align with the actual cost for the City. He said the Ordinance would bring the City more into compliance to ensure proportionality and he said it would not make a significant difference in revenue for the City in any given year.

Council Member Ruckriegel moved to receive and file the First Reading of an Ordinance amending Chapter 5 of the Code of the City of Peoria related to fees; seconded by Council Member Grayeb.

Approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggenbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

CLERK'S NOTE: Item No. 18-086 will be placed on the April 10, 2018, Regular City Council Meeting agenda.

(18-087) Communication from the City Manager and Corporation Counsel with a Request to RECEIVE and FILE a FIRST READING Review of an ORDINANCE Amending Chapter 18, Article 14 and Chapter 3, Article 20 of the CODE of the City of Peoria Pertaining to the SALE OF TOBACCO.

The Liquor Commission minutes and a review of this item was distributed to all Council.

Hearing no objection, Mayor Ardis granted Privilege of the Floor to Carolyn Cerf of the American Heart Association.

Ms. Carolyn Cerf, of the American Heart Association, provided a presentation on Tobacco 21 and she commended the City for considering enacting such an Ordinance. She reported that

75% of American adults supported Tobacco 21 and that the City of Aurora recently became the 20th City in the State of Illinois who adopted such an Ordinance. She said should the Council adopt this Ordinance, the City of Peoria would be a downstate leader. She provided statistics on the positive impact the passing of such an Ordinance had in other communities.

Council Member Turner said he was in support of this item noting it was the right thing for the community; however, he expressed a concern on how this Ordinance would be enforced and who would enforce it. He also expressed a concern on how it would impact the African American community and the sale of single cigarettes.

Ms. Cerf said the Ordinance would streamline enforcement checks, which would not cost more than the current enforcement costs.

Corporation Council Leist said the sale of cigarettes to minors was currently enforced by the City's Legal Department and the Police Department, who already issued tickets to retailers who sold tobacco products to individuals 18 years of age or younger. He said this Ordinance would hold retailers liable for the sale.

Mayor Ardis said this would eliminate underage possession and the penalty would be on the retailer. He said there currently was not a way to prosecute single sale of cigarettes on the streets. He asked the City's Communications Director to make the Liquor Commission Minutes available on the City's website.

Council Member Montelongo recommended training the City's Police Officers regarding the single sale of cigarettes and that it was not a punishable offense.

Council Member Oyler said he appreciated the efforts of curbing smoking; however, he said this was an issue that needed to be legislated in Springfield and would put the City at odds with Illinois. Because of this, he said he would not support this item.

Discussions were held regarding the City of Peoria taking the lead in Tobacco 21 wherein other surrounding communities would follow. Discussions were also held regarding making the possession of cigarettes illegal for minors. It was noted that making possession illegal would be disproportionately enforced in parts of the community.

Council Member Grayeb commented that 18-21 year olds could fight and die in the military and he questioned whether the City should regulate this matter. He said he was glad this item was a First Reading, noting its good intentions.

Council Member Cyr applauded the efforts of the American Heart Association, noting that smoking had no place in professional sports; however, he said he agreed with Council Member Grayeb. He commented on the need for accountability and at what point were these individuals held accountable and treated like an adult.

Council Member Riggerbach commented that the sale of single cigarettes could increase with the passing of the Ordinance and he commented on when personal responsibility needed to come into play.

Mayor Ardis said this would deter a number of people from beginning to smoke. He encouraged the Council to review the statistics as to how healthcare costs impact the community that related to cigarette smoking. He encouraged the Council not to wait on Springfield in order to be leaders on the issue. He said this was an important statement on the health of the community.

He expressed his appreciation to Ms. Cerf for her presentation.

Council Member Grayeb moved to receive and file a First Reading review of an Ordinance amending Chapter 18, Article 14 and Chapter 3, Article 20 of the Code of the City of Peoria pertaining to the Sale of Tobacco; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 9;

Nays: Oylar - 1.

