

City of Peoria

*419 Fulton Street
Peoria, IL 61602*



Agenda and Notice

Tuesday, June 10, 2014

6:15 PM

**Joint City Council and Town of the City of Peoria
Meeting
Council Chambers (Room 400)**

City Council

**AGENDAS AND PROCEEDINGS ISSUED BY:
BETH BALL, MMC, OFFICE OF THE CITY CLERK
CITY HALL, ROOM 401
(309) 494-8565**

***Agendas/Minutes and supporting documentation are available
online at www.peoriagov.org.***

DISABILITY ACCESS STATEMENT

City Council/Town Board Meetings are wheelchair accessible. Individuals with hearing difficulties can request to use available FM auxiliary aids before or during the meeting by visiting the City Clerk's Office, Room 401, City Hall Building, 419 Fulton Street, Peoria, Illinois. Requests to receive an Agenda in an alternate format or other types of auxiliary aids and services must, when possible, be submitted to the City Clerk's Office a minimum of 48 hours prior to the meeting. To contact the City Clerk's Office, call 309-494-8565 (V). TTY users, call the Illinois Relay Center at 1-800-526-0844 (TTY) or 1-800-526-0857 (V).

ROLL CALL**INVOCATION & PLEDGE OF ALLEGIANCE****PROCLAMATIONS, COMMENDATIONS, ETC.**

Science Summer Days - April 19th through September 1st

Flag Day - June 14th

Delegation from Jwaneng, Botswana

Central Illinois Gold Star Families

Jim Simkins - Service on the Advisory Commission on Human Resources

Dr. John Gilligan - Retirement from Human Service Center

MINUTES**PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA****CONSENT AGENDA ITEMS BY OMNIBUS VOTE, with Recommendations as Outlined:**

- 14-219** Communication from the City Manager and Director of Community Development with a Recommendation to Approve an EMERGENCY REPAIR PROGRAM Funded with Trust Funds from the Illinois Housing Development Authority.
- 14-220** Communication from the City Manager and the Community Development Director with a Request to Approve a FAÇADE IMPROVEMENT PROGRAM Grant for 1501 SW ADAMS STREET, in the Amount Not to Exceed \$5,000.00. (District 1)
- 14-221** Communication from the City Manager and the Community Development Director with a Request to Approve a FAÇADE IMPROVEMENT PROGRAM Grant for 826 SW ADAMS STREET, in the Amount Not to Exceed \$5,000.00. (District 1)

- 14-222** Communication from City Manager and Director of Public Works with a Request to Approve a SEWER IMPROVEMENT AGREEMENT with the GREATER PEORIA SANITARY DISTRICT for the Repair of Sewers as a Part of the City of Peoria's Sewer Rehabilitation Program [for Repair of City of Peoria DESIGN AREA 1 SEWERS, CAST IN PLACE PIPE (CIPP) MANHOLE TO MANHOLE PROJECT 12, GPSD Project 2340] and Concurrence in the AWARD of the CONSTRUCTION CONTRACT with HOERR CONSTRUCTION, INC., in the Low Bid Amount of \$540,759.00, and an Additional Authorization of \$54,075.90 (10% for Contingencies). [DISTRICTS 1, 2, AND 3]
- 14-223** Communication from City Manager and Director of Public Works with a Request to Approve AMENDMENT #6 to AGREEMENT #07-040 (the 2007 Professional Services Agreement with AMEC ENVIRONMENT & INFRASTRUCTURE, INC. [Formerly MACTEC Engineering and Consulting, Inc.]) with an Effective Date of June 6, 2014, and a Completion Date of December 31, 2014, for a Total Additional Compensation Amount Not to Exceed \$370,000.00, to Assist the City in the Development and Negotiation of a Long-Term Control Plan to Meet the Requirements of the National Pollutant Discharge Elimination System (NPDES) Permit for the City's COMBINED SEWER OUTFALLS.
- 14-224** Communication from the City Manager with a Request to LEASE a Portion of the City-Owned TWIN TOWERS OFFICE SPACE to TRI-COUNTY REGIONAL PLANNING COMMISSION and to Authorize the City Manager to Negotiate Final Lease Terms and Execute Any Necessary Documents.
- 14-195** REVISED Communication from the City Manager and the Interim Corporation Counsel with a Request to Adopt one of the following:
- A. An ORDINANCE Amending CHAPTER 18 of the CODE of the City of Peoria, increasing the distance of sale of tobacco from a school, prohibiting the sale of e-cigarette to a minor, and prohibiting the possession or sale of drug paraphernalia, new distance restriction will not apply to any location of a current cigarette licensee located within 350 feet as long as the cigarette license for that location has not been revoked for cause.
 - B. An ORDINANCE Amending CHAPTER 18 of the CODE of the City of Peoria, increasing the distance of sale of tobacco from a school, prohibiting the sale of e-cigarette to a minor, and prohibiting the possession or sale of drug paraphernalia, new distance restriction will not apply to a current licensee located within 350 as long as the cigarette license has not been revoked for cause and the licensee continues to qualify for a renewal. The distance restriction will not apply to a current licensee that is a gas station located within 350 feet.
- 14-225** Communication from the City Manager with a Request to Approve a JOINT RESOLUTION Supporting and Committing to Participate in the PATHWAYS TO PROSPERITY Program.

