

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

A Joint City Council and Town Board Meeting of Peoria, Illinois, was held February 10, 2015, at 6:03 P.M., at City Hall, Council Chambers, 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: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Weaver, Turner, Mayor Ardis – 11. Absent: None.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Jim Ardis requested a moment of silent prayer or silent reflection, and then he led the Pledge of Allegiance.

**RECOGNITION OF BEACHLER'S SERVICE STATION**

Mayor Ardis explained that the purpose of the recognition was to identify a small business at each Council meeting for their positive impact in their community.

Mayor Ardis introduced and recognized Mr. Terry Beachler and Brett Beachler, owners of Beachler's Service Center & Car Wash, 3623 N. University, Peoria, Illinois. He remarked on the fifty-four year history of services that this small business had provided for the local community. He presented Terry and Brett with the Small Business Excellence Award for February 2015.

**PROCLAMATIONS, COMMENDATIONS, ETC.****FIVE SENSES SPA AND SALON-TOP 200 SPA AND SALON****ANNOUNCEMENT REGARDING NOTICE TO TOWNSHIP ELECTORS**

Mayor Ardis announced, pursuant to Public Act 095-0761, any citizen who wishes to have an item considered on the Agenda at the Annual Town Meeting to be held Tuesday, April 14, 2015, at 6:00 P.M., is required to bring a specific request signed by 15 or more electors to the Clerk no later than March 1, 2015. He continued by saying that any group of registered voters may request an advisory question of public policy for consideration by the electors at the annual meeting by giving written notice of the specific advisory question to the township clerk in the same manner as required for an agenda item under subsection (b) of Section 30-10 of the Township Code.

**MINUTES**

Council Member Spain moved to approve the minutes of the Regular City Council Meeting held on January 27, 2015, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenschach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

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

**(15-042) Communication from Town Counsel with a Request to ADOPT an ORDINANCE Amending the Town's TAX ABATEMENT, Relating to Establishing Property Tax Abatement as a RIVER EDGE REDEVELOPMENT ZONE Incentive.**

Trustee Grayeb moved to adopt an Ordinance amending the Town's Tax Abatement, relating to establishing Property Tax Abatement as a River Edge Redevelopment Zone Incentive; seconded by Trustee Spain.

TOWN ORDINANCE NO.TO-15-04 was adopted by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenschach, Spain, Turner, Weaver, Chairman Ardis – 11;

Nays: None.

**(15-043) TOWN OF THE CITY OF PEORIA FINANCIAL REPORT for PERIOD ENDING 12/31/14, with a Request to Receive and File.**

Trustee Grayeb moved to receive and file the Town of the City of Peoria Financial Report for period ending December 31, 2014; seconded by Trustee Johnson.

Approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenschach, Spain, Turner, Weaver, Chairman Ardis – 11;

Nays: None.

**PETITIONS, REMONSTRANCES & COMMUNICATIONS - CITY OF PEORIA**

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE, with Recommendations as Outlined:**

**(15-044) Communication from the City Manager and the Police Chief with a Request to APPROVE a SOLE SOURCE PURCHASE of a Target Offender Module and Associated Additional Programming from APPLICATIONS DATA SYSTEMS INC. (ADSI), in the Amount of \$133,000.00, from Previously Approved Funds.**

