

**: OFFICIAL PROCEEDINGS :**

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

A Regular City Council Meeting of Peoria, Illinois was held September 9, 2014, at 6:18 P.M., at the Peoria County Courthouse, 324 Main Street, County Board Room 403, Peoria, Illinois, 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, Turner, Weaver, 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.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

**National Adult Day Services Week - September 14th - 20th**

**Constitution Week - September 17th - 23rd**

**Food 4All - September 20th**

**Harry Whitaker Honorary Street Naming**

**Cathleen Ludolph - Recognition**

**RECOGNITION OF RHYTHM KITCHEN MUSIC AND CAFE**

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 Ms. Shelley Lenzini, owner and chef of Rhythm Kitchen Music and Cafe. He provided a brief timeline of the restaurant's history, and he remarked on the positive impact the restaurant had on the City's Riverfront since its opening in 1998. He presented Ms. Lenzini with the Small Business Excellence Award for September 2014, noting that Rhythm Kitchen was once a pioneer of the Riverfront that had now become an anchor.

**MINUTES**

Council Member Spain moved to approve the minutes of the Regular City Council Meeting held on August 26, 2014, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

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

- (14-369) Communication from the City Manager and the Director of Community Development with a Recommendation to Approve a Request from the CHILLICOTHE PARK DISTRICT to Disburse \$45,108.00 from the RECREATION FUND for the Further Development of STONE WATER PARK.
- (14-370) Communication from the City Manager and the Chief Information Officer with a Request to Award a CONTRACT for the Replacement of all VOICE AND DATA CABLING INFRASTRUCTURE in Fire House 3, 4, 8, 11, 13, 19 and 20 to the Lowest Bidder, K-COM TECHNOLOGIES, in the Amount of \$28,675.00.
- (14-371) \* Communication from the City Manager and the Community Development Director with a Request to Approve a FAÇADE IMPROVEMENT PROGRAM Grant for 915 SW WASHINGTON STREET, in the Amount Not to Exceed \$5,000.00. (District 1)
- (14-372) Communication from the City Manager and Finance Director/Comptroller with a Request for AUTHORIZATION to hold an AUCTION at the City of Peoria Operations and Maintenance Facility, 3505 N. DRIES LANE, on Saturday, SEPTEMBER 27, 2014.
- (14-373) Communication from the 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 Part of the City of Peoria's Sewer Rehabilitation Program (for the Repair of City of Peoria DESIGN AREA 1 SEWERS, POINT REPAIRS, PROJECT 13, GPSD PROJECT 2332) and Concurrence in the Award of the CONSTRUCTION CONTRACT with STARK EXCAVATING, INC., in the Low Bid Amount of \$1,394,793.00, with an Additional Authorization of \$69,739.65 (5% for Contingencies). (DISTRICTS 1 and 3)
- (14-374) Communication from the City Manager and Director of Public Works with a Request to Award the CONTRACT for the CITY HALL COUNCIL CHAMBERS SEATING PROJECT to BISHOP BROTHERS, INC., in the Amount of \$138,855.00. (District 1)
- (14-375) Communication from the City Manager and the Community Development Director with a Request to Approve a TWO-YEAR CONTRACT and TWO ONE-YEAR EXTENSIONS with JAF CONSTRUCTION to Provide BOARD-UP SERVICES.
- (14-376) Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning and Zoning Commission and Staff to ADOPT ORDINANCE NO. 17,143 Approving a SPECIAL USE in a Class I-3 (General Industrial) District for a JUNK YARD and AUTO GRAVEYARD, with a TOWING AND IMPOUND LOT, for the Property Identified as 2226 W. CLARK STREET (18-19-401-001 and 18-19-401-004), Located Within Peoria, Illinois. (District 1)

- (14-362)**      **Communication from the City Manager and the Director of Community Development with a Recommendation from the Planning and Zoning Commission and Staff to ADOPT an ORDINANCE Amending Appendix B, the Zoning Ordinance Related to YARD REQUIREMENTS in the Class O-2 (Exclusive Office Park) District.**  
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- (14-377)**      **REAPPOINTMENTS by Mayor Ardis to the RIVERFRONT PROGRAM AND POLICY ADVISORY COMMITTEE with a Request to Concur:**  
  
