

City of Peoria

*419 Fulton Street
Peoria, IL 61602*



Agenda and Notice

Tuesday, August 12, 2014

6:15 PM

**Peoria County Courthouse
324 Main Street, County Board Room 403
Peoria, Illinois 61602**

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).

DATES SET:

TUESDAY, AUGUST 26, 2014, at 6:15 P.M.

PUBLIC HEARING Regarding the Proposed ANNEXATION of 2713 W. SECOND STREET, DUNLAP, ILLINOIS (Property Also Known as LAST CHANCE BAR & GRILL), to be Held at West Lake Hall, Bradley University, 810 N. Tobias Lane, Peoria, Illinois.

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

Good Neighbor Award - Archie Hayes

Keep Peoria Beautiful Iris Awards

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

- [14-322](#) Communication from the City Manager and Corporation Counsel with a Request to Receive for Information and to Refer to the Legal Department the NOTICE OF LAWSUIT Filed on Behalf of RSB PETRO, INC.
- [14-323](#) Communication from the City Manager and Director of Public Works With Request to Approve a SOLE SOURCE PURCHASE from CONFERENCE TECHNOLOGIES, INC., in the Amount of \$99,793.72, for the AUDIO & VIDEO SYSTEM UPGRADE of CITY HALL COUNCIL CHAMBERS.
- [14-324](#) Communication from the City Manager and Director of Public Works with a Request to Accept the LOW BID of R.A. CULLINAN & SON and Award a Construction CONTRACT, in an Amount Not to Exceed \$150,000.00, from the Base Bid of \$60,470.35 for the HMA (Hot Mix Asphalt) REPAIRS CONTRACT 2014. [All Council Districts]

- [14-325](#) Communication from the City Manager and Director of Public Works with a Request to Accept the Low Bid of HOROWITZ CONCRETE CO. and Award a Construction CONTRACT, in an Amount Not to Exceed \$150,000.00, from the Base Bid of \$26,837.50 for the CONCRETE REPAIRS CONTRACT 2014. (All Council Districts)
- [14-326](#) Communication from the City Manager and Director of Public Works with a Request to Accept the LOW BID of ILLINOIS CIVIL CONTRACTORS, INC. and AWARD the CONSTRUCTION CONTRACT for the ADA RAMP INSTALLATION/REPLACEMENT PROGRAM - 2014, in a Not-to-Exceed Amount of \$125,285.00. (City-Wide)
- [14-327](#) Communication from the City Manager with a Request to Approve an AGREEMENT between the CITY OF PEORIA, ILLINOIS VALLEY PUBLIC TELECOMMUNICATIONS CORPORATION, and the ROSZELL-SEALTEST BUILDING CONDOMINIUM ASSOCIATION, as Successor in Interest to JP RIVERFRONT DEVELOPMENT COMPANIES, INC. Concerning COMMERCIAL STREET.
- [14-328](#) Communication from the City Manager and Director of Public Works with a Request to APPROVE a LOCAL AGENCY AGREEMENT FOR FEDERAL PARTICIPATION with the ILLINOIS DEPARTMENT OF TRANSPORTATION for the Highway Safety Improvement Program FLASHING YELLOW ARROW IMPROVEMENT with Federal Participation of \$540,000.00.
- [14-329](#) Communication from the City Manager and Corporation Counsel for RATIFICATION of the July 31, 2014 AGREEMENT Entered into Between WESTLAKE LIMITED PARTNERSHIP, MORTON COMMUNITY BANK and the CITY OF PEORIA.
- [14-330](#) Communication from the City Manager and Corporation Counsel with a Request to Approve an INTERGOVERNMENTAL AGREEMENT Between the CITY OF PEORIA and PEORIA PUBLIC SCHOOLS DISTRICT 150 and to Authorize the City to Apply for the Addition of Five Officer Positions in the Next COPS GRANT Funding Period.
- [14-314](#) Communication from the City Manager and the Interim Chief of Police with a Request to Adopt an ORDINANCE Amending Chapter 18 of the Code of the City of Peoria Regarding the Regulation of RECYCLABLE METALS DEALERS.
- [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 706-716 WAYNE STREET and 804-808 NE GLENDALE AVENUE (18-04-434-001 through -009), Peoria, IL (District 1). PZ 14-14
- [14-333](#) Communication from the City Manager and the Corporation Counsel with a Request HOLD A POLICY DISCUSSION at the City Council Meeting on August 26, 2014, Regarding LIQUOR REGULATIONS Relating to Proposed Establishments that Operate Primarily for the Purpose of VIDEO-GAMING.