CLERK'S NOTE: Item No. 18-087 will be placed on the April 24, 2018, Regular City Council Meeting agenda.

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:

- (18-088) Communication from the City Manager and the Corporation Counsel with a Request to APPROVE a SITE APPLICATION for a Class C-1 (Packaged Goods) Liquor License with the Retail Sale of Alcohol at ALMOST HOME WINE & LIQUORS, LLC, 6818 N. FROSTWOOD PARKWAY, Contingent Upon the Compliance with all Building Permit Requirements, with a Recommendation from the Liquor Commission to DENY. (Council District 4)**

Council Member Montelongo said he concurred with the Liquor Commission to deny the application based on the fact that there were enough liquor establishments that sold packaged liquor in that area.

Council Member Montelongo moved to approve the recommendation by the Liquor Commission to DENY the Site Application for a Class C-1 (packaged goods) liquor license with the retail sale of alcohol at Almost Home Wine & Liquors, LLC, 6818 N. Frostwood Parkway; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oylar, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

- (18-089) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Planning and Zoning Commission to APPROVE RESOLUTION A or the Recommendation from Staff to APPROVE RESOLUTION B Approving a Final Subdivision Plat, with Waivers, for the Property Located at 902-906 WEST AUSTIN DRIVE (Parcel Identification No. 14-20-226-009), Peoria, Illinois (Council District 3). PZ 18-07.**

Council Member Riggerbach moved to approve Resolution A approving a final subdivision plat with waivers, for the property located at 902-906 West Austin Drive (Parcel Identification No. 14-20-226-009); seconded by Council Member Oyler.

RESOLUTION NO. 18-089 was approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

(18-090) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff, for the following:

- A. ADOPT an ORDINANCE Rezoning Property from a Class R-6 and R-7 (Multi-Family Residential) District to a Class N-1 (Institutional) District for the Property Located at 801 NE GLEN OAK AVENUE (PIN 18-04-281-019), and Rezoning Property from a Class C-G (General Commercial) District to a Class N-1 (Institutional District) for a Portion of the Property Located at 416 ST. MARK'S COURT (PIN 18-04-406-029), and Rezoning Property from a Class R-8 (Multi-Family Residential) District to a Class N-1 (Institutional) District for the Property located at 519 NE GLENDALE (PIN 18-04-428-016) and 403-405 NE PERRY AVENUE (PIN 18-04-457-021); and,**
- B. ADOPT an ORDINANCE Amending the OFFICIAL DEVELOPMENT PLAN for a Medical Center and Associated Uses, Ordinance 13,153, as Amended, in a Class N-1 (Institutional) District, to Add Property to the Official Development Plan Boundary for the Property Located at 801 NE GLEN OAK AVENUE (PIN 18-04-281-019), 416 St. Marks Court (PIN 18-04-406-029), 519 NE GLENDALE AVENUE (PIN 18-04-428-016), 403-405 NE PERRY AVENUE (PIN 18-04-457-021), and PIN 18-04-406-021, and to Allow for, but not Limited to, the Demolition of Existing Buildings and the Development of New Buildings, an Extension of Missouri Avenue from Armstrong Avenue to NE Glen Oak Avenue, Modifications to Parking Areas, and Updates to the Campus Sign Plan, with Waivers, in a Class N-1 (Institutional) District for the Property Commonly Known as SAINT FRANCIS MEDICAL CENTER and Located at 507 EAST ARMSTRONG AVENUE (PIN 18-04-279-022), 703 NW BRYAN STREET (18-04-457-022), 510 & 519 NE GLENDALE (PIN 18-04-431-024 & 18-04-428-016), 420, 504, 530, 801 & 810 NE GLEN OAK AVENUE (PIN's 18-04-403-009, 18-04-403-013, 18-04-403-010, 18-04-403-012, & 18-04-403-011, 18-04-281-019 & 18-04-282-001), 401, 445, & 700 NE GREENLEAF STREET (PIN 18-04-403-008, 18-04-426-018, & 18-04-429-030), 304 EAST ILLINOIS (PIN 18-04-253-001), 1344 NORTH KNOXVILLE AVENUE (PIN 18-04-255-020), 200 EAST PENNSYLVANIA AVENUE (PIN 18-04-256-045), 403-405 NE PERRY AVENUE (PIN 18-04-457-021), 416 ST. MARK'S COURT (PIN 18-04-406-029) and Parcel Identification Numbers 18-04-406-021, 18-04-427-003, 18-04-403-014, 18-04-260-022, 18-04-260-023, & 18-04-430-015, Peoria, Illinois. (Council Districts 1 and 3). PZ 18-08**