**Mr. Patrick Sullivan (Voting) - Term Expiration June 30, 2016**  
**Mr. Bobby Gray (Voting) - Term Expiration June 30, 2016**
- (14-378)**      **APPOINTMENTS by Mayor Ardis to the ADVISORY COMMITTEE ON POLICE COMMUNITY RELATIONS with a Request to Concur:**  
  
**Mr. Eric Alan Thomas (Voting) - Term Expiration June 30, 2017**  
**Mr. Thomas Wester (Voting) - Term Expiration June 30, 2017**
- (14-379)**      **COMMUNICATION from Mayor Ardis AMENDING the Term of RICHARD FIREBAUGH to the POLICE PENSION BOARD OF TRUSTEES:**  
  
**Mr. Richard Firebaugh (Voting) - Term Expiration June 30, 2015**
- (14-380)**      **REPORT from the CITY TREASURER PATRICK A. NICHTING for the MONTH of JULY 2014, 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 Moore requested Item No. 14-371 be removed from the Consent Agenda for further discussion.

Council Member Montelongo requested Item No. 14-362 be removed from the Consent Agenda for further discussion.

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

Item Nos. 14-369 through 14-380 (excluding Item Nos. 14-362 and 14-371, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

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

Nays: None.

- (14-371)**      **Communication from the City Manager and the Community Development Director with a Request to Approve a FAÇADE IMPROVEMENT PROGRAM Grant for 915 SW WASHINGTON STREET, in the Amount Not to Exceed \$5,000.00. (District 1)**  
\*

Council Member Moore said it was her intention to support this item. She commented that the business owner at 915 SW Washington Street was taking advantage of one of the City's resources in order to improve the façade of his business within the Warehouse District. She said she would like to see other businesses take advantage of these types of programs, and she recommended business owners contact the City's Community Development Department to learn more about what the City had to offer to improve their businesses.

Council Member Moore moved to approve a Façade Improvement Program Grant for 915 SW Washington Street, in the amount not to exceed \$5,000.00; 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.

- (14-362)**      **Communication from the City Manager and the Director of Community Development with a Recommendation from the Planning and Zoning Commission and Staff to ADOPT an ORDINANCE Amending Appendix B, the Zoning Ordinance Related to YARD REQUIREMENTS in the Class O-2 (Exclusive Office Park) District.**  
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In response to Council Member Montelongo, Community Development Director Ross Black said this amendment was brought forward in order to resolve discrepancies without having to have setbacks between individual parcels. He remarked that there were no businesses waiting to utilize the Ordinance upon its adoption. He said this was strictly an issue that had been discussed in the past that Staff wanted to clarify by bringing to Council.

Council Member Montelongo expressed his appreciation and commented that he wanted to make sure this item would not affect any development taking place within the Fourth District.

Council Member Montelongo moved to adopt an Ordinance amending Appendix B, the Zoning Ordinance, related to yard requirements in the Class O-2 (Exclusive Office Park) District; seconded by Council Member Weaver.

ORDINANCE NO. 17,144 was adopted by roll call vote.

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

Nays: None.

**FIRST READING**

- (14-381) Communication from the City Manager and the Corporation Counsel Requesting FIRST READING Review of an ORDINANCE Repealing Division 2 of Article VI of Chapter 20 of the City Code Regarding CONCEALABLE DEADLY WEAPONS.**

Corporation Counsel Donald Leist provided an overview of the proposed Ordinance. He said the Police Department had not required registration for quite some time. He said the Illinois General Assembly enacted the Firearm Concealed Carry Act, which was regulated by the State and appropriate Federal agencies. He said repealing this provision in the Code would bring the City into compliance with the Illinois Firearm Concealed Carry Act.

Council Member Spain moved to receive and file the First Reading review of an Ordinance repealing Division 2 of Article VI of Chapter 20 of the Code of the City of Peoria regarding concealable deadly weapons; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

Clerk's Note: This item will be placed on the September 23, 2014, City Council Agenda for adoption.

