

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, January 19, 2010 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

An Invocation was delivered by Pastor Lonnie Posley, New Canaan Land Christian Church, 225 E. Clinton Street, Joliet, Illinois.

Pastor Posley then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 4 COUNCILWOMAN SUSIE A. BARBER, DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, DISTRICT 5 COUNCILMAN WARREN C. DORRIS, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA, COUNCILMAN AT LARGE MICHAEL F. TURK and DISTRICT 3 COUNCILMAN ANTHONY UREMOVIC.

ABSENT: NONE.

ALSO PRESENT: CITY MANAGER THOMAS A. THANAS and CORPORATION COUNSEL JEFFREY S. PLYMAN.

APPROVAL OF MINUTES

COUNCILMAN BROPHY moved that the minutes of the Regular Meeting of the Council of the City of Joliet, Illinois held on Tuesday, January 5, 2010 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC and MAYOR SCHULTZ.

NAYS: NONE.

It was requested that Council Memo #54-10 be moved up on the agenda at this time.

1. A RESOLUTION Authorizing the Joliet Public Library to Borrow Funds on an Interim Basis was presented and read.
(Council Memo #54-10)

The City Manager explained that this is a request for approval from the City to ratify what the Library Board asked for in December, 2009 which is basically a line of credit or to be able to borrow funds until real estate tax revenues come in from the County Treasurer's office. He said usually cash flow has been adequate to cover the obligations of the Library, but this is just in case their cash flow is not adequate to cover expenses until the tax revenues arrive.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN
QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC,
COUNCILWOMAN BARBER and MAYOR SCHULTZ.

NAYS: NONE.

(RESOLUTION NO. 6335)

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Finance

COUNCILMAN UREMOVIC stated the Finance Committee met at 5:45 p.m. this evening and there was a review and discussion of the Neighborhood Improvement Program for December and the monthly cash flow report and personnel summary. He said there was also a review and approval of the minutes of the meeting of December 14, 2009. He said there was also a review and discussion of the Yearly Conference, Travel and Seminar Report and an examination of the Treasurer's Disbursements and Regular Claims for the month of December. He said there was also an update on the ticketing and towing program which staff is moving forward on.

B. Land Use

COUNCILMAN SHETINA stated the Land Use Committee met on January 12th with a long agenda and will meet again on Thursday at 4:30 p.m. He said they had a lengthy discussion with Neighborhood Services Director Alfredo Melesio with respect to the policies on vacant buildings, registrations and how he handles open listings with realtors and he thinks they're going to do it on an open-listing basis, but that is still open for discussion.

COUNCILMAN SHETINA said Planner Pete Saunders talked about the Jefferson Street commercial corridor study he is working on. He said we're trying to get all the parties together to talk about what the hopes and dreams are for Jefferson Street. He said there's a lot of good things happening on Jefferson Street. He said COUNCILMAN UREMOVIC has asked what the plan is for Jefferson Street.

Director of Community and Economic Development James Haller said it will probably be another couple of months because they have to meet with all of the stakeholders.

COUNCILMAN SHETINA said it was talked about and they all understand that we're interested in what's going on there.

COUNCILWOMAN QUILLMAN asked if they are meeting with the business owners also.

COUNCILMAN SHETINA said that is the plan and he asked Planning Director Kendall Jackson to explain.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

Mr. Jackson said we haven't approached any of the business owners on Jefferson Street yet. He said we're completing a survey of all of the land uses in the area. He said the corridor itself has been broken down into six different sub-areas and within those sub-areas the surveying is ongoing. He said at some point we'll bring in all of the stakeholders in terms of a workshop or public meeting of some type to start to get their input.

COUNCILWOMAN QUILLMAN said the reason she asked that is because she has received some phone calls from business owners on Jefferson Street asking her what happened to the meetings they used to have. She asked if staff could send a letter to them and let them know what the intent is and that they will be contacted in the future.

COUNCILMAN SHETINA said Joliet Junior College (JJC) came forward with their campus master plan and the student services center. He said they're still talking about the road going through and it looks like they have a pretty good idea of what they want. He said he talked with President Gena Proulx after the meeting and they are serious about going ahead with their plans. He then asked Jim Haller to explain what JJC is planning.