Council Member Riggerbach expressed his enthusiasm for the development by OSF and the stability it brought to the community. He said he and Council Member Moore agreed on this item. He said it was important to know that the plan amendments were part of the Strategic Plan and that the City Council was not approving any specific building nor building materials. He said when OSF begins to build, the plans would go to the Planning and Zoning Commission and then to the City Council for final approval.

Ms. Cindy Loos, Vice President at Hanson Engineering, distributed and reviewed the Official Development Plan (ODP) for OSF Healthcare Saint Francis Medical Center. She reviewed the parcels that were to be rezoned and added to the ODP boundary, all the parcels in the ODP, the proposed site plan, the proposed landscape plan and the proposed signage plan.

Council Member Riggerbach moved to adopt an Ordinance rezoning property from a Class R-6 and R-7 (Multi-Family Residential) District to a Class N-1 (Institutional) District for the property located at 801 NE Glen Oak Avenue (PIN 18-04-281-019), and rezoning property from a Class C-G (General Commercial) District to a Class N-1 (Institutional District) for a portion of the property located at 416 St. Mark's Court (PIN 18-04-406-029), and rezoning property from a Class R-8 (Multi-Family Residential) District to a Class N-1 (Institutional) District for the property located at 519 NE Glendale (PIN 18-04-428-016) and 403-405 NE Perry Avenue (PIN 18-04-457-021); seconded by Council Member Jensen.

ORDINANCE NO. 17,564 was adopted by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

Council Member Riggerbach moved to adopt an Ordinance amending the Official Development Plan for a medical center and associated uses, Ordinance 13,153, as amended, in a Class N-1 (Institutional) District, to add property to the Official Development Plan Boundary for the property located at 801 NE Glen Oak Avenue (PIN 18-04-281-019), 416 St. Marks Court (PIN 18-04-406-029), 519 NE Glendale Avenue (PIN 18-04-428-016), 403-405 NE Perry Avenue (PIN 18-04-457-021 and PIN 18-04-406-021), and to allow for, but not limited to, the demolition of existing buildings and the development of new buildings, an extension of Missouri Avenue from Armstrong Avenue to NE Glen Oak Avenue, modifications to parking areas, and updates to the campus sign plan, with waivers, in a Class N-1 (Institutional) District for the property commonly known as Saint Francis Medical Center and located at 507 East Armstrong Avenue (PIN 18-04-279-022), 703 NW Bryan Street (18-04-457-022), 510 & 519 NE Glendale (PIN 18-04-431-024 & 18-04-428-016), 420, 504, 530, 801 & 810 NE Glen Oak Avenue (PIN's 18-04-403-009, 18-04-403-013, 18-04-403-010, 18-04-403-012, & 18-04-403-011, 18-04-281-019 & 18-04-282-001), 401, 445, & 700 NE Greenleaf Street (PIN 18-04-403-008, 18-04-426-018, & 18-04-429-030), 304 East Illinois (PIN 18-04-253-001), 1344 North Knoxville Avenue (PIN 18-04-255-020), 200 East Pennsylvania Avenue (PIN 18-04-256-045), 403-405 NE Perry Avenue (PIN 18-04-457-021), 416 St. Mark's Court (PIN 18-04-406-029, 18-04-406-021, 18-04-427-003, 18-04-403-014, 18-04-260-022, 18-04-260-023, & 18-04-430-015), Peoria, Illinois; seconded by Council Member Turner.

