

City of Peoria

*419 Fulton Street
Peoria, IL 61602*



Agenda and Notice

Tuesday, July 22, 2014

6:15 PM

**Joint City Council / Town Board Meeting
Valeska Hinton Early Childhood Education Center
W Romeo B Garrett Ave, Peoria, IL 61605**

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.**

Night Out Against Crime - August 5, 2014

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

- [14-295](#) Communication from City Manager and Director of Public Works Requesting Approval of EMERGENCY PURCHASES for POLICE FLEET Replacement of Two (2) 2013 Chevrolet Impalas, in the Amount of \$21,998.00 Each, for a Total of \$43,996.00, From GREEN CHEVROLET AND DODGE in Springfield, Illinois, Utilizing the State of Illinois Contract Bid Process.
- [14-296](#) Communication from the City Manager and the Interim Chief of Police with a Request for Approval and Authorization to Execute an INTERGOVERNMENTAL AGREEMENT Between the City of Peoria and the County of Peoria under the EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) Program FY2014 Local Solicitation, in the Amount of \$87,590.00.
- [14-297](#) Communication from the City Manager and Interim Chief of Police with a Request for the Following:
- A. ADOPT an ORDINANCE amending the City of Peoria GENERAL FUND BUDGET for the Fiscal Year 2014 to PURCHASE Three (3) used FLHTP-I Motorcycles USING RESTRICTED LAW ENFORCEMENT FUNDS in the amount of \$34,450.00
 - B. Communication from the City Manager and Interim Chief of Police for the SOLE SOURCE PURCHASE of three (3) used 2013 FLHTP-I Motorcycles from Chi-Town Harley Davidson, Tinley Park, Illinois, in the amount of \$34,449.31 including the trade-in of two (2) 2008 motorcycles.

[14-298](#)

Communication from the City Manager and Director of Public Works
Requesting:

- A. ADOPT an ORDINANCE Amending the City Of Peoria CAPITAL FUND BUDGET for Fiscal Year 2014 for Certain WATER MAIN REPLACEMENT Relating to the ARTERIAL OVERLAY - FORREST HILL AVENUE PROJECT, in the Amount of \$581,755.00, and the Corresponding Reimbursement from Illinois American Water Company.
- B. APPROVE an AGREEMENT with ILLINOIS AMERICAN WATER COMPANY for Reimbursement to the City of Peoria, in the Amount of \$581,755.01, for Certain WATER MAIN REPLACEMENT Work Being Performed by the City Through its Construction Contract with R.A. CULLINAN & SON, INC. for Improvements to the ARTERIAL OVERLAY - FORREST HILL AVENUE PROJECT (SHERIDAN ROAD TO KNOXVILLE AVENUE).
- C. APPROVE the SUPPLEMENTAL MOTOR FUEL TAX RESOLUTION, in the Amount of \$2,259,860.54, for Construction, Engineering Services, and City Staff Services for the ARTERIAL OVERLAY - FORREST HILL AVENUE PROJECT (SHERIDAN ROAD TO KNOXVILLE AVENUE) for a Total State Motor Fuel Tax Resolution, in the Amount of \$2,335,860.54.
- D. APPROVE the LOW BID of R.A. CULLINAN & SON, INC. and Award of the CONSTRUCTION CONTRACT, in the Amount of \$2,431,477.76, with an Additional Authorization in Contingency of \$243,147.78, for a Total Award of \$2,674,625.54 for the ARTERIAL OVERLAY - FORREST HILL AVENUE PROJECT (SHERIDAN ROAD TO KNOXVILLE AVENUE). (District 2)

[14-299](#)

Communication from the City Manager and Director of Community Development requesting the following:

- A. ADOPT an ORDINANCE Amending the City of Peoria CAPITAL FUND Budget for the Fiscal Year 2014 to PROVIDE A LOAN to the SOUTH SIDE OFFICE OF CONCERN for Project Gap Financing in Conjunction with the GLENDALE COMMONS PROJECT.
- B. APPROVE a LOAN AGREEMENT with SOUTH SIDE OFFICE OF CONCERN (SSOC), in the Amount not to Exceed \$26,000.00, for Project Gap Financing in Conjunction with the GLENDALE COMMONS PROJECT.

[14-300](#)

Communication from the City Manager and the Community Development Director with a Request to ADOPT an ORDINANCE Amending Ordinance No. 16,166 for the Private Street, Private Street Name and Private Street Maintenance Agreement for TUSCANY RIDGE COURT of Trails Crossing Subdivision Phase 3, a Residential Development Located at the Northeast Corner of Radnor Road and Wilhelm Road.