Mr. Haller said basically what they wanted to do is introduce some of the new buildings that they hope to go to construction on and they talked about a new entrance that was going to come into the facility and the circulation patterns. He said they also talked about a new student center cafeteria at the main entrance so the first point of contact for a casual visitor or the students enrolled there would be this new building, and then they were going to do a relocation of the loading dock and the building and grounds department to the rear of the facility. He said they talked about the buildings and all of the construction would be LEED certified and be very cognizant of the green initiative and try to be energy efficient. He said we discussed the possibility of that road going through for the O & S Development at some point in time. He stated they said their plan is very sensitive to that and they quite honestly said they look forward to that road being constructed at some point and they would work with us to make sure that that happened for that development in the future.

COUNCILMAN SHETINA said the Committee also discussed the funding request by Unity CDC and we didn't feel we had the ability to do that. He said CDC met with staff after the meeting and further discussed their concerns and are still meeting and the City Manager will come back with a report on that.

C. Public Service

COUNCILMAN TURK said the Public Service Committee met this morning and reviewed the contracts, change orders, pay estimates and final payments, found them all to be in order and recommended their approval.

COUNCILMAN TURK said they also had a discussion on the year-to-date snow removal costs. He said we've used 5,249 tons of salt with 25" of snowfall so far. He said there have been 10 call outs, two being overnight. He said up to this point our total salt costs are \$304,000 with overtime costs of \$284,000 for a total of about \$588,000 thus far.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

D. Baseball

COUNCILMAN GIARRANTE said a meeting has been tentatively scheduled for February 3rd at 3:00 p.m. at the Sports Hall of Fame.

E. Legislative

COUNCILMAN SHETINA stated he is still trying to set up a Legislative meeting. He said we've been talking about the Sunshine Law with respect to Freedom of Information Act requests. He said he received a memo that the City Manager had appointed the City Clerk and Deputy City Clerk as FOIA Officers and to be the main focal point for issuing those according to law. He said he thinks the City Council needs to know what their responsibilities are and what their rights are along with everybody else in regards to executive sessions and he thinks that's an important part of it. He said he would like to set the meeting up as soon as he can.

There were no other Committee reports.

CONSENT AGENDA

A. Treasurer's Report – November, 2009

A communication from the City Manager contained his recommendation that the report be received and placed on file.

COUNCILMAN TURK moved that the recommendation of the City Manager be concurred in.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILMEN DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMAN BROPHY and MAYOR SCHULTZ.

NAYS: NONE.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of 8.21 Acres at 40 Mills Road

1. Resolution re: Approving an Annexation Agreement for 8.21 Acres at 40 Mills Road (#A-2-09/Dist. #5)
(Council Memo #42-10)
2. Ordinance re: Approving the Annexation of 8.21 Acres at 40 Mills Road (#A-2-09/Dist. #5)
(Council Memo #42-10)
3. Ordinance re: Approving the Classification of 8.21 Acres at 40 Mills Road to I-1 Zoning (#A-2-09/Dist. #5)
(Council Memo #42-10)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

A communication from the City Manager contained a request by the petitioner, Rendel's Inc., that this item be tabled to the City Council meeting to be held on February 2, 2010 in order to provide additional time to review the proposed annexation agreement.

COUNCILMAN BROPHY moved that said item be tabled to the February 2, 2010 City Council meeting.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

AYES: COUNCILMAN GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS and MAYOR SCHULTZ.

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN said this was a go and now it's not, what's the issue.

The City Manager said there was a revised draft of the annexation agreement sent to Rendel's attorney last week and he asked for some additional time to look at it.

APPROVAL OF REGULAR CURRENT BILLS

A. Treasurer's Disbursements – December, 2009 - \$39,749,008.43

A communication from the City Manager contained his recommendation that the report be received and placed on file.

B. Regular Claims – December, 2009 - \$2,210,501.78

A communication from the City Manager contained his recommendation that the report be received and placed on file.

COUNCILMAN SHETINA moved that the recommendations of the City Manager be concurred in.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE and MAYOR SCHULTZ.

NAYS: NONE. (COUNCILWOMAN QUILLMAN abstained from voting on any items dealing with Silver Cross Hospital)

Prior to her vote, COUNCILWOMAN QUILLMAN said she had a question on page 4 of the Regular Bills regarding the payment of \$441.50 to New Star Jewelry.