ORDINANCE NO. 17,565 was adopted by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

(18-091) Communication from the City Manager and Director of Public Works with a Request to RECEIVE and FILE a PRESENTATION by Peoria Public Works Department for the STORMWATER UTILITY CREDIT MANUAL.

A copy of the Stormwater Utility Credit Manual and Grand Program was distributed to all Council.

Public Works Director Scott Reise provided an overview of the Stormwater Utility Credit and Incentive Manual, which would be made available on the City's website in an effort to receive feedback from the community. He reviewed main points of the manual to be used as decision points for what may be included for grants, credits, and incentives. He said a public meeting would be held in the next couple of weeks to gather additional input and then to come back to the City Council in early May with a finalized document. He reviewed the grants as follows: rain barrels; Green Infrastructure Grant to cover the cost for a rain garden or permeable pavement; Private Property Drainage Assistance Program for those who have erosion problems in their backyard or wet weather issues on their property; Stormwater Infrastructure Investment Grant, which would be a large scale green infrastructure; and natural area maintenance. He said Staff was currently working on a Natural Area Maintenance Plan. He reviewed the credits and reductions for each, noting that a property could receive up to a 50% reduction each month. He reviewed the innovation portion of the credits noting it would be evaluated on a case-by-case basis and would encourage innovate ways to handle stormwater runoff.

Mayor Ardis inquired whether the City was going to reach out to the businesses within the City to discuss the manual, and City Manager Urich said he had conversations with the Peoria Chamber of Commerce to have meetings and to gather feedback from members.

Discussions were held about getting the information to the City's website in a timely manner, and Public Works Director Reise said Staff would place the information along with anticipated costs on the City's website with the understanding that the estimated calculations were approximations only. It was also mentioned that credits could be passed on to the next property owners as long as the new property owners continued to maintain the credits. Director Reise said he would keep the Council updated as the meetings were happening with the various businesses and constituents.

Mr. Richard Helm, Properties Committee for the United Presbyterian Church, said they had spent time evaluating the proposed draft credit manual, and he said they noted some deficiencies that needed to be addressed. He said one issue related to the detention basins, noting that the church had designed a basin according to City requirements in 2006. He expressed a concern about the application fee of \$250.00 in order to receive credit for the detention basin, noting that the application process for credits was unclear. He also expressed a concern with the manual not addressing differences in the cost of stormwater services provided. He said a 90% credit was provided for those who discharged into the River; however, no credit was provided for those who discharged into natural streams, noting that the church discharged into Big Hollow Creek.

Council Member Montelongo expressed his appreciation to Director Reise for his presentation and addressing various issues the citizens and businesses may face. He expressed a concern about the businesses that installed infrastructure to capture water. He said if they were capturing all the water off their property and releasing into a system they already paid for, then they should not be required to pay anything. He said he was looking forward to receiving public input on the issue.

Discussions were held regarding the stormwater fee, and Director Reese said this was similar to road maintenance in that it was a system wide approach and the City had to maintain the properties for everyone. He said the reason why those who discharged into the Illinois River would receive a greater discount was because they did not utilize any of the City's infrastructure. He said there were very few creeks, if any, that did not utilize the City's infrastructure to discharge the rain into the river.

Mayor Ardis stated that if it was a clear situation that stormwater was not using the City's stormwater system, then a fee should not be assessed or should be diminished greatly.

Director Reese said he would place a map on the City's website that showed the streams, parcels, roads, and the City's boundaries.

Mayor Ardis said he looked forward to receiving public comments and he noted that City Manager Urich already spoke with the Chamber of Commerce in order to facilitate meetings with businesses and other groups within the community.

Council Member Cyr moved to receive and file the presentation by Peoria Public Works Department for the Stormwater Utility Credit Manual; seconded by Council Member Oyler.

Approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

(18-092) Communication from the City Manager and Director of Public Works with a Request to RECEIVE and FILE a PRESENTATION by Peoria Public Works Department for the PAVEMENT MANAGEMENT UPDATE RESULTS.

A copy of the Pavement Management Update dated March 27, 2018, was distributed to all Council.

Public Works Director Reese reviewed the Pavement Management Update, specifically pavement preservation, pavement performance and treatments, and pavement performance curve. He said pavement preservation was about the right treatment to the right pavement at the right time. He reviewed examples for concrete streets and asphalt streets, what routine maintenance included along with the costs and the workforce needed. He said pavement preservation was a cost effective way to maintain roads noting it was proactive and less disruptive. He reviewed the 2017 PCI results noting that a fair rating was where the City determined when to do pavement preservation. He reported about 20% of the City's streets were in the poor to very poor category. He reviewed a map of the streets in the City and identified the various ratings and where they were located. Even with additional funding, he said the PCI results decreased in overall rating. He noted that the arterial streets were holding their own with a slight drop in the rating of approximately two points; however, he said the non-arterial streets had seen a decline of eight points over the last three years. He reviewed the poor streets in each District, the City's goal in addressing various projects. He said it was time to do additional pavement preservation to keep the good pavement good while addressing the residential streets. He reviewed the 2018 funding levels reporting that \$15.6 million was spent on arterial roads, \$2.3 million spent on non-arterial roads, and \$1.6 million on bridges. He said \$1.7 million was allocated for the Harvard Project and \$1.6 million was allocated for the MacArthur Bridge Project. In summary, he said the arterial streets declined at a slower rate since 2014 and the non-arterial streets had declined at a faster than expected rate. At the

conclusion of his presentation, he recommended doing periodic data collection every three years and to explore more preventative treatments on non-arterial roads.

Discussions were held regarding the possible use of permeable pavers on non-arterial streets, and Director Reise commented that as the City moved toward implementing CSO projects, it would lead the City into the direction of using more permeable pavers, which would increase PCI ratings. He said it would be discussed during the next budget cycle.

Discussions were held regarding the 2018 funding levels for pavement management and what condition the streets would be in had the City Council not increased those levels a few years ago. Discussions were held regarding the management of the City's brick streets, and Director Reise said there was time in the work plan to redo or maintain the existing brick streets.

Council Member Riggerbach said the City Council received negative feedback for providing additional funding towards streets in 2015; however, he said the Council and the City should take pride in making that decision that contributed to their achieving the current levels. He said it was not easy to increase funding, but when the City could show where the money was going, it made a powerful statement. He remarked on the importance of addressing the streets that carried a heavier traffic flow.

Council Member Montelongo expressed a concern on behalf of his constituents and their complaints that rocks landed in their yards when streets were being repaired. He requested a copy of the map from three years ago to compare to the map presented in the presentation for comparison. He said in some cases the roads have gotten worse and he said there may need to be a different approach or process in order to address the deteriorating streets in a timely manner.

At the conclusion of the discussion, Council Member Cyr moved to receive and file the presentation by Peoria Public Works Department for the Pavement Management Update Results; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Akesson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

UNFINISHED BUSINESS (Including but not limited to motions to reconsider items, if any, from the previous Regular Meeting)

(17-345) Communication from the City Manager with a Request to ADOPT an ORDINANCE LEVYING an Addition to Sales Tax within the WESTLAKE SPECIAL SERVICE AREA. (Council District 4)

Council Member Montelongo said the Petitioner requested this item be tabled, noting the upcoming closure of ToysRUs in June. With this closure, he said the anticipated revenues were unknown and that sales taxes and jobs would be lost. He said Westlake was contemplating new methods of reinvesting in the area. He commented on the difficulties Northwoods Mall was having as well. He said this was an important item and he said he hoped a new proposal would come back to the City Council.