[14-301](#) Communication from the City Manager and the Director of Community Development with a Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Approving a SPECIAL USE in a Class I-1 (Industrial/Business Park) District for an Expansion of a Non-Conforming Building for the Property Identified as Parcel Identification Nos 14-05-151-003 and 14-05-151-002, with Addresses of 1804 AND 1812 W CHANUTE ROAD, Peoria, IL. (Council District 5)

[14-302](#) Communication from the City Manager and Community Development Director with a Request to Concur with the Recommendation from the Zoning Commission and Staff to ADOPT an ORDINANCE Amending an Existing SPECIAL USE, Ordinance No 14,483, as Amended, to Add Property at 1505 E. PARIS AVENUE to the Boundary of the Special Use and Expand Parking in a Class R-3 (Single-Family Residential District) for the Property at 1435, 1505, & 1509 E PARIS AVENUE (PIN 14-27-402-004, -010, -011, -012, & -013), Peoria, IL. Case No. PZ 14-16. (District 3).

[14-303](#) Communication from the City Manager and the Finance Director/Comptroller to ADOPT an ORDINANCE Amending the City of Peoria BUDGET for Fiscal Year 2014 Relating to the STATE AND LOCAL AUTO THEFT ENFORCEMENT (S.L.A.T.E.) Program Funds, in the Amount of \$412,301.00.

[14-304](#) Communication from the City Manager and Finance Director/Comptroller to ADOPT an ORDINANCE Amending the City of Peoria Budget for Fiscal Year 2014 Relating to OUTSTANDING ENCUMBRANCES as December 31, 2013, in the Amount of \$12,695,514.00.

[14-305](#) Communication from the City Manager and 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 CHILDERS EATERY, 3312 N. UNIVERSITY, with a Recommendation from the Liquor Commission to Approve. (DISTRICT 2)

[14-306](#) Communication from the City Manager and Corporation Counsel with a Request to Approve the SITE APPLICATION for a Class B (Restaurant, 50% Food) Liquor License with On-Site Consumption and Retail Sale of Alcohol at LOS CABOS CANTINA & GRILL, 7800 N. SOMMER, SUITE 106, with a Recommendation from the Liquor Commission to Approve. (DISTRICT 5)

[14-307](#) REAPPOINTMENT by Mayor Ardis to the PEORIA PUBLIC LIBRARY BOARD OF TRUSTEES with a Request to Concur:

Ms. Lucy Gulley (Voting) - Term Expiration June 30, 2017

[14-308](#) REAPPOINTMENT by Mayor Ardis to the MAYOR'S ADVISORY COMMITTEE FOR THE DISABLED with a Request to Concur:

Mr. Greg Speck (Voting) - Term Expiration June 30, 2017

[14-309](#)

APPOINTMENT AND REAPPOINTMENTS by Mayor Ardis to the DOWNTOWN ADVISORY COMMISSION with a Request to Concur:

Mr. Adam Hamilton (Voting) - Term Expiration August 31, 2014
Mr. John J. Gibson (Voting) - Term Expiration June 30, 2016
Mr. Jonathon Jenkins (Voting) - Term Expiration June 30, 2017

[14-310](#)

REAPPOINTMENTS by Mayor Ardis to the SOLID WASTE DISPOSAL COMMITTEE with a Request to Concur:

Mr. Timothy Riggerbach (Voting) - Term Expiration June 30, 2015
Mr. Ryan Spain (Voting) - Term Expiration June 30, 2015

[14-311](#)

APPOINTMENTS by Mayor Ardis to the POLICE PENSION BOARD OF TRUSTEES with a Request to Concur:

Mr. Patrick Nichting (Voting) - Term Expiration June 30, 2016
Mr. Richard Firebaugh (Voting) - Term Expiration June 30, 2016

[14-312](#)

APPOINTMENT by Mayor Ardis to the FIRE AND POLICE COMMISSION with a Request to Concur:

Ms. Janda Carter (Voting) - Term Expiration June 30, 2015

[14-313](#)

Communication from the City Manager with a Request to RECEIVE and FILE the COMMUNITY LIVABILITY REPORT from the NATIONAL CITIZEN SURVEY.

FIRST READINGS

[14-314](#)

Communication from the City Manager and the Interim Chief of Police with a Request for a FIRST READING of an ORDINANCE Amending Chapter 18 of the CODE of the City of Peoria Regarding the Regulation of RECYCLABLE METALS DEALERS.