- 14-226** Communication from City Manager and Director of Public Works with a Request to ADOPT and APPROVE the Following Regarding Recent Improvements to the OSF HEALTHCARE SYSTEMS' DOWNTOWN CAMPUS:
- A. ADOPT an ORDINANCE VACATING Approximately 614 Feet of BERKELEY AVENUE South of Pennsylvania Avenue and 223 Feet of ARMSTRONG AVENUE East of Berkeley Avenue;
 - B. ACCEPT a DEDICATION DEED From OSF HEALTHCARE SYSTEM for a Strip of Land Along the Relocated BERKELEY AVENUE;
 - C. ADOPT an ORDINANCE VACATING a Part of ARMSTRONG AVENUE, MISSOURI AVENUE, and the ALLEY Adjacent to Lot 1 in HART PLACE; and
 - D. ACCEPT a PERMANENT EASEMENT From OSF HEALTHCARE SYSTEM for Strips of Land Adjacent to the East and West Sides of the RELOCATED BERKELEY AVENUE.

[DISTRICT 3] (Also Refer to Item #12-013)

- 14-227** Communication from the City Manager and Interim Corporation Counsel with a Request to Adopt an ORDINANCE Ascertaining the PREVAILING RATE OF WAGE for Laborers, Workmen and Mechanics Employed at Public Works in the City of Peoria, Illinois.

- 14-228** Communication from the City Manager and the Interim Corporation Counsel with a Request to Approve the SITE APPLICATION for a Class G (Beer & Wine Only Restaurant) Liquor License with On-Site Consumption and Retail Sale of Alcohol at DOTTY'S, 3125 N. UNIVERSITY, with a Recommendation from the Liquor Commission to Approve. (DISTRICT 2)

- 14-229** REAPPOINTMENT by Mayor Ardis to the ADVISORY COMMISSION OF HUMAN RESOURCES with a Request to Concur:

Mr. Ivan Williams (Voting) - Term Expires 06/30/2017

- 14-230** REAPPOINTMENT by Mayor Ardis to the CONSTITUTION GARDEN ADVISORY COMMITTEE with a Request to Concur:

Dr. Kurt Field (Voting) - Term Expires 06/30/2016

Mr. James Hoerr (Voting - Term Expires 06/30/2016

Ms. Carol Van Winkle (Voting) - Term Expires 06/30/2017

- 14-231** REAPPOINTMENT by Mayor Ardis to the DOWNTOWN ADVISORY COMMISSION with a Request to Concur:

Ms. Becky Frye (Voting) - Term Expires 06/30/2016

Mr. Raymond W. Lees (Voting) - Term Expires 08/31/2017

- 14-232** REAPPOINTMENT by Mayor Ardis to the HISTORIC PRESERVATION COMMISSION with a Request to Concur:
- Mr. Geoffrey A. Smith (Voting) - Term Expires 06/30/2017
- 14-233** REAPPOINTMENT by Mayor Ardis to the MUNICIPAL BAND COMMISSION with a Request to Concur:
- Ms. Denise B. Cooksey (Voting) - Term Expires 06/30/2017
- 14-234** REAPPOINTMENTS by Mayor Ardis to the ZONING BOARD OF APPEALS with a Request to Concur:
- Mr. Edward J. Barry, Jr. (Voting) - Term Expires 06/30/2017
Mr. Jerry D. Jackson (Voting) - Term Expires 06/30/2017
- 14-235** REAPPOINTMENTS by Mayor Ardis to the CONSTRUCTION COMMISSION with a Request to Concur:
- Mr. Stephen M. Ciccirelli (Voting) - Term Expires 06/30/2017
Mr. John Dillon (Voting) - Term Expires 06/30/2018
Mr. Tom Dejarld (Voting) - Term Expires 06/30/2018
- 14-236** REAPPOINTMENTS by Mayor Ardis to the LIQUOR COMMISSION with a Request to Concur:
- Ms. Camille Coates (Voting) - Term Expires 06/30/2017
Mr. Michael Miller (Voting) - Term Expires 06/30/2017
- 14-237** REAPPOINTMENTS by Mayor Ardis to the PEORIA PUBLIC LIBRARY BOARD OF TRUSTEES with a Request to Concur:
- Mr. Eugene Rebholz (Voting) - Term Expires 06/30/2017
Mr. Sid Paul Ruckriegel (Voting) - Term Expires 06/30/2017
- 14-238** RECEIVE AND FILE the REAPPOINTMENT of the DEPUTY LIQUOR COMMISSIONER.
- 14-239** REAPPOINTMENTS by Mayor Ardis to the FIRE & POLICE COMMISSION with a Request to Concur:
- Mr. Thomas P. Higgins (Voting) - Term Expires 06/30/2017
Ms. Alexandria Scott Pearson (Voting) - Term Expires 06/30/2017
- 14-240** REPORT from the CITY TREASURER PATRICK A NICHTING for the MONTH OF APRIL 2014, with Request to Receive and File.
- 14-241** Communication from the City Manager and Finance Director/Comptroller requesting to RECEIVE and FILE QUARTERLY FINANCIAL REPORT for the Quarter ended December 31, 2013.

