

: OFFICIAL PROCEEDINGS :

: OF THE CITY OF PEORIA, ILLINOIS :

A Regular City Council Meeting of the City Council of Peoria, Illinois was held January 26, 2016, at City Hall, Council Chambers (Room 404), 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, Ruckriegel, Spain (Arrived at 6:01 P.M.), 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.

PROCLAMATIONS, COMMENDATIONS, ETC.

The Big Read: Peoria Reads - The Things They Carried, by Tim O'Brien

MINUTES

Council Member Spain moved to approve the minutes of the Regular City Council Meeting held on January 12, 2016, as printed; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA

CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE, for the City of Peoria with Recommendations as Outlined:

- (16-021) **Communication from the City Manager and Director of Public Works with a Request to Authorize Change Order #4 for a One-Year Extension of the 2014 ANNUAL DRAINAGE REPAIR CONTRACT with J.C. DILLON, INC. to December 31, 2016, and to Authorize the City Manager to Execute the Change Order for a Total Budget Amount of \$640,000.00. (Amends 13-502; Also Refer to 14-388-A, and 14-474) [All Council Districts]**

- (16-022) Communication from the City Manager and Director of Public Works with a Request to Approve the Following for the Reconstruction of SHERIDAN ROAD BRIDGE over DRY RUN CREEK [Council District 2]:
- A. APPROVE a Local Agency AGREEMENT for Federal Participation with the ILLINOIS DEPARTMENT OF TRANSPORTATION to Request 80% Federal Funding (not to exceed \$1,600,000.00); and
 - B. APPROVE a RESOLUTION Authorizing the City's 20% Minimum Local Agency Funding Match (\$985,000.00), Subject to the Approval of the Illinois Department of Transportation.
- (16-023) Communication from the City Manager and Community Development Director with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to ADOPT ORDINANCE NO. 17,316 REZONING Certain Property from the Present Class O-1 (Arterial Office) District to a Class R-3 (Single Family Residential) District for the Property Identified as Parcel Identification No. 13-02-100-009, Located on the North Side of WOODSAGE ROAD, Peoria, Illinois. (Council District 5)
- (16-024)
* Communication from the City Manager and Community Development Director with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Approving a SPECIAL USE for Waivers from the FORM DISTRICT Requirements Related to Signs for the Property Commonly Known as JIMMY JOHN'S and Located at 1113 and 1121 W. MAIN STREET (Parcel Identification Numbers 18-05-406-012 and 18-05-406-012 -013), Peoria, IL. (Council District 2)
- (16-025) 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 ORDINANCE NO. 17,317 Amending a SPECIAL USE for an Assisted Living Facility for the Property Located at 2724 RESERVOIR BOULEVARD (14-30-302-002, -004 and -018, and 14-30-328-001 and -031), to Add Property for a Parking Lot Expansion, Located at 3627 N. ROCKWOOD (14-30-329-027), Peoria, Illinois. (Council District 4)
- (16-026) Communication from the City Manager and Corporation Counsel with a Request for the Following:
- A. ADOPT ORDINANCE NO. 17,318 Authorizing an Addendum to the MUTUAL AID BOX ALARM SYSTEM ("MABAS") MASTER AGREEMENT; and
 - B. APPROVE the Certification of the Adoption of the Ordinance; and
 - C. APPROVE the First Addendum to the MABAS MASTER AGREEMENT.

(16-027) **APPOINTMENTS by Mayor Ardis to the PEORIA PUBLIC LIBRARY BOARD OF TRUSTEES with a Request to Concur:**

**Mr. Norman Burdick (Voting) - Term Expires 6/30/2017
Council Member At-Large Sid P. Ruckriegel (Non-voting) - N/A**

(16-028) **APPOINTMENT by Mayor Ardis to the FAIR EMPLOYMENT AND HOUSING COMMISSION with a Request to Concur:**

Ms. Nicole Livsey (Voting) - Term Expires 6/30/2016

(16-029) **REPORT from the CITY TREASURER PATRICK A. NICHTING for the MONTH of DECEMBER 2015, 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 Akeson requested Item No. 16-024 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 Johnson.

Item Nos. 16-021 through 16-029 (excluding Item No. 16-024, 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, Ruckriegel, Spain, Turner, Mayor Ardis – 11;

Nays: None.