- (15-045)** \* **Communication from the City Manager and the Police Chief with a Request to APPROVE a SOLE SOURCE PURCHASE with SHOTSPOTTER (SST INC.) for a 3-year Subscription to their Gunfire Location, Alert, and Analysis Service, in the Amount of \$459,000.00, to include Service to a Three (3) Square Mile Area Adjacent to the Existing Coverage Area Already in Place.**
- (15-046)** **Communication from the City Manager and Director of Public Works with a Request to APPROVE the PURCHASE of REAL ESTATE Located at 2509 WEST FIRST STREET, for the Amount of \$160,000.00 Plus Closing Costs Estimated at \$5,000.00, as an OPPORTUNITY ACQUISITION for the Improvement of the Intersection of ALTA ROAD and ALLEN ROAD. [DISTRICT 5]**
- (15-047)** **Communication from the City Manager and the Police Chief with a Request to APPROVE RESOLUTION NO. 15-047 Authorizing the Execution of a LAW ENFORCEMENT MUTUAL AID AGREEMENT and the Existence and Formation of the ILLINOIS LAW ENFORCEMENT ALARM SYSTEM (ILEAS) by INTERGOVERNMENTAL COOPERATION.**
- (15-030)** **Communication from the City Manager and Director of Community Development with a Recommendation from the Planning & Zoning Commission and Staff to ADOPT the Following:**
- A. Adopt ORDINANCE NO. 17,186 Amending APPENDIX B, the Zoning Ordinance, Related to the DEFINITION of MEDICAL CANNABIS USE; and**
  - B. Adopt ORDINANCE NO. 17,187 Amending APPENDIX C, the Land Development Code, Related to the DEFINITION of MEDICAL CANNABIS USE.**
- (15-048)** **Communication from the City Manager and Finance Director/Comptroller with a Request to ADOPT ORDINANCE NO. 17,188 ABATING the TAX Heretofore LEVIED to PAY PRINCIPAL of and INTEREST on GENERAL OBLIGATION CORPORATE PURPOSES BONDS, of the City of Peoria, Peoria County, Illinois 1998 Series C, 2005 Series B, 2007 Series A, 2009 Series A, 2010 Series A, C & D, 2011 Series A & b, 2012 Series A, B & C, 2013 Series A & C, and 2014 Series A, B & C.**

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

Council Member Montelongo requested Item No. 15-045 be removed from the Consent Agenda for further discussion.

**31145      JOINT CITY COUNCIL & TOWN BOARD PROCEEDINGS      FEBRUARY 10, 2015**

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

Item Nos. 15-044 through 15-048 and 15-030 (excluding Item No. 15-045, which was removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

**(15-045)      Communication from the City Manager and the Police Chief with a Request  
\*      to APPROVE a SOLE SOURCE PURCHASE with SHOTSPOTTER (SST INC.)  
for a 3-year Subscription to their Gunfire Location, Alert, and Analysis  
Service, in the Amount of \$459,000.00, to include Service to a Three (3)  
Square Mile Area Adjacent to the Existing Coverage Area Already in Place.**

Council Member Montelongo requested that Police Chief Jerry Mitchell discuss the success of the Shotspotter Program.

Police Chief Jerry Mitchell explained the Shotspotter Program and indicated that in 2014 this program produced nineteen arrests along with the confiscation of thirty-five firearms. He indicated that without this program these arrests and confiscations would have not been possible.

In response to Council Member Montelongo, City Manager Patrick Urich indicated that the City would fund this program through the Capital Budget set forth over the next three years. He indicated that this program would cost approximately \$138,000.00 a year over the three-year contract.

Council Member Montelongo suggested this was money that could be used for road repair and he requested that a Policy Session be held to discuss Police matters in regards to technology, additional policing; and how the City budget would be effected.

Council Member Grayeb voiced support for the Shotspotter Program. He stated that this program promoted officer and citizen safety in the Peoria area.

In response to Council Member Weaver's question regarding types of arrests that were made, Police Chief Mitchell indicated that many of the nineteen arrests were charged with reckless discharge of a firearm and some arrests were for possession of a firearm by a felon, which removed them from the Peoria streets.

Council Member Jensen asked Police Chief Mitchell for a comparison on crime before and after the Shotspotter Program. Police Chief Mitchell indicated that the Shotspotter Program was a new program so data was not yet available.

Council Member Weaver stated he would like to follow up with the Police Chief about arrests versus costs. He also said he would like to discuss whether the modules could be moved around the City to deter crime in other areas.

Council Member Spain moved to approve a Sole Source Purchase with Shotspotter (SST INC.) for a 3-year Subscription to their Gunfire Location, Alert, and Analysis Service, in the amount of \$459,000.00, to include service to a three (3) square mile area adjacent to the existing coverage area already in place; seconded by Council Member Moore.

Approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

**REGULAR BUSINESS ITEMS, with Recommendations as Outlined:**

**(15-031)      Communication from the City Manager and Director of Community Development with a Request to DEFER Until February 24, 2015, a Recommendation from the Planning & Zoning Commission and Staff to ADOPT the Following:**

**A.    ORDINANCE A Amending APPENDIX B, the Zoning Ordinance, Related to LANDSCAPING AND SCREENING REQUIREMENTS; and**

**B.    ORDINANCE B Amending APPENDIX C, the Land Development Code, Related to LANDSCAPING AND SCREENING REQUIREMENTS.**

Council Member Weaver moved to defer this Item until the February 24, 2015, Regular City Council Meeting; seconded by Council Member Johnson.

Motion to defer to the February 24, 2015, Regular City Council meeting was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

**(15-032)      Communication from the City Manager and the Director of Community Development with a Request to DEFER Until FEBRUARY 24, 2015, the Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Amending APPENDIX B, the Zoning Ordinance Related to SIGNS. PZ 14-K**

Council Member Riggerbach moved to defer this Item until the February 24, 2015, Regular City Council Meeting; seconded by Council Member Moore.

Motion to defer to the February 24, 2015, Regular City Council meeting was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

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

- (14-218)      Communication from the City Manager and Director of Public Works with a Request to ADOPT an ORDINANCE Amending CHAPTER 26 of the CODE of the City of Peoria Pertaining to the Commercial Use of Sidewalks for SIDEWALK CAFES.**

Council Member Akeson moved to defer this Item until the March 10, 2015, Regular City Council Meeting; seconded by Council Member Spain.

Motion to defer to the March 10, 2015, Regular City Council meeting was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

- (14-335)      Communication from the City Manager and Corporation Counsel with a Request to APPROVE the SITE APPLICATION for a Class G-A (Beer & Wine Only Tavern) Liquor License with On-Site Consumption and Retail Sale of Alcohol at ANNIE’S, 6926-F N. UNIVERSITY, with a Recommendation from Liquor Commission to Approve. (District 5)**

Council Member Johnson moved to table the site application for a Class G-A (Beer & Wine only Tavern) Liquor License with On-Site consumption and retail sale of alcohol at Annie’s, 6926-F N. University; seconded by Council Member Turner.

Motion to TABLE was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

- (14-336)      Communication from the City Manager and Corporation Counsel with a Request to APPROVE the SITE APPLICATION for a Class G-A (Beer & Wine Only Tavern) Liquor License with On-Site Consumption and Retail Sale of Alcohol at ANNIE’S, 8414-A N. KNOXVILLE, with a Recommendation from Liquor Commission to Approve. (District 5)**

Council Member Johnson moved to table the site application for a Class G-A (Beer & Wine only Tavern) Liquor License with On-Site consumption and retail sale of alcohol at Annie’s, 8414-A N. Knoxville; seconded by Council Member Turner.

Motion to TABLE was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

**(15-003) Communication from the City Manager and Community Development Director with a Revised Recommendation to AUTHORIZE a CONTRACT with MATRIX CONSULTING GROUP, in the Amount of \$37,700.00, for a Review and Audit of Building Inspections and Code Enforcement Functions.**

City Manager Patrick Urich asked Community Development Director Ross Black to speak about the proposed contract with Matrix Consulting Group.

Community Development Director Ross Black explained that he had received several questions from Council Members in regards to the Matrix contract. He indicated that Matrix would utilize data already collected by City Staff and they would provide programs from other communities that could be implemented in the Peoria area. Director Black responded to a request from Council Member Weaver about if Matrix would focus on how other communities managed their building safety and code enforcement function. He indicated that Council Member Spain asked about building codes and he said review of building codes would not be included in this particular RFP, but stated that the City would consider the adoption of the 2012 Family of Building Codes. Director Black continued to explain that a fee analysis for permit fees would be included in this study.