Council Member Montelongo moved to table the request to adopt an Ordinance levying an addition to sales tax within the Westlake Special Service Area; seconded by Council Member Turner.

Motion to TABLE was approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

(17-353) Communication from the City Manager and Director of Community Development with a Request from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Amending the UNIFIED DEVELOPMENT CODE Related to SIGNS.

Council Member Jensen moved to defer this item to the April 24, 2018, Regular City Council meeting; seconded by Council Oyler.

Motion to defer to the April 24, 2018, Regular City Council meeting was approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

(18-031) Communication from the City Manager and Human Resources Director with a Request to DEFER to the APRIL 24, 2018, CITY COUNCIL MEETING the Request to APPROVE a Three-Year CONTRACT with MESIROW FINANCIAL for Consulting Services Related to the City's DEFERRED COMPENSATION (457) PLANS at a Fee of 0.10% (Ten Basis Points), Not to Exceed \$50,000.00, to be Paid from the 457 Plan Assets as a Portion of the Negotiated Savings.

Council Member Cyr moved to approve the request to defer to the April 24, 2018, Regular City Council Meeting the request to approve a three-year contract with Mesirow Financial for consulting services related to the City's deferred compensation (457) plans at a fee of 0.10% (ten basis points), not to exceed \$50,000.00, to be paid from the 457 plan assets as a portion of the negotiated savings; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Akeson, Cyr, Grayeb, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner, Mayor Ardis - 10;

Nays: None.

River Trail Update

Council Member Akeson asked what was planned with regards to the purchase option on the Detweiller parcel.

City Manager Urich stated that the direction the City received back from the National Park Service and the Illinois Park Service dated back to 2012 with the Rocky Glen property. At that time, he said there were issues with the appraisal with Rocky Glen and the Southtown purchase. He said Staff was working to address those issues to determine the amount of shortfall, which had to be addressed before anything else was done. Regarding the River Trail, he said the purchase option expired on March 16, 2018. He said the City had an obligation with

the developer to purchase that property; however, he said discussions continued with the Detweiller Trust.

Council Member Akeson requested clarification as to the direction the City Council gave regarding the project and whether the City Manager had the authority or direction to offer an extension to the options.

In response to Council Member Akeson, City Manager Ulrich said the City Council directed him to purchase the property and that he would have discussions with the Detweiller Trust about the property. He said Staff had identified funds that could be used to purchase the property, but he said the City Council had voted down the funding source. He said the City was obligated, pursuant to the development agreement, to make every effort to purchase the property, which was due to expire in June.

In response to Council Member Jensen, City Manager Ulrich said the NPS approved the purchase of the Boat Club property as part of the conversion; however, the NPS said the City could not proceed because of the errors in the 2012 appraisals. He said the City needed to compensate for Rocky Glen first and then for the River Trail Project. He said the NPS approved the purchase of the Boat Club property. He said he was working with the appraisers that provided the 2012 appraisals to provide an update.

Water Company Option to Buy

Council Member Jensen said she had directed Staff to negotiate with the CEO Council their offer to help with the due diligence, and City Manager Ulrich said there had been discussions with the CEO Council about the offer. He said he asked them to put the offer in writing and he said the CEO Council was still working on it. He said once he received the offer in writing he would present it to the City Council.

Solid Waste Contract

In response to Council Member Jensen, City Manager Ulrich provided an update on the solid waste contract noting that PDC extended their offer of incentives as part of the package through April 25, 2018. He said the City's Corporation Counsel had informed the Council that they could ask clarifying questions of all the bidders. He said there had been discussions with PDC and he said it was his hope to have something back to the City Council around April 10, 2018, or shortly thereafter.

Policy Session of Special Service Area Taxes

Council Member Ruckriegel said he asked for a Policy Session on Special Service Areas last fall. He said now would be a good time to revive his request in light of the Westlake SSA that was tabled. He said it might come back in a different format should it be pulled from the table. He remarked on the importance of holding such a Policy Session prior to any further discussions on Westlake.