(16-024) **Communication from the City Manager and Community Development Director with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Amending Ordinance No. 13, 667, as Amended through Ordinance No. 15,728 for a SPECIAL USE for Waivers from the FORM DISTRICT Requirements Related to Signs for the Property Commonly Known as JIMMY JOHN'S and Located at 1113 and 1121 W. MAIN STREET (Parcel Identification Numbers 18-05-406-012 and 18-05-406-012 -013), Peoria, IL. (Council District 2)**

Council Member Akeson remarked that this request was understandable; however, she stated she was disappointed that it would be considered acceptable. She commented on the concept for the West Main Form District, noting it was the result of public engagement. She said the concept included the area to be a walkable destination, not an advocate for more drivers. She said decisions should be based on foresight for the future. She said she would not be voting in favor of this item.

Community Development Director Ross Black said the Petitioner requested to replace the awning with a vertically hanging sign. Because of this request, he said the other signs on the property had to be reviewed. He said there was currently a freestanding sign on the property, which was permitted on the West Main Form District. He provided a description of the property noting the building was set back from the sidewalk. He said the Petitioner requested a waiver to allow for the freestanding sign. He said the Planning and Zoning Commission approved the waiver noting that the freestanding sign could remain until future development occurred at that location. He said it was the Petitioner's desire to have a more traditional sign on the awning and to keep the

freestanding sign. He remarked that the impact on the streetscape would be limited. He said the freestanding sign was not getting larger, just being updated. He said the sign on the awning would be different, but it would not be any larger than the sign that was currently there.

Council Member Grayeb remarked that this situation was unusual in that the business was offset from visibility on the street.

Council Member Ruckriegel remarked on the history of the restaurant industry and its usage of awnings. He commented on the difficulties of keeping an awning in good condition. He said this request would be an improvement and would be easier to maintain. He said the signs were not getting larger and would be more in compliance.

Council Member Grayeb said development within this area needed to compliment the surrounding neighborhoods. He said this business employed a number of people from the West Bluff and Bradley University.

Council Member Grayeb moved to adopt an Ordinance amending Ordinance No. 13, 667, as amended through Ordinance No. 15,728 for a approving a Special Use for waivers from the Form District requirements related to signs for the property commonly known as Jimmy John's and located at 1113 and 1121 W. Main Street, Peoria, Illinois; seconded by Council Member Ruckriegel.

In response to Council Member Jensen's inquiries, Director Black said the freestanding sign would be updated and that the structure of the sign would not be changed. He explained how special uses functioned, and he remarked that in this situation, the freestanding sign could remain until there was new development that occurred on that site. He said should future development occur, then it would have to develop according to the requirements of the Form District. He said what was permitted with the Special Use runs with the land; however, any future development would have to remove the sign. Regarding the visual impact of the sign on the building, he said the impact would be less because the faded awning would be removed.

ORDINANCE NO. 17,319 was adopted by roll call vote.

Yeas: Grayeb, Johnson, Montelongo, Moore, Riggenbach, Ruckriegel, Spain, Turner, Mayor Ardis – 9;

Nays: Akeson, Jensen - 2.

FIRST READINGS

(16-030) Communication from the City Manager and the Community Development Director with a Request For a FIRST READING of an ORDINANCE Amending Chapter 13 of the CODE of the City of Peoria Pertaining to ENVIRONMENTAL VIOLATION FINES, ADMINISTRATIVE FEE for WORK ORDERS and ABANDONED UNSAFE REFRIGERATORS.

Council Member Moore remarked on the changes of this Ordinance, specifically noting that the time allotted to remove an unsafe refrigerator was reduced from twenty-four hours to one hour before being fined \$50.00. She commented that the one hour window for removal would be burdensome to the property owner, noting work commitments would interfere. She asked that the Ordinance be changed to remove the \$50.00 fine. She commented on the importance of moving unsafe refrigerators away from access of children and that it was important to move the refrigerators as quickly as possible. She said the City would take care of disposing these unsafe refrigerators, and she asked Assistant Community Development Director Joe Dulin to provide additional information.