The City Manager said he believes that is for the purchase of watches for long-time City employees who have retired as has been done in the past.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving the Reclassification of 1117 Vine Street from R-3 to R-2 Zoning as recommended by the Plan Commission was presented and read. (#Z-4-09/Dist. #4)
(Council Memo #45-10)
(ORDINANCE NO. 16574)

2. AN ORDINANCE Approving a Variation of Use to Allow the Continuation of an Existing Two-Unit Building Located at 1117 Vine Street as recommended by the Plan Commission subject to the following conditions was presented and read:
1) Should the property be declared a Public Nuisance, it shall be subject to a rehearing and a possible revocation of the Variation of Use; 2) The owner of the property is requested to attend a landlord training program; and 3) That if the above conditions are not complied with, this matter shall be scheduled for an administrative hearing. (#2009-75/Dist. #4)
(Council Memo #45-10)
(ORDINANCE NO. 16575)

COUNCILMAN BROPHY asked for an explanation.

Mr. Haller explained that this property consists of two lots and on one lot there is a two-unit house that has been a two-unit for about 70 years. He said there is a vacant lot next to it and when property in that area was being downzoned, staff mistakenly downzoned the house but didn't downzone the vacant lot, which was our intention. He said so we took a perfectly good two-unit and made it into single-family zoning and then we left the vacant lot which could technically be built upon allowing for two more units. He said to correct this, we're asking that the vacant lot be rezoned to single-family and that a Variation of Use be approved to continue the use of the two-unit on the other lot.

COUNCILMAN GIARRANTE moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN and MAYOR SCHULTZ.

NAYS: NONE.

3. AN ORDINANCE Proposing the Enlargement of the 2008 Special Service Area No. 1 – Harwood/Scribner/Sterling Sanitary Sewer Improvements was presented and read.
(Addition of 419 N. Harwood Street)
(Council Memo #46-10)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

COUNCILMAN TURK moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

AYES: COUNCILMEN TURK, UREMOVIC, COUNCILWOMAN BARBER,
COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN
QUILLMAN, COUNCILMAN SHETINA and MAYOR SCHULTZ.

NAYS: NONE.

(ORDINANCE NO. 16576)

4. AN ORDINANCE Declaring the following properties as Public Nuisances and authorizing application to the Circuit Court for demolition, injunction or other relief was presented and read: 2302 Claridge Drive, 1324 Fairview Avenue, 427 Francis Street, 217 Iowa Avenue and 1313 Sterling Avenue.
(Council Memo #47-10)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILMAN UREMOVIC, COUNCILWOMAN BARBER,
COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN
QUILLMAN, COUNCILMEN SHETINA, TURK and MAYOR SCHULTZ.

NAYS: NONE.

(ORDINANCE NO. 16577)

5. AN ORDINANCE Approving an Assignment of Developer's Interest in Development Agreement for Central Park Subdivision, a PUD was presented and read.
(Council Memo #48-10)

COUNCILMAN SHETINA asked for an explanation.

The City Manager said First Midwest Bank has informed us that they were the mortgagee of the property and have taken the property back from Colony Builders. He said they wanted to make sure that the City Council would be OK with First Midwest standing in the developer's shoes and trying to market the property as it was approved by the Council in 2006. He said we concur that that's a good way of handling it and this would approve the assignment of the developer's interest in the PUD, all the other documentation that was approved previously by the Council in 2006, and the amended development agreement that was approved in 2009, and we're recommending it's approval.

COUNCILWOMAN QUILLMAN asked what the amendment was in July.

The Corporation Counsel said it was an amendment on development timelines. He said Colony Builders was having a problem marketing the property and assembling the site so they asked for additional leeway on the timeline.

COUNCILWOMAN QUILLMAN said so the original plan stands with the condos and it's still a floodplain.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

The Corporation Counsel said there is still floodplain on the site. He said that floodplain was proposed to be incorporated into a system of lakes; there is an existing lake on the property. He said none of that is being changed nor was any of it changed when the agreement was amended the last time it went before the Council. He said the intention and the reason why the amendment needed to be formalized was so that Colony could close on it's financing with the bank. He said that never happened so we still own the center parcel of the overall assemblage which is the lion's share of the property.