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

- (14-382) Communication from the City Manager with a Request to Authorize Staff to Provide LETTERS OF SUPPORT to Applicants for Permits for CANNABIS CULTIVATION and/or DISPENSING OPERATIONS.**

Assistant City Manager Christopher Setti provided a summary noting that the State of Illinois previously passed a law for the cultivation and dispensing of medical cannabis. He remarked that the application process for these facilities were robust and thorough. He said the City had been contacted by applicants requesting letters of support in order to demonstrate community support. He remarked the deadlines for the applications for cultivation and dispensary permits was September 22, 2014. He said since there was not another Council meeting prior to this deadline, Staff proposed that Council give them the authorization to provide letters of support as long as all the required information was provided as outlined in the Council Communication. He said Staff established a process wherein if a potential applicant complied and was found satisfactory, then the City would offer letters of support. He said the letters of support were considered part of a bonus section in the application process. He remarked that if the City was to be competitive in having either a cultivation center or a dispensary, then it should issue letters of support. He said the State would issue one cultivation permit per ISP District; however, he commented that dispensaries permits were not tied to ISP Districts, rather, would be geographically dispersed throughout the State.

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At the conclusion of Assistant City Manager Setti's review, Council Member Moore moved to approve the request to authorize Staff to provide Letters of Support to applicants for permits for cannabis cultivation and/or dispensing operations; seconded by Council Member Turner.

Council Member Akeson questioned Staff's recommendation for the location of a marijuana dispensary within any zoning district in which a pharmacy was allowed, and she asked Community Development Director Ross Black for clarification.

Director Black said dispensary operations, in terms of their use, were most like pharmacies, and as such, Staff determined these dispensaries would fit within a zoning district where a pharmacy was permitted. He remarked that it was not the responsibility of the local jurisdiction to enforce that State law.

In response to Council Member Akeson, Corporation Counsel Leist said there was a difference between zoning and siting. He said a dispensary was most comparable to a pharmacy to the extent that it was prohibited within 1,000 feet of a school or daycare. He said it was the responsibility of the applicant to comply with that requirement.

Council Member Akeson expressed concern with allowing medical cannabis within the City and how it would affect traffic and demand. She said she was not in favor of the City providing letters of recommendation.

Council Member Jensen expressed concerns over the treatment of dispensaries being similar to pharmacies. She requested Staff to research other comparable communities' rules, regulations and processes for dispensaries. She said she was not opposed to dispensaries; however, she expressed a concern with allowing them to be located within commercial districts. She said she was opposed to these dispensaries being near schools, residential neighborhoods or in close proximity to Campustown. She said she was hesitant to approve this item without an understanding on how dispensaries were regulated.

Discussions were held regarding the regulation of dispensary locations and who would be responsible for the regulation of the same. It was noted that the applicant would have to prove to the State they were not within the restricted buffer area as established.

Corporation Counsel Leist said the fact that the City did not have the State requirements contained within its Ordinances would not mean the State law was invalid. He said this would be a policy issue and whether the City wanted to incorporate or advise on this matter.

Assistant City Manager Setti said the issue before the City Council was whether the City should offer Letters of Support. He said the State would verify the proposed locations prior to granting the applications.

Corporation Counsel Leist said, in response to Council Member Riggerbach, that the City's offering of Letters of Support would not, in any way, prohibit the City from becoming linear with State Statutes. He said it would not lock the City in terms of zoning.

Council Member Weaver expressed concern regarding providing Letters of Support and allowing medicinal marijuana within certain locations along with the affect it could have on the citizens of Peoria. He said it was also his concern that allowing medicinal use within the City would one day lead to recreational use.

In response to Counsel Member Weaver, Corporation Counsel Leist said State law would not require the City to issue a letter of support.

Council Member Spain remarked that in order for a dispensary to receive approval within the City it had to satisfy both State and local rules. He said local zoning overlaid with State requirements created additional zoning restrictions.

Council Member Montelongo expressed concern on making a decision without having the opportunity to review the application.

Mayor Ardis said he would like, with the consent of the Council, to stipulate that the City would not support an application that would not include a community benefit plan and substance abuse benefit plan. He said he disagreed that this would be an endorsement of recreational marijuana use down the road. He said to try and put the City in a situation and say that it supported this item with recreational marijuana use in the future was not accurate. He said the City was being more restrictive than was required by the State, and he remarked that ultimately, the City would not make the final decision. As far as the community benefit, he said that would be measured by the State, not by Staff.

In response to Council Member Akeson, Community Development Director Ross Black said he would not sign or approve any forms that he could not verify the location requirement from schools and daycares.

Additional discussions were held regarding specific requirements and regulations of dispensaries and cultivation centers as allowed or disallowed by the State and by the City.