Assistant Director Dulin said it was Staff's intent to shorten the 24-hour timeframe. He said Staff

would be willing to work with the contractor regarding the removal of the refrigerator. He said, generally, should an unsafe refrigerator be on a front porch, the City would call and the refrigerator would be moved by the owner. He said this Ordinance was specifically for when an unsafe refrigerator was dumped on public property or placed on the back side of a piece of property.

Mayor Ardis voiced his concern that people would abuse this Ordinance by dumping refrigerators on various City properties in order for the City to dispose of them without the individual getting fined.

Council Member Moore remarked that the door to the refrigerator contributed to its safeness. She said if the door was removed, then the refrigerator could stay.

Mayor Ardis recommended the City removing doors from unsafe refrigerators rather than moving them.

Council Member Moore said she was more concerned with the safety of the community and she said she would be agreeable with either removing the door from a refrigerator or completely removing the refrigerator itself.

Council Member Riggerbach said he agreed with Mayor Ardis. He said this Ordinance addressed abandoned and unsafe refrigerators. He said an individual who had a refrigerator in their backyard that was abandoned and unsafe, should be responsible for paying for the removal of the refrigerator. He said that should be something the City would want to maintain. He said if the City removed an unsafe refrigerator, then the City should be able to recoup the cost.

In response to Council Member Akeson, Assistant Community Development Director Dulin said Staff handled approximately 10 to 15 unsafe refrigerators in a year. He said, generally, citizens would know not to put a refrigerator outside their home. He said \$50.00 was the cost for removing the refrigerator, and then the City would charge an additional \$75.00 to the homeowner for the violation. He commented that there was an additional fine on top of the initial \$50.00 removal fee.

Council Member Moore said she did not have any concerns with the fee; however, she said she was concerned with the timeframe. She said one hour would not provide the owner enough time to remedy the situation. She said she would not be in favor of this proposed Ordinance if the timeframe was not amended.

Discussions were held regarding the timeframe to remove an unsafe refrigerator. Mayor Ardis said he appreciated the one-hour timeframe noting it would only take a minute for a child to crawl into and become trapped in a refrigerator.

Council Member Grayeb said a prudent adult would know better than to leave a refrigerator outside for children to access. He said he agreed with the one-hour timeframe, and he remarked on the importance of looking out for the children. He inquired how the City would process a refrigerator sitting on a front porch with bungee cords wrapped around the doors.

Assistant Community Development Director said bungee cords could be easily removed and the danger would still exist. He said if the City knew about a refrigerator sitting out with bungee cords wrapped around the doors, and a situation occurred, the City could be liable.

Council Member Ruckriegel said this was a public safety issue. He asked Corporation Counsel Leist as to the liability the City would incur with changing the timeframe to two or three hours.

Corporation Counsel Don Leist said there was a recent Supreme Court Ruling, entitled the Coleman Case, recently handed down that would address Council Member Ruckriegel's question. He said he would respond after some analysis of the case.

Council Member Jensen inquired whether the one-hour notice was sufficient enough for personal property to be removed and she asked if it complied with the due process requirement of a notice.

Corporation Counsel Leist said the Ordinance suggested that the unsafe refrigerator was abandoned, therefore the owner would have no rights to the property.

Council Member Spain moved to receive and file the First Reading review of an Ordinance amending Chapter 13 of the Code of the City of Peoria pertaining to environmental violation fines, administrative fee for work orders and abandoned unsafe refrigerators; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

CLERK'S NOTE: This Item will be placed on the February 9, 2016, Regular City Council Agenda.

(16-031) Communication from the City Manager and the Community Development Director with a Request for a FIRST READING of an ORDINANCE Amending Chapter 5 and Chapter 32 of the CODE of the City of Peoria Pertaining to CRIMINAL HOUSING MANAGEMENT.

In response to Council Member Montelongo's question, Community Development Director Black said if a landlord resolved the issue that created the criminal housing offense, then the issue would no longer exist for the issuance of a citation. He remarked that these cases would go before the Administrative Hearing Officer, who would determine if the conditions existed at the time the citation was issued.

Council Member Grayeb expressed his appreciation for the efforts of Staff in this matter. He remarked on these problematic landlords noting that they held no stake in the community.