Council Member Moore thanked Community Development Director Black for his explanation of the revised proposal from Matrix Consulting Group. She expressed a concern about the removal of the cost recovery portion of this proposal. She stated that she would like a comprehensive approach to provide the City with a cost analysis of services and fees.

Council Member Grayeb expressed concerns regarding this item. He indicated that City Staff could be used to perform this analysis, which would be a cost savings for the City, and he stated he would not be supportive of the current proposal.

Council Member Turner remarked about the Code Enforcement Departments in Indianapolis, Indiana, and Columbus, Ohio. He stated that the City needed to look at other departments to gain innovative ideas to better the Code Enforcement and Inspections Department.

In response to Council Member Moore's question, City Manager Urich indicated that the use of Matrix would provide an external validation on services provided by the City and would be to review what services other communities provided. Council Member Moore stated she would not support this matter.

Council Member Riggerbach voiced concerns that without the comprehensive study, it would cost the City in the future, especially in fee management.

Council Member Jensen stated she would be supportive of the original proposal that would include the comprehensive fee study.

Mayor Ardis expressed concerns with the utilization of City Staff to perform this study, and he stated he would be supportive of the original proposal to insure the comprehensive study would be completed to better assist the City and its code enforcement needs regarding staffing.

In response to Council Member Weaver's question, Community Development Director Ross Black indicated that the use of City staff would take away from other City related projects.

Council Member Jensen moved to approve the original proposal of Matrix Consulting Group, in the amount of \$44,000.00, for a review and audit of Building Inspections and Code Enforcement Functions; seconded by Council Member Riggenbach.

Council Member Akeson voiced concerns about the Code Enforcement & Inspections Department and stated that she supported the contract with Matrix Consulting.

Council Member Spain voiced concerns about the building inspections process and stated that he was reluctant to support this item. He stated the process needed to be friendlier for developers. He said he was concerned about stricter codes when there were still more problems to solve.

Motion to approve the initial proposal of Matrix Consulting Group, in the amount of \$44,000.00, for a review and audit of Building Inspections and Code Enforcement Functions FAILED by roll call vote.

Yeas: Akeson, Jensen, Johnson, Riggenbach, Mayor Ardis – 5;

Nays: Grayeb, Montelongo, Moore, Spain, Turner, Weaver – 6.

**(15-016)      Discussion Regarding the PRELIMINARY 2016 THROUGH 2019 BUDGET PROJECTIONS, with a Request to RECEIVE and FILE.**

City Manager Patrick Urich presented a Power Point presentation on the Motor Fuel Tax Revenues. He stated Illinois State Law allows home rule municipalities to levy a tax for Motor Fuel Taxes on the retail sale of gasoline and diesel fuel. He mentioned that the maximum levy allowed would be five cents per gallon and the City of Peoria had maintained a two cents per gallon tax levy for many years. He indicated that the proceeds of the Motor Fuel Tax would be used for road infrastructure. He explained that from 2005 to 2014, the City of Peoria had a decline in Motor Fuel Tax. He continued to compare other communities' Motor Fuel Tax rates and explained what the potential revenue would be if the City of Peoria would raise the Motor Fuel Tax.

In response to Council Member Spain's question, City Manager Urich stated that at this time no capital bill in regards to infrastructure funding had been finalized on the State or Federal level.

City Manager Urich continued his presentation on the preliminary 2016 through 2019 budget projections with a review of the proposed Public Engagement Calendar. He explained that during the months of April and May 2015, the City would begin meetings out in the public to discuss City services. He stated that in May, a report would be completed from public feedback and the second meeting in May would be a budget overview. He stated that in the month of June and July the Council would address specific aspects of the budget; Public Safety, Public Works and Capital, Community Development and Capital, and then revenues.

Council Member Montelongo requested manual surveys be available so he could distribute them to members of his district.



**FEBRUARY 10, 2015    JOINT CITY COUNCIL & TOWN BOARD PROCEEDINGS    31150**

Council Member Weaver voiced concerns about the City shortfall on preventive maintenance on roads. He stated that the City needed to educate the public about the shortfall and also the fund balance plan.