Motion to authorize Staff to provide Letters of Support to applicants for permits for cannabis cultivation and/or dispensing operations was approved by roll call vote.

Yeas: Johnson, Moore, Riggerbach, Spain, Turner, Mayor Ardis – 6;

Nays: Akeson, Grayeb, Jensen, Montelongo, Weaver - 5.

**(14-383) Communication from the City Manager with a Request to Approve the SECOND AMENDMENT to the LEASE AGREEMENT for the ROCK ISLAND DEPOT located at 212 SW WATER STREET. (District 1)**

Council Member Moore moved to approve the second amendment to the lease agreement for the Rock Island Depot located at 212 SW Water Street; seconded by Council Member Spain.

Council Member Montelongo said he would like Staff to prepare additional rent options for the Council to review, specifically noting he would like to see a set fee afforded to the City. He said the City had been missing revenue opportunities. He requested the Corporation Counsel to thoroughly review the contract stating that it needed to be brought up-to-date.

Council Member Spain commented that this was an existing lease wherein the City needed a certain level of buy-in from the parties involved. Upon observation, he said the River Station was not producing a situation the City was striving for with active restaurants utilizing the facilities. He expressed his gratitude to Kert Huber on the work he had done to the downtown and the River Station in maintaining a historical cite on the riverfront.

In response to Council Member Akeson, Assistant City Manager Setti provided an overview of the lease agreement.

Corporation Counsel Leist said, in response to Council Member Akeson, if the City wanted to terminate the lease, both parties would have to agree.

Discussions were held regarding the lease agreement and the type of rent that would be feasible for the City.

Council Member Moore said a good portion of the River Station had been vacant since 2009, and since that time, the City had the opportunity to ask for different options. She cautioned that if the City turned down this agreement to provide a different rent structure, then the City would be turning away businesses to the Downtown-Riverfront location.

Council Member Montelongo reiterated his concern for more options needing to be presented to the City Council, and he moved for a substitute motion to defer this matter for one month.

Motion died on the floor for lack of a second.

Motion to approve the second amendment to the lease agreement for the Rock Island Depot located at 212 SW Water Street was approved by roll call vote.

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

Nays: None.

**(14-384) Communication from the City Manager and the Corporation Counsel with a Request to ADOPT an ORDINANCE Amending CHAPTER 3 for a TEMPORARY MORATORIUM of Site Approval of Establishments Whose Primary Purpose is to Operate as a VIDEO GAMBLING CAFE.**

Council Member Turner moved to adopt an Ordinance amending Chapter 3 for a temporary moratorium of site approval of establishments whose primary purpose is to operate as a video gambling café; seconded by Council Member Riggerbach.

ORDINANCE NO. 17,145 was adopted by roll call vote.

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

Nays: None.

**POLICY SESSIONS**

**(14-368) Communication from the City Manager with a Request to Provide Direction Regarding the Creation of a POLICY Governing the Establishment of SALES TAX SPECIAL SERVICE AREAS for SHOPPING CENTERS. (Refer to Item No. 14-343)**

City Manager Urich provided an overview on the sales tax special service areas for shopping centers. He said the Council adopted the amendment to the SSA Westlake that created the first sales tax SSA. He said at that time, the City Council requested Staff to draft a policy recommendation that would assist the future creation of similar SSAs. He reviewed the suggested parameters for a shopping center SSA policy.

In response to Council Member Riggerbach, City Manager Urich explained the difference between the Louisville Slugger SSA and the Westlake SSA noting that the Louisville Slugger SSA was not only a sales tax but also had a hotel tax component.



Council Member Riggerbach expressed a concern of limiting sales tax SSAs to shopping centers. He said there were other businesses throughout the City that were not located within a shopping center that could use this kind of benefit. He said limiting it to shopping centers may be more restrictive than what the City would want. He said this could be a tool for areas such as the Warehouse District and Wisconsin Corridor. He said the parameters provided needed to be reviewed.

Assistant City Manager Setti remarked that this was not intended to replace creating property SSAs. He said this was only limited to sales tax SSAs.

Council Member Weaver expressed a concern that the parameters may be too limiting. He expressed a concern for imposing additional taxes.

Council Member Spain reviewed three taxing options. He said a sales tax SSA was the least favorite of the taxes. He said he would rather impose a property tax SSA versus a sales tax SSA. He said supporting a sales tax SSA could cause businesses to move around within the City preventing new businesses from coming.