Council Member Jensen commended Staff for their efforts in strengthening this Ordinance. She remarked on the need to decrease unsafe housing in the City. She inquired whether the City could take these matters before the Peoria County Circuit Court. She asked Director Black to review to see if these cases could be filed at Peoria County and whether the outcome would be more successful.

In response to Council Member Jensen's request to analyze whether these citations could be filed in the Circuit Court of Peoria County, Director Black said he would discuss the matter with the City's Corporation Counsel, and he said he would include that information in the next Council Communication.

Council Member Grayeb moved to receive and file the First Reading review of an Ordinance amending Chapter 5 and Chapter 32 of the Code of the City of Peoria pertaining to Criminal Housing Management; seconded by Council Member Moore.

Approved by roll call vote.

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

Nays: None.

CLERK'S NOTE: This Item will be placed on the February 9, 2016, Regular City Council Agenda.

(16-032) Communication from the City Manager and Community Development Director with a Request for a FIRST READING of an ORDINANCE Amending Chapter 5 and Chapter 32 of the CODE of the City of Peoria Pertaining to FINES for WORKING WITHOUT A BUILDING PERMIT and SELF-INSPECTION FORMS.

Council Member Spain moved to receive and file the First Reading review of an Ordinance amending Chapter 5 and Chapter 32 of the Code of the City of Peoria pertaining to fines for working without a building permit and self-inspection forms; seconded by Council Member Grayeb.

Approved by roll call vote.

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

Nays: None.

CLERK'S NOTE: This Item will be placed on the February 9, 2016, Regular City Council Agenda.

(16-033) Communication from the City Manager and Corporation Counsel with a Request for a FIRST READING Review of an ORDINANCE Amending Article VIII of Chapter 20 of the CODE of the City of Peoria Regarding CHRONIC NUISANCE PROPERTY.

Corporation Counsel Don Leist said in response to Council Member Grayeb that this item would bring the City in compliance with Public Act 99-441.

Council Member Grayeb moved to receive and file the First Reading review of an Ordinance amending Article VIII of Chapter 20 of the Code of the City of Peoria regarding chronic nuisance property; seconded by Council Member Ruckriegel.

Council Member Jensen expressed her concern that the section relating to individuals with disabilities was too broad, and she asked if there was a way to narrow that section to reading "individuals with disabilities that are victims of a domestic or sexual violence." She remarked that the way it currently was worded was that an individual, who lived in an apartment and had a disability who was a perpetrator, could not be prosecuted.

Corporation Counsel Leist said that City was trying to parallel the State Statute. He said the focus of that Act was to ensure individuals with disabilities who were subject to domestic violence, were not penalized for making a choice of calling the police for assistance. He said he was not comfortable amending that particular section; however, he said he would take the request into consideration. He said the intent of the Ordinance was not to protect those with disabilities who committed a crime. He said it was for those individuals who needed help and made a service call for help from the City.

Council Member Jensen requested Corporation Counsel Leist to review the language set for in the Ordinance where it stated "or individuals with disabilities."

Motion to receive and file the First Reading review of an Ordinance amending Article VIII of Chapter 20 of the Code of the City of Peoria regarding chronic nuisance property was approved by roll call vote.

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

Nays: None.

CLERK'S NOTE: This Item will be placed on the February 9, 2016, Regular City Council Agenda.

REGULAR BUSINESS ITEMS, with Recommendations as Outlined:

- (16-034) Communication from the City Manager and Community Development Director with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to DENY a Request for a SPECIAL USE for Auto Sales and Repair in a Class C-1 (General Commercial) District for the Property Located at 2010 W. FORREST HILL AVE. (Parcel Identification No. 14-31-226-014), Peoria, IL (Council District 2)**

Council Member Grayeb remarked that this was a strategic property located in the Second District fairly close to the Fourth District. He spoke positively of the location and he said the owners were working to find a business that would complement the surrounding neighborhoods.

Council Member Grayeb moved to concur with the recommendation of the Planning and Zoning Commission and Staff to deny a request for a special use for auto sales and repair in a Class C-1 (general commercial) District for the property located at 2010 W. Forrest Hill Ave., Peoria, Illinois; seconded by Council Member Johnson.

Motion to DENY was approved by roll call vote.

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

Nays: None.