- [14-334](#) Communication from the City Manager and Corporation Counsel with a Request to Approve the SITE APPLICATION for a CLASS H (TEMPORARY OUTDOOR) Liquor License for an Event to be held at 1601 W. NORTHMOOR (EXPO GARDENS) by EXPOSITION GARDENS, INC. on September 5, 6 & 7, 2014. (DISTRICT 4)
- [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)
- [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)
- [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)
- [14-338](#) Communication from the City Manager and Corporation Counsel with a Request to Approve the SITE APPLICATION for a Class C-G (Gas Station/Convenience Store) Liquor License with Retail Sale of Alcohol at HY-VEE C-STORE #2, 5421 W. WAR MEMORIAL, with a Recommendation from the Liquor Commission to Approve, with the stipulation that the applicant must adhere to the Community Development Department requirements of Zoning Certificate No. 14-30 and all applicable Building Permits. (DISTRICT 5)
- [14-339](#) 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 THE COFFEE BAR, 3110 N. GALE, with a Recommendation from the Liquor Commission to Approve, subject to compliance with all other City Codes. (DISTRICT 4)

[14-340](#) APPOINTMENT by Mayor Ardis to the PEORIA HOUSING AUTHORITY with a Request to Concur:

Ms. Thea Robinson (Voting) - Term Expiration June 30, 2016

[14-341](#) Communication from the City Manager and the Community Development Director with a Request to RECEIVE and FILE an Adjustment to an Interim Step Regarding the OFFICIAL DEVELOPMENT PLAN, Ordinance No. 13,168, as Amended, in the N-1 (Institutional) District for a Medical Center and Associated Uses to 1) Construct a Temporary Entrance and 2) Allow an Interim Helipad, Properties are Commonly Known as UNITYPOINT HEALTH - METHODIST HOSPITAL Located at 221 NE GLEN OAK AVENUE, Peoria, Illinois.

[14-342](#) REPORT from the CITY TREASURER PATRICK A. NICHTING for the MONTH of JUNE 2014, with Request to Receive and File.

FIRST READINGS

[14-217](#) 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, of the CODE of the City of Peoria Relating to Trade Schools with Heavy Equipment/Truck Operators. CPZ Case No. 14-F.

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:

[14-343](#) 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.

[14-315](#) Communication from the City Manager and the Director of Community Development with 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 for the Following:

- A. ADOPT an ORDINANCE Amending APPENDIX B, the Zoning Ordinance, of the CODE of the City of Peoria, with Respect to FUNERAL HOMES in Residentially Zoned Districts, and
- B. ADOPT an ORDINANCE Amending APPENDIX C, the Land Development Code, of the CODE of the City of Peoria, with Respect to FUNERAL HOMES in Residentially Zoned Districts.

[14-344](#) Communication from the City Manager and the Director of Community Development to Adopt an ORDINANCE Amending the FIRST AMENDMENT TO ANNEXATION AGREEMENT for an Extension of the Acquisition Contingency for Property Generally Located North of Parcel Identification Number 13-02-351-005, West of IL Route 91, South of Parcel Identification Number 13-02-100-005, and East of Orange Prairie Road Extended, Property Identified as Parcel Identification Number 13-02-300-004, Located Within the City of Peoria, Illinois. (District 5)

[14-345](#) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Historic Preservation Commission to ADOPT an ORDINANCE Approving the Designation of 315 W. MCCLURE AVENUE (PIN 14-33-179-002), Peoria, Illinois, as a LOCAL HISTORIC LANDMARK. Case No. HPC 14-15 (District 2).

[14-346](#) Communication from the City Manager and Community Development Director for DIRECTION Related to the Unexpended Balance of Funds from the 2013 Regional Neighborhood Network Conference.

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

- [14-211](#) REVISED 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.

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