Council Member Montelongo moved to grant the Privilege of the Floor to Attorney Bob Hall.

Hearing no objection, Mayor Ardis granted Privilege of the Floor to Attorney Bob Hall of Miller, Hall and Triggs.

Attorney Bob Hall said the sales tax SSA was a type of business redevelopment tool. He said Council should consider whether this would tie the hands of Staff from enticing new development. He said an SSA could not be established without Council's approval and that this was not necessarily the type of subject that needed a specific policy, noting that every development and redevelopment project was unique and different.

In response to Council Member Grayeb, City Manager Urich said this policy was to provide an outline for general parameters.

Council Member Riggerbach moved to receive and file the information regarding the creation of a policy governing the establishment of sales tax special service areas for shopping centers; seconded by Council Member Moore.

Approved by roll call vote.

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

Nays: None.

**(14-385) Communication from the City Manager and Director of Public Works with a Request to HOLD A POLICY DISCUSSION and Seek Council Direction on SNOW AND ICE CONTROL POLICIES.**

Public Works Director Mike Rogers distributed a presentation entitled "Snow Removal & Ice Control Policy Session."

Director Rogers introduced the team who assisted with snow and ice control: Mr. David Haste, Ms. Vicki Hibberd, Mr. Sie Maroon, Ms. Ellen Rosenbaum, Mr. Nick Stoffer, and Ms. Jan Little.

Streets, Sewers and Forestry Manager David Haste provided a presentation on the City's snow and ice control plan. He reviewed the winter of 2013-2014, the equipment used for snow and ice removal, operations and expectations, overtime budget, history of snow accumulation and additional maintenance, salt prices and the future outlook.

Director Rogers reviewed the City's parking ban for snow emergency routes. He recommended a reduction in the current fine amount for parking in snow routes during snow events. He said the City would have the capacity for ticketing for 2014 - 2015. He provided background information on the current fine amount for parking on snow emergency routes noting it was the product of the 2006 snow events. With the changes occurring in Parking Enforcement, he said the City would have five additional Parking Enforcement Officers available. He provided an explanation regarding how this would change the duties of the Parking Enforcement Officers during this time of year.

Discussions were held regarding the clearing of the streets and sidewalks after a snow event. Concerns were expressed regarding the clearing of sidewalks and the piling of snow on sidewalks after clearing the streets.

Director Rogers said he was looking forward to utilizing Nextdoor.com during snow events in order to keep citizens apprised of the City's efforts, as well as the community keeping the City apprised of its situation.

Discussions were held regarding the current parking enforcement and how that duty would change with the additional hiring of Officers and when snow emergencies would occur.

Director Rogers said citizens could contact the Public Works Department directly during a snow event at (309) 494-8850.

Council Member Montelongo expressed a concern for the school children who were unable to utilize the sidewalks after a snow event. He remarked on the dangers of children walking in the streets, and he said there needed to be a policy regarding snow removal on the sidewalks around schools in order to protect the children.

Council Member Akeson expressed a concern regarding the clearing of sidewalks in commercial corridors.

In conclusion, Council Member Moore expressed her appreciation to the Public Works Team for their efforts in clearing the streets in the First District after last year's snow emergencies. She said a number of citizens in the First District remarked on the City's efforts clearing the streets within their community.

Discussions were held regarding the enforcement of clearing of sidewalks and which Department would enforce that policy.

Director Rogers said it was a difficult situation in snow emergencies to keep everyone mobile and as safe as possible.

Council Member Akeson recommended reviewing how other communities reacted and addressed snow emergencies.

Council Member Grayeb said the City needed to take a more punitive stance regarding the clearing of sidewalks and to keep fines reasonable. He said it was his hope that Nextdoor.com would identify people who needed assistance during these times.

Council Member Turner moved to receive and file the information regarding snow and ice control policies; seconded by Council Member Moore.

Approved by roll call vote.

Yeas: Akesson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenbach, 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 Meeting)**

- (14-332) 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 Establishing a Multifamily Plan in a Class R-7 (Multifamily Residential) District, at 708-716 WAYNE STREET; 804-812 NE GLENDALE AVENUE; and 709 - 719 MORGAN (18-04-434-001 through -005; and 18-04-434-007 through -013), Peoria, IL (Council District 1)**

A revised communication was distributed to the Council.