Council Member Jensen moved to receive and file the Preliminary 2016 through 2019 Budget Projections; seconded by Council Member Spain.

Approved by roll call vote.

Yeas: Akesson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

**PHA JOINT MEETING**

Council Member Akesson requested an update from the City Manager in regards to a request for a joint meeting with the Peoria Housing Authority.

City Manager Urich indicated that the City had communicated with the Peoria Housing Authority, but no date had been finalized.

**MEDICAL MARIJUANA DISPENSARY ON UNIVERSITY**

Council Member Jensen requested that the marijuana dispensary on University be required to follow the City Special Use process. She requested Corporation Counsel Don Leist to review this matter before the next meeting.

Corporation Counsel Leist replied that he would review this matter and he would respond before the next meeting.

Council Member Grayeb indicated that he objected to this marijuana dispensary in the Second District. He encouraged the City to seek any legal angle to prevent the opening of this dispensary.

**CITY DELEGATION TO WASHINGTON D.C.**

Council Member Montelongo requested information about the delegation of City officials that would travel to Washington D.C. this week.

City Manager Patrick Urich indicated that a delegation made up of the Mayor, Corporation Counsel, City Engineer, Public Works Director and himself would travel to Washington D.C. to conduct a meeting with the Department of Justice and the U.S. Environmental Protection Agency to discuss the Combined Sewer Overflow (CSO) issue. He remarked that the delegation would also meet with Illinois Senators and Representatives.

In response to Council Member Montelongo's question, City Manager Urich indicated that the City had been in negotiations with the Federal government and once an agreement was finalized, then the public would be informed.

**NEW BUSINESS**

**Promotion of Minority Contractors**

Council Member Moore remarked about the Peoria County Contractor Development Initiative program that promoted minority contractors. She recommended that the City hold a joint meeting with the Peoria County Board to discuss ways to promote more minorities in the construction trades.

City Manager Patrick Urich indicated this topic would be addressed at the next Metro Peoria Committee meeting.

**East Village Growth Cell**

Council Member Riggerbach discussed the handout provided to the Council in regards to the East Village Growth Cell. He remarked about the Attorney General's Grant to the East Village and he stated that eight new duplexes would be breaking ground in the near future. He requested an amendment to East Bluff Neighborhood Housing Services Agreement for 2015 with the first \$40,000 to be earmarked to help cover the operating budget. He stated the next meeting would be April 6, 2015, where discussions would occur about the loan program.

Council Member Riggerbach expressed appreciation for the past discussions about medical marijuana. He voiced concerns about the decisions that was made by the State of Illinois in regards to medical marijuana and indicated that the City had home rule authority for a reason.

**CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD**

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

Mr. Robert Good, a Peoria resident, spoke about the need for more minority businesses in the Peoria Area and the long history that African Americans had played in this region.

Ms. Tracy Fox, a concerned citizen, spoke on behalf of the Central Illinois Healthy Community Alliance in regards to E.D. Edwards Coal Plant. She encouraged cooperation from the City in regards to tougher regulations for the safety of the public.

**EXECUTIVE SESSION**

**Consideration of a Motion to enter into EXECUTIVE SESSION to Discuss 2(c)1 Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees; 2 (c) 5 The purchase or lease of real property for the use of the public body; and 2 (c) 21 Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.**

Council Member Spain moved to enter into an Executive Session to Discuss 2(c)1 Collective negotiating matters between the public body and its employees or their representatives, or

deliberations concerning salary schedules for one or more classes of employees; 2 (c) 5 The purchase or lease of real property for the use of the public body; and 2 (c) 21 Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06; seconded by Council Member Montelongo.

Approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

Council Member Weaver left the meeting.

**ADJOURNMENT**


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

Approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Mayor Ardis – 10;

Nays: None.

The Joint City Council and Town Board Meeting adjourned at 8:18 P.M.



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

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