[14-315](#)

Communication from the City Manager and the Director of Community Development with a Request for a FIRST READING Review of a Recommendation from the Planning & Zoning Commission and Staff to:

- A. ADOPT an ORDINANCE Amending APPENDIX B, the Zoning Ordinance Relating to CANNABIS CULTIVATION CENTERS, and
- B. ADOPT an ORDINANCE Amending APPENDIX C, the Land Development Code Relating to CANNABIS CULTIVATION CENTERS.

[14-316](#)

Communication from the City Manager and the Community Development Director with a Recommendation from the Planning and Zoning Commission and Staff with a Request for a FIRST READING Review of an ORDINANCE Amending APPENDIX B, the Zoning Ordinance, and APPENDIX C, the Land Development Code, of the Code of the City of Peoria Relating to FUNERAL HOMES in Residentially Zoned Districts. CPZ Case No. 14-H.

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:[14-317](#)

Communication from the City Manager with a Request to Approve the Sale of 839 W. MOSS AVE to MONTESSORI CHILDREN'S HOUSE OF PEORIA and Authorize the City Manager to Draft and Execute the Purchase Contract (District 2).

PRESENTATION[14-318](#)

A PRESENTATION from the City Manager and Finance Director/Comptroller with a Request to RECEIVE and FILE the QUARTERLY FINANCIAL REPORT for the Quarter Ended June 30, 2014.

UNFINISHED BUSINESS (Including but not limited to motions to reconsider items, if any, from the previous Regular Meeting)[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: (DISTRICT 5)

- A. 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. 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. 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.

[14-213](#)

Communication from the City Manager with a Request to Adopt the following ORDINANCES Regarding the LOUISVILLE SLUGGER SPORTS COMPLEX:

- A. An ORDINANCE Establishing the PEORIA SPORTS CENTER PROPERTY TAX SPECIAL SERVICE AREA in the City of Peoria, Illinois;
- B. An ORDINANCE Establishing the PEORIA SPORTS CENTER HOTEL TAX SPECIAL SERVICE AREA in the City of Peoria, Illinois;
- C. An ORDINANCE Establishing the PEORIA SPORTS CENTER SALES TAX SPECIAL SERVICE AREA in the City of Peoria, Illinois;
- D. An ORDINANCE Establishing the HOLIDAY INN PROPERTY TAX SPECIAL SERVICE AREA in the City of Peoria, Illinois;
- E. An ORDINANCE Establishing the HOLIDAY INN HOTEL TAX SPECIAL SERVICE AREA In The City Of Peoria, Illinois;
- F. An ORDINANCE Establishing the HOLIDAY INN SALES TAX SPECIAL SERVICE AREA in the City of Peoria, Illinois.

[14-214](#)

Communication from the City Manager with a Request to Adopt the following ORDINANCES LEVYING Certain TAXES in Conjunction with the LOUISVILLE SLUGGER SPORTS COMPLEX SPECIAL SERVICE AREAS (Revised Ordinances):

- A. An ORDINANCE Levying a PROPERTY TAX for the Peoria Sports Center Property Tax Special Service Area;
- B. An ORDINANCE Levying a HOTEL TAX for the Peoria Sports Center Hotel Tax Special Service Area;
- C. An ORDINANCE Levying a SALES TAX for the Peoria Sports Center Sales Tax Special Service Area;
- D. An ORDINANCE Levying a PROPERTY TAX for the Holiday Inn Property Tax Special Service Area;
- E. An ORDINANCE Levying a HOTEL TAX for the Holiday Inn Hotel Tax Special Service Area;
- F. An ORDINANCE Levying a SALES TAX for the Holiday Inn Sales Tax Special Service Area.

- [14-273](#) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Planning and Zoning Commission and Staff to Adopt an ORDINANCE Rezoning Property from the Present R-6 (Multifamily Residential) District to CN (Neighborhood Commercial) District and P-1 (Parking) District; and Approving a SPECIAL USE in a Class CN (Neighborhood Commercial) District for a School for the Property Identified as 919 NE JEFFERSON(18-03-310-015 and -014), Located within Peoria, IL. (District 1)

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

- [14-319](#) TOWN OF THE CITY OF PEORIA FINANCIAL REPORT Prepared by McGladrey for the PERIOD ENDING March 31, 2014, and TOWN OF THE CITY OF PEORIA REPORT TO THE TOWN TRUSTEES AND TOWN OFFICIALS Prepared by McGladrey dated July 9, 2014, with Request to Receive and File.
- [14-320](#) TOWN OF THE CITY OF PEORIA FINANCIAL REPORT for the PERIOD ENDING JUNE 30, 2014, with Request to Receive and File.

NEW BUSINESS

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