Council Member Moore said there had been no change in this item since last time it came to Council. She said the reason for the last deferral was to provide additional time to notify the public of this item

Community Development Director Ross Black provided an overview of this item and the public discussions that had been held.

Council Member Moore moved to concur with the recommendation from the Planning and Zoning Commission and Staff to adopt an Ordinance establishing a multifamily plan in a Class R-7 (Multifamily Residential) District, at 708-716 Wayne Street; 804-812 NE Glendale Avenue; and 709 - 719 Morgan (18-04-434-001 through -005; and 18-04-434-007 through -013), Peoria, Illinois; seconded by Council Member Jensen.

ORDINANCE NO. 17,146 was adopted by roll call vote.

Yeas: Akesson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenbach, 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 the Liquor Commission to Approve. (DISTRICT 5)**

Council Member Johnson moved to defer this item to the December 9, 2014, Regular City Council Meeting; seconded by Council Member Turner.

Motion to defer to the December 9, 2014, Regular City Council Meeting was approved by roll call vote.

Yeas: Akeson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggenbach, 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 the Liquor Commission to Approve. (DISTRICT 5)**

Council Member Johnson moved to defer this item to the December 9, 2014, Regular City Council Meeting; seconded by Council Member Turner.

Motion to defer to the December 9, 2014, Regular City Council Meeting was approved by roll call vote.

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

Nays: None.

- (14-337) Communication from the City Manager and Corporation Counsel with a Request to Approve the SITE APPLICATION to add a Subclass 1A (2:00 A.M. Closing Hours) to an existing Class A (Tavern) Liquor License with On-Site Consumption and Retail Sale of Alcohol at SPARKY'S RINGSIDE BAR & GRILLE, 1916 N. WISCONSIN, with a Recommendation from the Liquor Commission to Approve, with the stipulation that the following Community Development Department concerns must be addressed: 1) The Parking lot must be hard-surfaced and striped per the Land Development Code; 2) Dumpster and grease container must be screened; 3) Tent in front of the building within Beer Garden area does not meet the Land Development Code requirements and must be removed; 4) Temporary Banners placed on the fence in front of the building must have a valid Zoning Certificate and cannot be in place for more than 30 days; 5) A full review through the Site Plan Review Board and issuance of all applicable permits and certificates is required. (DISTRICT 3)**

Council Member Riggenbach said the petitioner requested to withdraw their site application, and he moved to withdraw the site application to add a Subclass 1A to an existing Class A liquor license with on-site consumption and retail sale of alcohol at Sparky's Ringside Bar & Grill; seconded by Council Member Turner.

Motion to WITHDRAW was approved by roll call vote.

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

Nays: None.

**NEW BUSINESS****Southside Neighborhood Cleanup**

Council Member Moore expressed her appreciation for the cleanup that took place in the First District. She said a number of tires and dumping locations were cleaned and picked up. She expressed her appreciation to the City's Public Works Department, the NAACP, and Lavetta Ricca for their participation in this event.

**Peoria's Peace Walk**

Mayor Ardis announced that a Peace Walk would take place this Friday, September 12, 2014, at Morton Square Park at 5:45 P.M.. He said additional information would be provided on the City's website.

**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. Savino Sierra, a Peoria resident, discussed Peoria School District 150, and he said the School District needed help from the City. He also discussed Southside improvements that were needed.

Ms. Sharon Sprecher, a Peoria resident, remarked on the garbage fee and pick-up within the City. She said it was unreasonable for her to pay garbage fees for properties she owned that had no garbage pick-up. She also said that she received a bill for a two-year time period wherein her tenant had not paid the garbage fee. She said this was her first notification of the bill not being paid, and she said she should be notified of the delinquency prior to the account getting past due for two years.

**EXECUTIVE SESSION**

**Consideration of a Motion to enter into EXECUTIVE SESSION to Discuss 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 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) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity; 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: Akesson, Grayeb, Jensen, Johnson, Montelongo, Moore, Riggerbach, Spain, Turner, Weaver, Mayor Ardis – 11;

Nays: None.

ADJOURNMENT

Council Member Spain moved to adjourn the Regular City Council Meeting; seconded by Council Member Montelongo.

Approved by roll call vote.

The Regular City Council Meeting adjourned at 10:18 P.M.



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

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