- (16-035) Communication from the City Manager and the Community Development Director with a Request to Receive and File the Request for a PROPOSAL PROCESS for CITY-OWNED PROPERTY.**

Community Development Director Black said this item was a request to receive and file and for the Council to provide comments on an initiative or pilot program Staff was seeking to implement. He said this process addressed City-owned properties that were not immediate candidates for demolition. He said the vast majority of these properties were simply for demolition; however, he said this item would place these properties up for bid to the general public with the opportunity for rehabilitation. He said those interested in acquiring these structures would have to provide a scope, timeline, and the finances prior to approval. He said Staff suggested the City retain ownership until the property met the standards for being occupied. With allowing the City to have retained ownership, he said if the rehabilitation of the property fell through, then the demolition process would continue where it left off without having to start the entire process over. Overall, he

said the City would deal with less than 10 properties a year that would be candidates for rehabilitation. Upon reviewing past recordings, he said the City generally received less than 10 requests for individuals looking to rehabilitate properties.

Council Member Moore expressed a concern about the City's liability should someone become injured during the rehabilitation process of the property with the City retaining ownership. She asked if the City would insist on the person interested in rehabilitating a property to provide proof of a Certificate of Insurance.

Corporation Counsel Leist said that was a concern of Staff as well, in light of the recent Coleman Case. He said the City would attempt to convey the property should the individual not complete the promises made for rehabilitation. He remarked that should rehabilitation not be complete, then the property would revert back to the City. In other words, he said the ownership of the property was on the people physically working on the property. He said Staff would investigate whether the City could require the individual rehabilitating the property to have insurance.

Corporation Counsel Leist said he would make the recommended changes to this item; however, he said this was a good plan and program and it was his desire not to delay it. He said Staff would work as quickly as possible.

Mayor Ardis recommended deferring the matter to make the desired changes prior to approving it.

Council Member Grayeb expressed his appreciation to Director Black, City Manager Urich and Staff for prompt action when a home presented itself to a neighborhood that could be saved. He remarked that the City of Pekin had a program that utilized some of the funds for demolition towards a deal to assist in saving more structures because more revenue would be made available. He said this would not impact a large number of properties. He said if the City could keep properties salvageable, that it might be worth having a conversation of using demolition funds to save some of these properties.

City Manager Urich said he would like to meet with the City of Pekin and discuss how they utilized that program. He said it would presume that this demolition dollar would either be spent here or on the next property. He said it may have to be reviewed on a case-by-case basis. He said Director Black would schedule a meeting with the City of Pekin to discuss their process and would present a report back to the City Council. He said it could be tied in with a formal policy to bring back to the Council. Conceptually and philosophically, he said it was important to ensure that the demolition money was going towards demolitions, and he noted that some of the homes were beyond repair.

Council Member Jensen expressed her appreciation towards City Manager Urich, Director Black and Staff for bringing this program forward. She said she had been an advocate for a program like this in order to save homes. She said it was her hope to pursue programs similar to the one presented and to develop a City Revolving Fund or to find assistance for neighborhood groups who wanted to participate in a similar program.

Council Member Spain moved to receive and file the request for a proposal process for City-owned property; seconded by Council Member Moore.

Approved by roll call vote.

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

Nays: None.

(16-036) Communication from the City Manager and Corporation Counsel with a Request to APPROVE an INTERGOVERNMENTAL AGREEMENT to Convey Certain City-Owned Property to the PEORIA HOUSING AUTHORITY Identified as 101 IRVING STREET, Containing Four Parcels with a P.I.N. of 18-10-106-003.

Mayor Ardis recognized Mr. Paul Bollinger, the new Executive Director of the Peoria Housing Authority.

Council Member Moore said she recently visited with the PHA regarding their proposal for building two new buildings with 45 units each at this location. She remarked that this property was City-owned and currently had no structures on it. She said it would assist the PHA for use with Taft Homes. She said she was supportive of the City conveying this property to the PHA, and she moved to grant Privilege of the Floor to Mr. Bollinger.

Hearing no objection, Mayor Ardis granted Privilege of the Floor to Mr. Bollinger, Executive Director of the PHA.

Mr. Bollinger, Executive Director of the PHA, said conveying this parcel to the PHA would allow for better site control and a more effective design layout of the two proposed structures. He said it would give the PHA more flexibility rather than having to design around that parcel. He said there would be a better flow of redevelopment of the overall area.