COUNCILMAN BROPHY asked if we are giving the bank the authority to market that with the other two pieces the way Colony drew it.

The Corporation Counsel said yes, essentially the bank would step into Colony's shoes and they would be married to the land plan that the Council approved and they would also have the right to market the land plan that was approved.

COUNCILMAN SHETINA asked what the City paid for that per acre and if we have any further involvement in it.

Mr. Haller said the City still owns the 33 acres including the 11 acre lake, 11 acres of floodplain and 11 acres buildable. He said he thinks the dollar value is a little over \$650,000 for the 33 acres.

COUNCILMAN SHETINA said he's assuming we would be made whole upon a sale in the event that they get that much money off of it.

The Corporation Counsel said the approval of the assignment would obligate First Midwest to the timelines that were approved by the Council for Colony. He said the bank would buy the 33 acres that we own and then they would have to proceed with development and they would honor the price that Colony negotiated with us which was kind of negotiated at the top of the market.

COUNCILMAN SHETINA said we're under \$20,000 an acre for our purposes.

The City Manager said yes, that property was purchased in 1988 and was a key link for annexation purposes and that's why we ended up purchasing it. He said he thinks what will happen is the bank wants to make sure that they can put a For Sale sign out there and actively market it. He said we probably won't see an exact replica of what was approved by the Council in this economy, but they understand that any deviation from what the Council approved in 2006 will have to come back for formal review and approval. He said more than likely we would start with the Land Use Committee if First Midwest receives an offer. He said they have not asked us to renegotiate the dollar amount for the 33 acres and it will all be dictated by what offers they may be receiving.

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC and MAYOR SCHULTZ.

NAYS: NONE.

(ORDINANCE NO. 16578)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

B. RESOLUTIONS

1. A RESOLUTION Authorizing the Acquisition of 201 S. Ottawa Street was presented and read.
(Council Memo #51-10)

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER and MAYOR SCHULTZ.

NAYS: NONE.

(RESOLUTION NO. 6336)

2. A RESOLUTION Authorizing the Sale of Property at 2118 Dartmoor Drive was presented and read.
(Council Memo #52-10)

Director of Neighborhood Services Alfredo Melesio introduced Maria Huizar, the buyer of this property.

Mrs. Huizar introduced her two children and said she thinks this is a great program for people like herself as a single parent with two teenage children. She said they are very excited and have been waiting for this for a very long time and they are very happy.

The City Manager said this is part of the Neighborhood Stabilization Program and the \$3.5 million allocation the City received from the Federal government last year. He said we purchased this house, had it rehabbed and now we end up with a happy ending like this. He said he's hoping we'll see many more of these to come in the near future.

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILMEN DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMAN BROPHY and MAYOR SCHULTZ.

NAYS: NONE.

(RESOLUTION NO. 6337)

3. Resolution re: Authorizing the Joliet Public Library to Borrow Funds on an Interim Basis
(Council Memo #54-10)

This item was approved earlier in the meeting.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

4. A RESOLUTION Authorizing and Approving a Lease Agreement with the Illinois Department of Transportation and an Indemnification Agreement with Mickey Oil Company at 1415 Plainfield Road was presented and read.
(Council Memo #55-10)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

AYES: COUNCILMAN GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS and MAYOR SCHULTZ.

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN asked for a brief explanation.

The Corporation Counsel said Mickey's One Stop gas station on Plainfield Road has been there for several years and during the mid 2000's the State of Illinois needed to acquire some additional land to upgrade and make the Route 30 improvements. He said that was all accomplished, but the consequence of that was that the legal right-of-way line of the highway was too close to one of the gas pump islands in the gas station, so the State proposed that the area comprising the sidewalk along Route 30 be leased to the City and that would eliminate the technical non-compliance with the setback between the roadway right-of-way line and the gas pump island. He said we still have sufficient separation between the actual travel lanes of Route 30 and the islands and this would just eliminate a technical issue.

(RESOLUTION NO. 6338)

5. A RESOLUTION Accepting the Award of the Energy Efficiency and Conservation Block Grant was presented and read.
(Council Memo #56-10)

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE and MAYOR SCHULTZ.

NAYS: NONE.