FIRST READINGS

- 14-243** Communication from the City Manager and the Community Development Director with a FIRST READING of the Recommendation from the Zoning Commission and Staff to Adopt an ORDINANCE Amending Appendix B, the Zoning Ordinance and Appendix C, the Land Development Code, Related to OPEN AIR CAFE.
- 14-244** Communication from the City Manager, Chief of Police, Community Development Director, and Corporation Counsel with a Request for the Following:
- A. Receive and File a Report on an EXPANDED NUISANCE PROPERTY PROGRAM.
 - B. Requesting a FIRST READING Review of an ORDINANCE AMENDING CHAPTER 5 of the CODE of the City of Peoria Pertaining to REGISTRATION OF PROPERTIES.
 - C. Requesting a FIRST READING Review of an ORDINANCE AMENDING CHAPTER 20 of the CODE of the City of Peoria Pertaining to CHRONIC NUISANCE RENTAL PROPERTY.

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:

- 14-242** Communication from the City Manager with a Request to Approve the FIRST AMENDMENT to the SULLIVAN/HUNT REDEVELOPMENT AGREEMENT. (District 1)
- 14-218** Communication from the City Manager and Director of Public Works with a Recommendation to ADOPT an ORDINANCE Amending CHAPTER 26 of the CODE of the City of Peoria Pertaining to the Commercial Use of Sidewalks for SIDEWALK CAFÉS.

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

- 14-151** Communication from the City Manager and Director of Public Works with a Request to Receive and File the REQUEST FOR STATEMENTS OF INTEREST AND QUALIFICATIONS for the Proposed STORM WATER UTILITY MASTER SERVICES and Authorize the Public Works Department to Solicit Proposals from Consulting Engineers for the Proposed Storm Water Utility Master Services. (Refer to Item #14-124)
- 14-171** Communication from the City Manager and Director of Public Works with a Request to APPROVE the SIDEWALK POLICY Amending Policy #10-087 to Add CURB PARTICIPATION within the Existing Sidewalk Policies.

MOTION ON THE FLOOR: To Approve.

- 14-199** Communication from the City Manager with a Request to Approve the Request of EM PROPERTIES to Switch Management of the MARRIOTT PERE MARQUETTE and COURTYARD MARRIOTT from MARRIOTT INTERNATIONAL to FIRST HOSPITALITY GROUP and Authorize the City Manager to Execute any Necessary and Related Documents.
- 14-211** Communication from the City Manager and the Community Development Director with a Request to Concur with Either the Recommendation from the Planning & Zoning Commission to Approve or the Recommendation from Staff to Deny the following:
- A. To Approve a RESOLUTION Amending the OFFICIAL COMPREHENSIVE PLAN for the City Of Peoria to Change the Future Land Use Designations of Property Currently Designated Commercial and Office to High Density Residential;
 - B. To Adopt an ORDINANCE Rezoning Property from a Class C-1 (General Commercial) District and a Class O-1 (Arterial Office) District to a Class R-7 (Multi-Family Residential) District;
 - C. To Approve a RESOLUTION Approving the FRYE CROSSING APARTMENTS, a Multifamily Residential Development for the Property Identified as Parcel Identification Nos. 13-11-304-002, with a Temporary Address of 5400 W LANDENS WAY, and Part of 13-11-304-004, with an Address of 7013 N. STALWORTH DRIVE, Peoria, Illinois. (DISTRICT 5)

NEW BUSINESS

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

- 14-245** TOWN OF THE CITY OF PEORIA FINANCIAL REPORT for PERIOD ENDING 3/31/2014, with Request to Receive and File.

CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD

EXECUTIVE SESSION

ADJOURNMENT

All matters listed under CONSENT AGENDA are considered to be routine and non-controversial by the City Council/Town Board and will be enacted by one motion and one roll call vote. There will not be separate discussion on these items. If discussion is desired by a Citizen or Members of the City Council/Town Board, the item will be removed from the Consent Agenda and discussed immediately after approval of the Consent Agenda. Citizens desiring discussion on any item listed under the CONSENT AGENDA should contact a City Council/Town Board Member or the City Clerk prior to the meeting and request that the item be removed for discussion.

**CITIZENS WISHING TO ADDRESS AN ITEM NOT ON THE CONSENT AGENDA SHOULD CONTACT*

A CITY COUNCIL/TOWN BOARD MEMBER PRIOR TO THE MEETING. ALL OTHER PUBLIC INPUT WILL BE HEARD UNDER CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD NEAR THE END OF THE MEETING.

NOTE: THE ORDER IN WHICH AGENDA ITEMS ARE CONSIDERED MAY BE MOVED FORWARD OR DELAYED BY AT LEAST 2/3 VOTE OF THE CITY COUNCIL/TOWN BOARD MEMBERS PRESENT