Council Member Moore requested that the City Council continue to examine and explore comments made by the citizens for their lack of support in accepting PHA construction in other areas.

Council Member Moore moved to approve an Intergovernmental Agreement to convey certain City-owned property to the Peoria Housing Authority identified as 101 Irving Street, containing four parcels with a PIN of 18-10-106-003; seconded by Council Member Riggerbach.

Council Member Jensen said she would abstain from voting in this matter because her firm currently represented the PHA.

In response to Council Member Montelongo's question on whether the PHA had a master plan, Mr. Bollinger said they would continue to work to develop a master plan; however, one was not available yet. He said it was their intent to finish the plan and present it to the community.

In response to Mayor Ardis regarding HUD Funding, Mr. Bollinger remarked that the PHA had funds from HUD that needed to be utilized by the end of October, and it was the intent of the PHA to see those funds be utilized within the City of Peoria versus another community.

Motion to approve an Intergovernmental Agreement to convey certain City-Owned property to the Peoria Housing Authority identified as 101 Irving Street was approved by roll call vote.
Yeas: Akesson, Grayeb, Jensen, Johnson, Moore, Riggerbach, Ruckriegel, Spain, Turner, Mayor Ardis – 9;
Nays: Montelongo – 1;
Abstain: Jensen – 1.

- (16-037) Communication from the City Manager with a Request to:
- A. APPROVE a MEMORANDUM OF UNDERSTANDING with the NATIONAL RESOURCE NETWORK to Conduct a Comprehensive Analysis of Peoria's Southside.
 - B. ADOPT an ORDINANCE Amending the City of Peoria BUDGET for Fiscal Year 2016 Relating to the Use of the SOUTH VILLAGE TIF Fund Balance for the Memorandum of Understanding with the National Resource Network of \$21,138.00.

Council Member Moore expressed her concern that the citizens did not want to see another consultant report without the City following up on the recommendations. She remarked that, with the assistance of Dr. Leslie McKnight from the City's Economic Development Department, they had located the National Resource Network who visited the City in June of 2015 to assess the City's Southside. She said the NRN provided a plan with a cost. She said the Network committed to funding 75% of the cost with funds provided by HUD. She stressed the importance of following through with the proposed recommendation and plan that the NRN provided.

Assistant City Manager Setti remarked that this was a great opportunity for the City. He said Dr. McKnight developed a proposal for technical assistance. He said the NRN spent two days in the City of Peoria and observed the City's Southside.

He said the City could utilize the South Village TIF fund to assist with some of the costs.

Council Member Moore moved to approve a Memorandum of Understanding with the National Resource Network to conduct a comprehensive analysis of Peoria's Southside; seconded by Council Member Turner.

Approved by roll call vote.

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

Nays: None.

Council Member Moore moved to adopt an Ordinance amending the City of Peoria budget for Fiscal Year 2016 relating to the use of the South Village TIF Fund balance for the Memorandum of Understanding with the National resource Network of \$21,138.00; seconded by Council Member Turner.

ORDINANCE NO. 17,320 was adopted by roll call vote.

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

Nays: None.

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

- (16-008) Communication from the City Manager and the Fire Chief with a Request to Approve a SOLE SOURCE PURCHASE for Four (4) Automatic Defibrillator's (AED's) and Eight (8) LifePak 15 Defibrillator's from PHYSIO CONTROL, in the Amount of \$260,415.56.

Fire Chief Charles Lauss provided an overview of the item. He said it would provide for a 3-year lease purchase to replace the current defibrillators. He said the Department's current LifePak 12 defibrillators were coming to the end of their life expectancy. He said they generally ran approximately eight years. He said the Department's oldest defibrillators were purchased in 2004 and the newest in 2008. He said the service contract would no longer be in effect at the end of this year. He said the current request would be a 3-year lease purchase. He said at the end of the three years the Department would have to buy each defibrillator for \$1.00 each. He said this was money already budgeted noting the Department was well under budget for the second and third year in a row.

Council Member Jensen moved to approve a sole source purchase for four (4) automatic defibrillators (AED's) and eight (8) LifePak 15 Defibrillators from Physio Control, in the amount of \$260,415.56; seconded by Council Member Spain.

Approved by roll call vote.

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

Nays: None.

NEW BUSINESS

New Peoria School District 150 Superintendent

Council Member Jensen congratulated the new District 150 Superintendent Dr. Sharon Kherat of her appointment as the new Superintendent of District 150 schools. She said was looking forward to District 150 moving forward under Dr. Kherat's leadership.

January 28, 2016, East Village Growth Cell Housing Program Workshop

Council Member Riggerbach said City Staff would be available to assist those needing help completing an application for the East Village Growth Cell Housing Program. He announced that Staff would be available Thursday, January 28, 2016, from 3:00 P.M. to 7:00 P.M. at the East Bluff Neighborhood Housing Services, 1839 N Wisconsin Ave, Peoria, Illinois 61603

Alicia Washington Appointed to the 10th Judicial Circuit

Council Member Moore announced that Alicia Washington, a lifetime Peorian, was recently appointed to fill a vacancy in the 10th Judicial Circuit.

(16-038) Illinois American Water Company's Proposed Rate Increase

Council Member Montelongo expressed a concern on a recent publication in the Peoria Journal Star regarding Illinois American Water Company's proposal for a rate increase. He said the Illinois Commerce Commission was interested in hearing from the Community on this issue. He asked City Manager Urich to contact the water company to have them attend a Council Meeting or a Special Council Meeting to discuss the reason for the proposed rate increase. He said Council should vote whether to support or reject the proposed increase and to respond to the ICC with a resolution.

Council Member Montelongo moved to have the Illinois American Water Company attend a City Council Meeting, whether regular or special, to discuss the proposed rate increase, for the City Council to vote on approval or rejection of the same and to respond to the ICC with a resolution; seconded by Council Member Jensen.

Council Member Spain expressed his concern regarding the lack of communication regarding the proposed increase. He said past practice showed a tremendous amount of communication from

the water company to the Council before the increase. He said if communication was lost between the water company and the City Council, he would like to be informed of the same.

Motion to have the Illinois American Water Company attend a City Council Meeting, whether regular or special, to discuss the proposed rate increase, for the City Council to vote on approval or rejection of the same and to response to the ICC with a resolution was approved by roll call vote.

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

Nays: None.

Recognition of the New Executive Director of the Peoria Housing Authority

Council Member Moore formally welcomed Executive Director Bollinger to the Peoria Community. She said she was ready to work with the PHA to address any issues they would like addressed.

Mayor Ardis recommended that the City Council take an opportunity to meet Mr. Bollinger noting he was a great resource and had an outstanding communication relationship with HUD, which was what the PHA needed. He said he was looking forward to a long-time commitment.

Recognition of Promotion of Division Chief Ron Jones in the Peoria Fire Department

Mayor Ardis recognized Division Chief Ron Jones who had served on the Fire Department for 28 years was recently promoted to Division Chief within the Department. He said he was the first African American to receive this promotion, and he commended Chief Lauss on the appointment.

CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD

Ms. Joyce Blumenshine, Chair of the Heart of Illinois Sierra Club, expressed her appreciation for Assistant City Manager Setti's assistance with the public comments to the Illinois Department of Natural Resources. She remarked that the citizens would continue to fight to save Riverfront Park, noting that they would take the issue to the State and Federal level.

Mr. Savino Sierra, a concerned citizen, said he agreed with saving the Riverfront Park. He said he was glad to hear of Council Member Jensen's announcement of the appointment of the new District 150 Superintendent Dr. Kherat, and he remarked that the School District would take great strides under her supervision. He remarked on pickup trucks carrying materials sticking out past bumpers, who do not have red tags signifying something was hanging out past the bumper. He also remarked on the importance of having car lights on when driving in the rain and at dusk, and he asked the Peoria Police Department to address these issues.

EXECUTIVE SESSION

Consideration of a motion to go into Executive Session pursuant to 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; 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 Grayeb moved to enter into Executive Session pursuant to 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; 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 Ruckriegel.

Approved by roll call vote.

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

Nays: None.

ADJOURNMENT

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

Approved by roll call vote.

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

Nays: None.

The Regular City Council Meeting adjourned at 7:41 P.M.



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