(RESOLUTION NO. 6339)

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization to Approve a Contract for the Well 22D Rehabilitation Project - 2009
(Council Memo #59-10)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

A report on two bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Layne Christensen Co. in the amount of \$81,480.00.

2. Authorization to Approve Payment of the Tri-County Auto Theft Unit Vehicle Leases for 2010
(Council Memo #60-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$27,000.00 to H & J Leasing for the third year of the lease agreement.

3. Authorization to Purchase Professional Services for AS/400 Hardware and Software Maintenance
(Council Memo #61-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$8,758.59 to Genisys Group for the 2010 IBM AS/400 Hardware and Software Maintenance.

4. Authorization to Approve Payment to Motorola – STARCOM21 Network for the Tri-County Auto Theft Unit
(Council Memo #62-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$6,201.00 to Motorola-STARCOM21 Network.

5. Authorization to Pay IWIN User Fee Overage
(Council Memo #63-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$9,694.97 to the Illinois Department of Central Management.

6. Authorization to Renew Communications Center T-1 Contract with AT&T
(Council Memo #64-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve a three year contract for T-1 Circuits with AT&T with an approximate monthly service charge of \$2,050.00.

7. Award of Contract for Professional Services for Laboratory Analysis for Industrial Pre-Treatment Monitoring
(Council Memo #65-10)

A report on three proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Arro Laboratory, Inc. in the amount of \$14,350.00.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

COUNCILWOMAN BARBER moved that the recommendations of the City Manager be concurred in.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN and MAYOR SCHULTZ.

NAYS: NONE.

B. Amendments, Change Orders and Payments

1. Approve Change Order No. 1 and Payment No. 1 and Final for the Repair of the Well Pump Motor at Rock 2
(Council Memo #69-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve Change Order No. 1, an addition of \$10,133.00 to Purchase Order No. 105011; and 2) Approve Payment No. 1 and Final in the amount of \$11,123.00 to Joliet Equipment Corporation.

2. Approve Change Order No. 1 and Payment of Professional Services for Laboratory Analysis for Industrial Pre-Treatment Monitoring
(Council Memo #70-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve Change Order No. 1, an addition of \$965.50 to Purchase Order No. 100451; and 2) Approve Payment in the amount of \$1,039.75 to TestAmerica Laboratories Inc.

3. Approve Change Order No. 1 and Payment for the 2009 Blended Phosphate Solution Purchase
(Council Memo #71-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$7,359.80 and Payment in the amount of \$7,847.95 on behalf of Pristine Water Solutions, Inc.

4. Approve Change Order No. 2 for the Eastside Treatment Plant Outfall Relocation Project
(Council Memo #72-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$28,867.50 on behalf of Strand Associates.

5. Authorization for Payment of Snow Removal (Storm on January 7, 2010)
(Council Memo #73-10)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payouts totaling \$42,325.85 to the following contractors: 1) Greg W. Dobczyk Excavating (\$3,130.00); 2) Construction by Camco, Inc. (\$4,555.00); 3) Allied Landscaping Inc. (\$5,000.00); 4) G-Three Construction Corp. (\$7,725.00); 5) John Russ & Company (\$8,320.00); and 6) P.T. Ferro Construction Co. (\$13,595.85).

6. Approve Change Order No. 1 and Payment Estimate No. 3 and Final for the Well 12D (Joliet Mall) Rehabilitation Project - 2009
(Council Memo #74-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$40,121.50 and Payment Estimate No. 3 and Final in the amount of \$23,760.38 on behalf of Water Well Solutions.

7. Approve Change Order No. 1 and Payment Estimate No. 2 for the Rock 2 Rehabilitation Project - 2009
(Council Memo #75-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 and Payment Estimate No. 2 in the amount of \$78,102.00 on behalf of Layne Christensen Co.

8. Approve Change Order No. 3 and Payment Request No. 5 for the 2009 Electrical Maintenance Assistance Contract
(Council Memo #76-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$15,590.70 and Payment Request No. 5 in the amount of \$15,590.70 on behalf of Van Mack Electric Inc.

9. Approve Change Order No. 1 and Payment No. 1 for the Rehabilitation of Neighborhood Stabilization Program Property at 1300 N. May Street
(Council Memo #77-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$15,054.00 and Payment No. 1 in the amount of \$22,700.00 on behalf of Basic Brothers Inc.