NEW BUSINESS

April Breakfast Chat

Council Member Turner invited everyone to join him and Council Member Ruckriegel for the April Breakfast Chat where a guest speaker would be present to discuss recent issues. He said April's Breakfast Chat would be held on Thursday, April 5, 2018, at 7:30 A.M. at City Hall in Room 112.

Appreciation to the Dream Center

Council Member Riggerbach expressed his appreciation to the Dream Center for helping people who needed transportation to grocery stores after the recent closure of two Krogers. He said the Dream Center, along with CityLink provided transportation for those individuals who did not have their own transportation to get to a grocery store. He said those services would end at the end of the week and he thanked everyone who helped fund those services.

6th Annual Jim Maloof's Legacy of Love for the Arts in Central Illinois

Council Member Riggerbach announced that the 6th Annual Jim Maloof's Legacy of Love for the Arts would be held April 16, 2018, at 6:30 P.M. at Illinois Central College. He said all proceeds would benefit the St. Jude Children Research Hospital.

Appreciation from Council Member Cyr

Council Member Cyr said the conclusion of tonight's meeting ended his first year as a Council Member. He expressed his appreciation to the Mayor and other Council Members who had helped educate him in becoming a Council Member. He thanked his family and everyone in the Fifth District for their support.

Council Member Grayeb left the meeting at 10:10 P.M.

CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD

Hearing no objection, Mayor Ardis granted Privilege of the Floor to those citizens who wished to address the City Council.

Mr. Mark Pendleton, a citizen of Peoria, discussed the issue of body cameras in the Police Department and why the purchase of these cameras had been delayed. He said the use of body cameras by Police Officers was supposed to be implemented by spring of 2018; however, he said it was currently put on hold until mid-summer. He said the Department of Justice was giving the City approximately \$250,000.00 for the purchase of the body cameras.

Mr. Doug Leunig, an interested citizen, said artists were movers of movements. He said the City needed to think creatively about ways to encourage imagination. He suggested reviewing the possibility of partnering with the water company to review the water buyout. He remarked on the importance of collaborating, working together, and looking for solutions. He proposed collaborating with Illinois American Water in order to education the children in Peoria Public Schools to learn more about water issues and best practices that should be focused on as a nation.

Mr. Amr Elsamny, a concerned citizen, discussed the closure of the Kroger stores on Harmon Highway and in the East Bluff. He said a number of people were lacking transportation in order to get groceries. He commented on the number of liquor stores on the South Side and in the East Bluff and he suggested requiring these stores to have a 50% food inventory and necessary household items.

Ms. Mary Hayes, a citizen of Peoria, said the City's Public Works Director did not get back with her regarding a recent bill sent to CityLink from the City, in the amount of \$1,500.00. She said it had been two months since Krogers closed on Harmon Highway, which caused her a great inconvenience due to lack of transportation. She said she had discussed the matter with CityLink and she said she had expressed her concerns. She expressed a concern regarding a bus stop on Forrest Hill returning to the downtown area that had been removed.

EXECUTIVE SESSION

Consideration of a Motion to enter into EXECUTIVE SESSION pursuant to 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; 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 Oyler moved to go into Executive Session pursuant to 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; 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 Cyr.

Approved by roll call vote.

Yeas: Akesson, Cyr, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner,
Mayor Ardis - 9;

Nays: None.

ADJOURNMENT

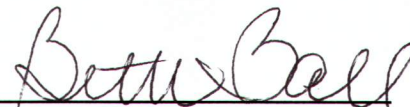
Council Member Ruckriegel moved to adjourn the Joint City Council and Town Board Meeting; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Akesson, Cyr, Jensen, Montelongo, Oyler, Riggerbach, Ruckriegel, Turner,
Mayor Ardis - 9;

Nays: None.

The Joint City Council and Town Board Meeting was adjourned at 10:28 P.M.



Beth Ball, MMC, City Clerk
City of Peoria, Illinois