

# City of Peoria

*419 Fulton Street  
Peoria, IL 61602*



## Agenda and Notice

**Tuesday, September 22, 2020**

**6:00 PM**

**Council Chambers**

### **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](http://www.peoriagov.org).***

**PUBLIC NOTICE**

Governor JB Pritzker's Executive Order 2020-43, continues to limit any gatherings of more than fifty people. Governor JB Pritzker's Executive Order 2020-07, as amended by Executive Order 2020-33 and Executive Order 2020-44, requires that public bodies take steps to provide video, audio, and/or telephonic access to meetings. The CDC recommends social distancing of at least six feet between persons. City Hall is now open to the public with capacity and social distancing restrictions Monday through Friday from 8 a.m. to 5:00 p.m. To comply with these recommendations and requirements, the City is implementing the following changes and restrictions for the City Council Meeting on September 22, 2020, while complying with the spirit of the Open Meetings Act:

- A City Council Meeting will be held on September 22, 2020, at 6:00 p.m. in City Council Chambers.
- The City Council Meeting will be conducted in person with the members of the Council, Mayor, City Manager, Corporation Council, City Clerk, and Deputy City Clerk present. Plexiglass has been installed between desks to prevent the spread of COVID-19.
- Department heads will be present in Room 404 in order to respond to questions from Council via a microphone. Department heads will be distanced six feet or more from each other in Room 404.
- The public can physically attend the meeting, but in order to maintain social distancing guidelines there can only be 15 people from the public inside City Council Chambers at one time. There will be a wait to enter City Council Chambers once the public capacity of 15 people is met. Due to room capacity limitations, the public is invited and encouraged to watch through the following channels:
  - City of Peoria live stream at [http://peoriail.granicus.com/MediaPlayer.php?publish\\_id=8](http://peoriail.granicus.com/MediaPlayer.php?publish_id=8) o YouTube live stream at <https://www.youtube.com/user/cityofpeoriatv>
  - Television broadcast through local Channel 22
  - Radio broadcast through WCBU radio
- Anyone wishing to make a public comment can do so by making their public comments live if they are physically present during the City Council Meeting. Members of the public are encouraged to send their comments to City Clerk, Beth Ball by 12:00 p.m. on September 22, 2020 due to room capacity restrictions. Public comments can be sent to the City Clerk, in writing, at [bball@peoriagov.org](mailto:bball@peoriagov.org) or via fax at 309-494-8574. The email or fax should be labeled "Public Comment for September 22, 2020 City Council Meeting," and we ask that you include your name and address. If a member of the public is physically present for the City Council Meeting and they already sent a public comment in writing to the City Clerk, then they will have the option to make that previously submitted written comment live instead of the comment being read by the City Clerk.
- Media will be allowed to physically attend the meeting; however, due to capacity restrictions only one person from a media outlet will be allowed inside City Council Chambers.
- Temperature screenings are required for access inside City Hall. Face coverings are required to be worn at all times inside City Hall.
- The agenda, minutes and a video podcast of the meeting will be available online at <http://www.peoriagov.org/city-council/meetings/>.

**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).

**DATES SET:****TUESDAY, SEPTEMBER 22, 2020, at 6:00 P.M.**

PUBLIC HEARING Regarding the Proposed Annexation of a Property Having the Address of 9818 NORTH ALLEN ROAD, (PIN NOS 09-31-251-008 and 09-31-251-011), Peoria, Illinois to be held at City Hall, Council Chamber (Room 400), 419 Fulton Street, Peoria, Illinois.

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

70 Year Anniversary of EPIC  
Suicide Prevention Month

**MINUTES****PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA****PUBLIC HEARINGS****[20-232](#)**

PUBLIC HEARING Regarding the Proposed ANNEXATION of a Property Having the Address of 9818 NORTH ALLEN ROAD (PIN Nos. 09-31-251-008 and 09-31-251-011), Peoria, Illinois.

**REGULAR BUSINESS ITEM, with Recommendations as Outlined:****[20-233](#)**

Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to APPROVE a RESOLUTION Approving an ANNEXATION AGREEMENT for the Property Located at 9818 N ALLEN ROAD (Parcel Identification Nos. 09-31-251-008 and 09-31-251-011), Peoria IL

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

- [20-234](#) Communication from the City Manager and Director of Public Works with a Request to ACCEPT the LOW BID of STARK EXCAVATING, INC and Award a Construction CONTRACT from the Base Bid of \$75,900.00 with an Additional Authorization in Contingency of \$7,590.00 (10%) and \$1,500.00 for DBE participation, for a Total Award Amount of \$84,990.00, for the PROSPECT ROAD/HUMBOLDT AVENUE RETAINING WALL REPAIRS PROJECT. (Council District 3)
- [20-235](#) Communication from the City Manager and Director of Public Works with a Request for the Following:
- A. APPROVE the Reinstatement of Funding in the City of Peoria 2020 - 2021 BIENNIAL ANNUAL BUDGET, in the Amount of \$100,000.00, for the Public Works FORESTRY SERVICES Line Item in the Stormwater Fund;
  - B. APPROVE an Increase, in an Amount not to Exceed \$70,000.00, Relating to the Approved CONTRACT with JIMAX through December 31, 2020, for Tree/Stump Removal by Size and Brush Trimming by Hourly Rates and an Increase, in an Amount not to Exceed \$30,000.00, Relating to the Approved Contract with JIMAX through December 31, 2020, for Emergency Tree and Brush Trimming by Hourly Rates.
- [20-236](#) Communication from the City Manager and Corporation Counsel with a Request to APPROVE the FOURTH AMENDMENT to SITE LEASE AGREEMENT for the GWYNN PARK CELL TOWER.
- [20-237](#) 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 an ORDINANCE Amending a SPECIAL USE in a Class R-1 (Single-Family Residential) District, for Church Facilities, Ordinance No. 11,550, as Amended, to Allow a Day Care Center, for the Property Located at 1420, 1504, 1508 W. MOSS AVENUE and 425 N. MALVERN LANE (Parcel Identification Nos. 18-08-133-001, 18-08-176-009, 18-08-176-010, 18-08-176-011, 18-08-176-012, 18-08-176-015, and 18-08-176-016), Peoria, Illinois. (Council District 2).
- [20-238](#) Communication from the City Manager and Director of Community Development with a Request to Concur with the 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 Miscellaneous Food Processing/Manufacturing (Carp Fish Processing, Packaging and Distribution), for the Property Located at 8606 N PIONEER ROAD (Parcel Identification No. 14-06-276-009), Peoria IL. (Council District 5)
- [20-239](#) REAPPOINTMENT by Mayor Ardis to the PUBLIC BUILDING COMMISSION with a Request to Concur:
- Mr. Ken Casper (Voting) - Term Expiration 9/30/2025

[20-240](#) Communication from the Firemen's Pension Fund Board of Trustees Regarding the MUNICIPAL COMPLIANCE REPORT, with Request to RECEIVE and FILE.

[20-241](#) Communication from the Police Pension Fund Board of Trustees Regarding the MUNICIPAL COMPLIANCE REPORT, with Request to RECEIVE and FILE.

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

[20-242](#) Communication from the City Manager and Finance Director/Comptroller with a Request to RECEIVE and FILE the 2019 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) Audited by CLIFTONLARSONALLEN LLP.

[20-243](#) Communication from the Mayor and Corporation Counsel with a Request to APPROVE the DECLARATION OF LOCAL STATE OF EMERGENCY.

[20-244](#) 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 an Ordinance Approving a Special Use in a Class CN (Neighborhood Commercial) District for an Assisted Living (Sober Living) Facility, for the Property Located at 2419 N Prospect Road (Parcel Identification No. 14-34-327-009), Peoria IL (Council District 3).

[20-226](#) Communication from the City Manager and Director of Community Development with a Request to ADOPT an ORDINANCE Amending Appendix A, the Unified Development Code, Relating to VARIOUS TEXT AMENDMENTS.

[20-227](#) Communication from the City Manager and Director of Community Development with a Recommendation to ADOPT an ORDINANCE Amending CHAPTER 5 of the CODE Related to FEES.

[20-228](#) Communication from the City Manager and Corporation Counsel with a Request to ADOPT an ORDINANCE Amending CHAPTER 20 (Chronic Nuisance Property), CHAPTER 17 (Fair Housing Commission) and CHAPTER 5 (Buildings and Building Regulations) of the CODE of the City of Peoria, as Part of Its Litigation Settlement with Hope Fair Housing.

[20-245](#) Communication from the Mayor and Corporation Counsel with a Request to ADOPT an ORDINANCE Amending Chapter 18, Article IV (OPERATION OF VIDEO GAMING TERMINALS) of the CODE of the City of Peoria.

[20-246](#) Communication from the City Manager and Assistant City Manager with a Request to RECEIVE and FILE the FY2021 BUDGET of the PEORIA CIVIC CENTER AUTHORITY and a Review of Their 2020 Results.

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

[20-125](#) Communication from the City Manager with a Request to APPROVE the Recommended 2020 - 2021 BUDGET RESTRUCTURING as a Result of the COVID-19 Pandemic.

[20-182](#)

Communication from the City Manager, Community Development Director, and Finance Director with a Request for the Following:

- A. ADOPT an ORDINANCE Amending Chapter 27, of the CODE of the City of Peoria Pertaining to HOTEL or MOTEL RENTAL USE or PRIVILEGE TAX;
- B. ADOPT an ORDINANCE Amending Chapter 5, of the CODE of the City of Peoria Pertaining to the REGISTRATION OF RESIDENTIAL PROPERTY;
- C. ADOPT an ORDINANCE Amending Appendix A, the Unified Development Code of the City of Peoria Relating to SHORT-TERM RENTALS.

[20-121](#)

Communication from Council Member Kelly with a Request to Direct Staff to Establish an URBAN DECAY TAX ABATEMENT AREA for the NEAR NORTHSIDE, AVERYVILLE, and the FAR SOUTHSIDE, and to Amend the Boundaries of the City's EAST VILLAGE TIF on the Near Northside to Accommodate the Urban Decay Tax Abatement Area. (Council District 1)

[20-198](#)

Communication from the City Manager and Corporation Counsel with a Request to Consider ADOPTING an ORDINANCE Amending Chapter 18 of the CODE of the City of Peoria Pertaining to BODYWORK ESTABLISHMENTS.

[20-230](#)

Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning and Zoning Commission to ADOPT an ORDINANCE, or the Recommendation of Staff to DENY an ORDINANCE, Approving a SPECIAL USE for a Massage Parlor for the Property Located at 4241 N BOULEVARD AVENUE (Parcel Identification Numbers 14-28-226-017 & 14-28-226-018), Peoria, IL. (Council District 3)

**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.*