COUNCILMAN TURK moved that the recommendations of the City Manager be concurred in.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

AYES: COUNCILMEN TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMAN SHETINA and MAYOR SCHULTZ.

NAYS: NONE.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

MAYOR AND COUNCIL COMMENTS

A. Mayor Schultz - Appointments

MAYOR SCHULTZ placed in nomination the appointment of Anthony Jerisha to the Housing Authority Board, replacing Dan Campus.

COUNCILMAN TURK moved that the appointment of Anthony Jerisha to the Housing Authority Board be confirmed.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILMAN UREMOVIC, COUNCILWOMAN BARBER,
COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN
QUILLMAN, COUNCILMEN SHETINA, TURK and MAYOR SCHULTZ.

NAYS: NONE.

Prior to his vote, COUNCILMAN DORRIS thanked Dan Campus for doing a tremendous job on the Housing Authority Board. He said he will be missed and he then voted aye.

Prior to his vote, COUNCILMAN SHETINA said he also would like to thank Dan and said he has always been a real stalwart for us and he voted aye.

COUNCILMAN DORRIS moved that Kathy Garthus and Judy Kreiser be allowed to address the Mayor and Council at this time.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS,
GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN
SHETINA, TURK, UREMOVIC and MAYOR SCHULTZ.

NAYS: NONE.

Ms. Kathy Garthus of 23656 Vetter Road said she has come before the Council before to complain about the road conditions near her home because of the CenterPoint project truck traffic. She said the roads are filled with mud and it washes into their driveway. She said they can't get to or from the store without their vehicles becoming full of mud, and it's a nuisance. She said she doesn't understand why the trucks can't go down Patterson Road south of Schweitzer Road and then go up to Millsdale Road. She said those roads have been torn up by CenterPoint.

COUNCILMAN GIARRANTE said there are big clumps of mud on the roads and he asked if they aren't supposed to clean that up.

The City Manager said yes but the volume of truck traffic is so great right now it is a challenge to keep up with it. He said when he and Director of Public Works Jim Trizna meet with CenterPoint representatives every other week this is always the first thing we talk about. He said he and Jim will go down and take a look at it and keep working on it. He said he understands that ideally all the roads will get done at once but it's just not going to happen that way, all of these will be phased, and we'll keep working with CenterPoint to try to get the roads back in shape.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

Ms. Garthus asked why they don't use Patterson Road.

Mr. Trizna said it's under construction.

COUNCILMAN GIARRANTE said that's what they're going to eventually use, and once it's done that's going to be the main ingress and egress from CenterPoint, down Patterson to Millsdale. He said right now they're working on it and the mud is coming from inside CenterPoint.

Ms. Garthus said they've complained to CenterPoint before and she almost got slapped with a lawsuit. She said she comes down here and the City keeps saying the same thing.

The City Manager said we'll follow through with CenterPoint and see what we can do as far as handling Schweitzer Road.

Ms. Judy Kreiser of 23656 Vetter Road said they patched some holes on Schweitzer Road the last time they came here and then the next week there were new holes. She said the new bridge they put over the tracks on Millsdale Road is dangerous, there are no railings. She said CenterPoint told her they did the minimum that needed to be done per IDOT.

COUNCILMAN SHETINA asked if we can revisit this as a Council or a Committee.

Ms. Kreiser said they would really appreciate it.

The City Manager said we'll have a meeting with representatives from CenterPoint and address these issues. He said the good news for us is there are a lot of towns who don't have this problem. He said he attended a six hour meeting that was called by the Governor and Senator Durbin last Friday and the CenterPoint project was the featured project. He said we're talking not just statewide but nationally. He said what this City Council has done is being recognized worldwide right now to the point where we will be the third largest inland port in the world once build out occurs, but to get to that point there will be some pain and he doesn't minimize what these ladies are saying, he agrees with them.

Ms. Kreiser said if they have all that money they can afford to at least pave Schweitzer Road in that low spot.

The City Manager said Schweitzer, Patterson, Vetter, Millsdale, all of them will be completely reconstructed to the point where they will have brand new blacktop, curb and gutter and some streetlights. He said it will all be first class once build out occurs, but it really doesn't make sense to put the new roads in while this heavy truck traffic is going back and forth.

COUNCILWOMAN QUILLMAN said the bridge in question with the railings, is that a temporary fix for now and then later they will make it more permanent.

The City Manager said we'll take a look at it. He said we have a relationship with a structural engineering firm that has been monitoring the construction of the bridge and we'll check with them.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

COUNCILWOMAN QUILLMAN said it's sounds like a safety issue if they just did something minimal and are going to fix it later.

The City Manager said he can't believe CenterPoint would do just enough to get by, but we will follow up with the consultant and make sure that the bridge is safe.

COUNCILWOMAN QUILLMAN said when we have this meeting we can invite these folks here.

The City Manager said absolutely, we'll find the right forum and make sure it's publicized.

MAYOR AND COUNCIL COMMENTS

COUNCILMAN BROPHY said in a continued effort to find either a few more sources of revenue or a few places to cut expenses he was looking at the 2008 tree contract. He said he had talked with Jim Teiber of the Forestry Department and he said we had bought trees for replacements here and there in the districts and we had a lot in the western end of town. He said the replacement trees were for the trees the developers had put in and for some reason they died. He said he wondered if we couldn't look at either putting trees in later or taking on the responsibility and collecting the fees and doing it ourselves as a contract, and getting a longer guarantee on the tree from the supplier. He said the replacement of hundreds and hundreds of trees seems to get expensive. He said he doesn't know if there was any merit to that and he would like Jim and his crew to review that and see if there is any other way to do that. He said we put the parkway trees out to the developer as a development requirement. He said maybe we want to pull that back and do it on our schedule with our contractor in bulk, at a better price, with a longer guarantee. He said that's just a thought.

The City Manager said we'll follow up on that; it does make some sense considering what's happening with some of the trees.

COUNCILMAN BROPHY said he knows the Supreme Court rejected the suggestion to close the canal because of a possible Asian carp invasion which we're happy about, and he asked if there is any chance that will go any other way or are we clear on that.

The City Manager said it was a request for a temporary restraining order to close the locks. He said it was basically a first step and it will probably go back to a trial court for further proceedings if the other states decide to pursue it. He said this was more of an emergency closure and the Supreme Court decided not to grant that request.

COUNCILMAN BROPHY said in the long term is there any immediate effect on us for that if that commerce stops moving up and down the canal.

The City Manager said there are some good things and some really bad things. He said we haven't really analyzed it completely, we're working with the CED, Congresswoman Halvorson's office and a few other interested parties to measure the impact. He said he knows petrochemical companies have formed an alliance in our area because it would be devastating for them.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

COUNCILMAN BROPHY said he would like to know the pros and cons of that to us and we can then decide on a Resolution that might support the groups that it will also have an effect on.

The City Manager said the bridges will go up less frequently which a lot of people would say would be good, but the reality is a lot of the key businesses in our area that rely on the river for moving its product will see a tremendous drop in business which usually means a drop in jobs.

COUNCILMAN BROPHY then wished his mom a Happy Birthday.

COUNCILMAN DORRIS said as long as he's been on this City Council which is going on 24 years we really try to do our best and make sure to get economic development in the City. He said when these warehouses went through we made sure that they were going to be built with union labor and if not, we have major issues with that. He said so they build these warehouses with union labor and then they fill them with non-union people that are not even making a living wage. He said he's been talking to the Warehouse Workers of America and he asked the City Manager for an inventory of the warehouses that have been built in the City of Joliet, the employee count that's in there and the wage scale. He said they know they can not build here without using union labor and then they fill them with non-union employees that they've hired through temporary agencies and if they work 90 days they're full time, but they're getting fired on the 88th and 89th day and not getting an opportunity to move into the work group where the wages are better and they get benefits. He said we really need to look at that when we require them to build union and then they fill these warehouses with people that really need the work and they're not making a living wage with no benefits. He said if we can require them to build all those concrete jungles with union labor, we should start having a requirement that they have to pay a living wage. He said he'd like to have that information and maybe that can be reviewed at a committee to talk about as we get the build out with CenterPoint.

COUNCILWOMAN QUILLMAN said we had Dollar Tree here a couple of years ago to explain about the same complaints filed against their employees as well.

COUNCILMAN DORRIS said those issues are still there and it's still happening. He said people are being fired on the 89th day, the day before they get into the union. He said COUNCILWOMAN BARBER and he are dealing with that and they hear those complaints; they are real complaints.

COUNCILWOMAN QUILLMAN asked if we can do that legally.

The City Manager said we'll do the inventory that's been requested and get some information. He said he's not sure if we're ready to start talking about the legalities of it yet, but we'll work on it and bring some information back to the Council.

COUNCILMAN GIARRANTE said he saw Jim Tieber and his assistant out trimming trees and he asked if we have a chipper.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

The City Manager said no, that's on loan, it's a test model. He said we've gone out for bid for a tree chipper. He said the bids will be opened tomorrow and we'll probably have a recommendation at the February 2nd meeting. He said previously we hired somebody and had a \$100,000 contract come through a few months ago and we decided not to bring it to the Council because of our current financial situation. He said he asked how much of the work can be done in-house and it was determined that if we had a tree chipper we wouldn't need the \$100,000 contract where we basically send that work outside to be done.

COUNCILMAN GIARRANTE asked what does the chipper cost.

The City Manager said we think \$25,000 but we'll find out tomorrow.

COUNCILMAN GIARRANTE said so we'll be doing that in-house from now on.

The City Manager said yes.

COUNCILMAN UREMOVIC asked for an updated punch list on Golfview and Fairway Estates. He asked also if there are any monies available through any outstanding performance bonds. He said the Neighborhood Association wanted an update and possibly a meeting in the very near future.

The City Manager said we'll get the information and have it ready for a meeting.

COUNCILMAN SHETINA said he attended the CED meeting Friday morning. He said there is an organization called the Chicago Metropolitan Agency for Planning (CMAP) who has some teeth given to them by the State of Illinois whereby they can come into different counties and cities and try to put their stamp of approval on any kind of a development that might occur. He said it appears they don't have the ability from the Legislature yet to do anything other than be a liaison or make recommendations. He said he thinks everybody's concerned about it. He said County Executive Larry Walsh and Bolingbrook Mayor Roger Claar represent us on it and obviously there's individual interest in that with each city, but he thinks Mayor Claar and Larry Walsh have done a good job. He said we're going to watch how that transpires over the next couple of years and see where they're going with that but we are on top of it and we'll report back when the time comes.

COUNCILWOMAN QUILLMAN said she had the pleasure of attending a ribbon cutting yesterday with the National Hookup of Black Women Association partnering with Silver Cross Hospital. She said they've established a reading room at the old St. Mary Magdalene Church with a nice, quiet space with books for kids as well as adults along with computers. She said they are in need of donations of books and money and anyone wanting to make a donation can call City Hall.

COUNCILWOMAN QUILLMAN said our Fire Department was pretty busy over the weekend and on Monday Police Officer Sawyer saved a lady's life from a burning building. She asked the Police Chief exactly what took place and said Officer Sawyer should be commended.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 19th day of January, A.D. 2010***

The Police Chief stated Officer Josh Sawyer did a very heroic act yesterday morning. He said we received a 911 call reporting a fire at 1301 N. Collins a little after 1:35 a.m. yesterday morning and when that call went out Officer Sawyer was on routine patrol in the area and was able to respond immediately. He said when he arrived the residence was engulfed in flames and he immediately went to the front to try to wake any occupants and when he didn't get an answer he ran around to the back of the residence and forced his way into the back door which was locked. He said once he got inside the residence which was smoke filled he made his way into the living room where he found an 89 year old lady asleep on the couch. He said she didn't realize her house was on fire and Officer Sawyer immediately picked her up and carried her out of the burning house and undoubtedly saved her life. He said the Fire Department arrived on the scene and did a fantastic job of putting the fire out and making sure there were no other people inside the residence. He said he thinks this is a fine example of the public safety efforts not only by the Police Department but also by the Fire Department and we're really proud of Officer Sawyer's actions.

COUNCILWOMAN QUILLMAN said we are proud of our Police and Fire Departments. She said Joliet has many heroes and Officer Sawyer is just one of them. She said she didn't want to let that go without him being commended because he is very modest about it.

ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council go into closed session at 7:30 p.m. to discuss personnel, collective bargaining, land acquisition or conveyance and pending or threatened litigation after which the meeting will be adjourned.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, DORRIS, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER and MAYOR SCHULTZ.

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape