

***Proceedings of the Council of the City of Joliet, Illinois
held on the 16th day of October, A.D. 2007***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, October 16, 2007 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Pastor Herb Brooks, St. John's Missionary Baptist Church, 104 E. Zarley Boulevard, Joliet, Illinois.

Pastor Brooks then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR PRO-TEM ANTHONY UREMOVIC 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 and COUNCILMAN AT LARGE MICHAEL F. TURK.

ABSENT: MAYOR ARTHUR SCHULTZ.

ALSO PRESENT: DEPUTY CITY MANAGER JAMES P. SHAPARD and CORPORATION COUNSEL JEFFREY S. PLYMAN.

APPROVAL OF MINUTES

COUNCILMAN GIARRANTE moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet, Illinois held on Monday, October 1, 2007 at 3:30 p.m. and of the Regular Meeting held on Tuesday, October 2, 2007 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS

A. Finance

COUNCILMAN BROPHY stated the Finance Committee conducted their regular monthly meeting yesterday and reviewed the usual items on the agenda. He said there was a discussion on the status of the I-55/I-80 Interchange Development Project. He said the developers are continuing to work with an engineering firm regarding acquisition of sites from third parties and COUNCILMAN UREMOVIC asked the staff to check with Senator Wilhelmi for possible state funding. He said they also asked staff for a summary of the funding for the Houbolt/I-80 Interchange and they asked staff to research the funding of the I-80/Brisbon Interchange.

COUNCILMAN BROPHY said the Finance Committee also expressed their concern about the funding for the 2008 budget structure and endorsed a hiring freeze on new positions. He said they also discussed employee benefits and

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overtime and noted that a memo was sent out by the Director of Management and Budget advising that all discretionary overtime shall cease immediately and will remain in effect for the remainder of the year. He stated staff was also requested to prepare a graph of personnel expenditures by employee group and there was a discussion on expenses related to post employment benefits. He said there was also a request for staff to check with the Joliet Park District regarding the financial status of the Splash Station Water Park.

COUNCILMAN BROPHY stated the Neighborhood Improvement Program Report for September was reviewed and placed on file and staff was asked to investigate potential funding sources for Districts 2, 4 and 5 to help offset bond debt payments charged against their district's allocations during the current year. He said there was also a review of the Cash Flow, Personnel Summary, September Conference, Travel and Seminar Expense Report and the Treasurer's Disbursements and Regular Claims.

B. Public Safety

COUNCILMAN GIARRANTE said the Committee discussed the purchase of EMS/Fire billing services and also discussed the purchase of polygraph equipment for the Police Department at a cost of \$5,800.00. He said the polygraph equipment would be used in expediting investigations and the Committee recommends the purchase. He asked the Deputy Police Chief for an explanation.

Deputy Police Chief Kerr said polygraphs are an investigative tool that allows the Police Department to reduce or eliminate individuals not actually involved in a criminal case and helps identify responsible parties. He said in the past they have had to schedule polygraph examinations through a variety of other sources and it reduces their ability to quickly and efficiently investigate cases. He said with the purchase of this equipment along with the fact that they have trained two of their officers in a 10 week program, it would be a great aid to their investigative division.

C. Public Service

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

D. Water Park

COUNCILMAN GIARRANTE said he has asked Joliet Park District Director Dominic Egizio to talk to other operators of water parks to see how they did this year. He said they are going to schedule a meeting to see how Splash Station did and do some brainstorming to see how it can be improved next year.

There were no other Committee reports.

COUNCILMAN BROPHY said he had a question in regards to Council committees. He asked about the newest formed committee, the City-County Advisory Committee, and he asked the Corporation Counsel if they approved the appointments for that committee yesterday.

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The Corporation Counsel said they were approved yesterday so no further action is required on that.

COUNCILMAN BROPHY said that group may meet informally tomorrow.

The Corporation Counsel said the City has approved the City-County Committee intergovernmental agreement and the County's first opportunity to review and approve it would be later this week. He said there is an informal committee that is comprised of members of both groups that's been meeting periodically. He said they have an informal committee meeting scheduled for tomorrow at the Hall of Fame at Silver Cross Field. He said it is an informal committee meeting because no formal meeting notice has been given and no more than two members of the Council can attend that tomorrow. He said given the County Board's approval in the future, we will have a more formal scheduling for the City-County Committee.

COUNCILMAN BROPHY said previously we had formed a Communication, Technology and Information Systems Committee. He made a motion that he, COUNCILWOMAN BARBER and COUNCILMAN UREMOVIC be appointed to that Committee.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

INTRODUCTION OF NEW DIRECTOR OF MANAGEMENT AND BUDGET

The Deputy City Manager then introduced Ken Mihelich who has been promoted from Finance Director to the position of Director of Management and Budget. He said current Director Bob Fraser will retire at the end of November after nearly 44 years of distinguished, honorable service to the City of Joliet.

Mr. Ken Mihelich thanked the Mayor, Council, City Manager, Deputy City Manager and staff for this wonderful opportunity. He said he has really enjoyed the past 15 years and is looking forward to the next 15 years. He thanked Bob Fraser and former Finance Director Rich Yucius and said he has some big shoes to fill. He then thanked his parents and his wife, Amy.

MAYOR PRO-TEM UREMOVIC moved up the Proclamations at this time.

A. Proclamation re: Recognizing, Congratulating and Thanking Father Vytas Memenas on 50 Years of Priesthood

COUNCILMAN GIARRANTE read a Proclamation issued by MAYOR SCHULTZ "Recognizing, Congratulating and Thanking Father Vytas Memenas on 50 Years of Priesthood" which was celebrated on Sunday, April 29, 2007.

Father Memenas thanked various Joliet and Will County municipalities where he spent 35 out of 50 years being a priest. He said his first time to serve in Joliet was briefly in 1957 and then he came back in 1962 to St. Anthony's where he is currently filling in. He said the Mayor is in his prayers tonight and he thanked him and the Council for their recognition.

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B. Proclamation re: Proclaiming October 24, 2007 as "United Nations Day"

COUNCILMAN SHETINA read a Proclamation issued by MAYOR SCHULTZ proclaiming October 24, 2007 as "United Nations Day" in the City of Joliet in recognition of the commitment of the United Nations, Zonta International and the Zonta Club of Joliet to the advancement of the status of women internationally, nationally and in the Joliet area.

Ms. Beth Ann May introduced committee members Bonnie Horne, Kathy Block, B.J. Ray and Emmie Ostrem. She thanked the Mayor and City Council and said they have 80 members locally, and over the last couple of years have focused their efforts towards the Lambs Fold organization. She said they are in the process of starting to work on some projects with the City of Joliet Library on their literacy program.

CONSENT AGENDA

A. Approve 2007 Neighborhood Improvement Program Modification
No. 14 – Modification to the 2007 District 1 Neighborhood
Improvement Program
(Council Memo #1193-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the modification to the 2007 District 1 Neighborhood Improvement Program by adding the construction of the east one third of Kellogg Street (U.S. 30 – north 1,225 feet) in the amount of \$195,000.00.

B. Treasurer's Report – August, 2007

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

C. Request Authorization to Enter into an Agreement with Andres
Billing Services of Arlington Heights, Illinois to Administer
EMS/Fire Billing for the City of Joliet
(Council Memo #1194-07)

The City Clerk noted that this item was approved at the Pre-Council meeting yesterday.

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

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

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PUBLIC HEARINGS

A. Public Hearing re: Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads

1. Resolution re: Approving an Annexation Agreement for 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #1197-07)
2. Ordinance re: Approving the Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #1197-07)
3. Ordinance re: Approving the Classification of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads to R-1B Zoning (#A-49-06/Dist. #3)
(Council Memo #1197-07)

The City Clerk noted that these items were tabled indefinitely at the Pre-Council meeting yesterday.

B. Public Hearing re: Annexation of 1404 S. Briggs Street

1. Resolution re: Approving an Annexation Agreement for 1404 S. Briggs Street (#A-8-07/Dist. #5)
(Council Memo #1198-07)
2. Ordinance re: Approving the Annexation of 1404 S. Briggs Street (#A-8-07/Dist. #5)
(Council Memo #1198-07)
3. Ordinance re: Approving the Classification of 1404 S. Briggs Street to R-2 Zoning (#A-8-07/Dist. #5)
(Council Memo #1198-07)

A communication from the City Manager contained a request by the petitioner to table these items to the City Council meeting to be held on November 6, 2007 to allow additional time for the review of the annexation agreement.

COUNCILMAN GIARRANTE moved that said items be tabled to the November 6, 2007 City Council Meeting.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

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C. Public Hearing re: Annexation of 22901 W. Mound Road

1. Resolution re: Approving an Annexation Agreement for 22901 W. Mound Road (#A-17-07/Dist. #3)
(Council Memo #1199-07)
2. Ordinance re: Approving the Annexation of 22901 W. Mound Road (#A-17-07/Dist. #3)
(Council Memo #1199-07)
3. Ordinance re: Approving the Classification of 22901 W. Mound Road to I-1 Zoning (#A-17-07/Dist. #3)
(Council Memo #1199-07)

The City Clerk noted that this is a public hearing so any comments would be in order at this time.

The Director of Community and Economic Development explained the addendum and stated that they had a discussion with the petitioner, Scott Beckman, as to what his intentions are on the property, and Mr. Beckman estimates spending \$202,000 on improvements. He also explained the site plan attached to the memo which explains how the storm detention is going to work on the property and most likely where most of the parking areas will be. He said Mr. Beckman is uncertain at this time of how big a building he is going to build and exactly where it is going to be located. He said he also doesn't really have a time-frame on when he'll do this. He said one of the overriding concerns that Mr. Beckman has with the property is that he's having the property filled and his engineer has told him that he needs to have the property settle before he can go to construction, so he wants to wait a couple of years where there would be rain to help settle that down even though it has been compacted. He said we do have the design standards that Mr. Beckman will follow if he is annexed into the City of Joliet and he is aware of that and intends to follow those guidelines and build an institutional quality building. He said he does desire City sewer and water when he is finished.

COUNCILMAN BROPHY said the water and sewer is not for the existing building but for a future building.

The Director of Community and Economic Development said that's correct.

COUNCILMAN BROPHY asked if the current buildings would continue to use the well and septic.

Mr. Scott Beckman said his intention would be to hook up the 3,000 sq. ft. building initially and maybe even the other building. He said his concern is spending money to hook up the building that he wants to tear down in a short time frame.

MAYOR PRO-TEM UREMOVIC said he still has some serious questions about this annexation. He asked if we have a Letter of Credit for this proposed improvement and the Director of Community and Economic Development said no. He said that is something that you've got to have. He said there is no spelled out time-frame or type of building and this developer wants to go all the way and keep filling as much as he can, is that correct.

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The Director of Community and Economic Development said he wants to get it up to a useable grade where it's equal with Mound Road.

MAYOR PRO-TEM UREMOVIC said so there is no urgency to annex right now. He said he would ask that this be tabled and sent to the Land Use Committee. He said also a while back there was a proposal by staff to try and get Metra to put a station not far from there.

The Director of Community and Economic Development said that was quite some time ago.

MAYOR PRO-TEM UREMOVIC asked where we are with that and how does it fit in with this.

The Director of Community and Economic Development said Metra has never wanted to go down that avenue. He said they were hoping to resurrect that maybe with the Star Line but again too that could be on property that would be closer to Houbolt Road which is not in the City, and that property is going through the same process with P.T. Ferro filling in that piece right now.

MAYOR PRO-TEM UREMOVIC said he doesn't want something like this to end up like what we had with the South Chicago Street quarry. He said he would respectfully ask that this be sent to the Land Use Committee for review to make sure all of the loose ends are tied before this moves forward.

COUNCILMAN BROPHY seconded the motion to table this item to the next City Council meeting due to the fact that he asked Mr. Beckman yesterday if there was great cost or great gain from making this happen today and there would not be that great a cost or change for two weeks. He said he thinks it's prudent that we look at it and he wants to make sure that Mr. Beckman is treated the same as any other applicant and any other annexation proposal and with the amount of work that is going to be done it makes sense to give it the full review. He said as long as it isn't a hardship on the applicant at all he doesn't think the two weeks is out of order.

The Director of Community and Economic Development said we have the Land Use Committee meeting that is tentatively scheduled for next Thursday and we'll try to put it on that agenda. He said they have nine items for discussion now and we will see if we can fit it in.

COUNCILMAN SHETINA said we have a couple of very heavy items on the agenda and we probably will not get through it all, we never do. He said he doesn't know that this is enough time to deal with this. He said he doesn't have any problem putting it on the agenda but he doesn't know if they'll be able to do anything with it at this point.

COUNCILMAN GIARRANTE asked if a Letter of Credit would be required for this.

The Director of Community and Economic Development said that is not required. He said normally on a subdivision they would require a Letter of Credit. He said at the time of building permit we would say you are responsible for all of these

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public improvements. He said if he starts construction on his building and he does not finish his public improvements he will not get a Certificate of Occupancy and he will not be allowed to occupy the property. He said that is the leverage we hold over a private construction on a singular lot.

MAYOR PRO-TEM UREMOVIC said we've had this happen too many times when someone will come in and get to cut corners and go in and get the zoning and do a little bit of this and a little bit of that and then they flip it and turn around and sell it. He said the owner has had this for only 18 months so when he hears "This is my intention and this is my proposal and it's only good until June 2008", he wants to see something more concrete. He said he went by there today and there were a dozen trucks just sitting there and it's just a storage facility. He said if you expand this to that total acreage you're going to have a lot of trucks just sitting there and he doesn't know if that's what we're interested in at this point in time. He said he just wanted to make sure everybody knows where we're coming from and what we expect before he goes before the Land Use Committee.

Mr. Beckman said he was a tenant on that land for one year prior to owning it as well and he has no intentions of going anywhere.

MAYOR PRO-TEM UREMOVIC moved that said items be tabled until the November 6, 2007 City Council meeting and be referred to the Land Use Committee for review.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS and MAYOR PRO-TEM UREMOVIC.

NAYS: COUNCILMAN GIARRANTE.

Prior to his vote, COUNCILMAN GIARRANTE stated he was voting no because the Chairman of the Land Use Committee said he may not be able to hear this at the meeting, so then what happens.

The Director of Community and Economic Development said what probably will happen is it will come back to you with no deliberation on it.

D. Public Hearing re: Annexation of 1824 Mills Road

1. A RESOLUTION Approving the Annexation Agreement for 1824 Mills Road as recommended by the Plan Commission was presented and read. (#A-19-07/Dist. #5)
(Council Memo #1200-07)
(RESOLUTION NO. 5985)
2. AN ORDINANCE Approving the Annexation of 1824 Mills Road as recommended by the Plan Commission was presented and read. (#A-19-07/Dist. #5)
(Council Memo #1200-07)
(ORDINANCE NO. 15963)

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3. AN ORDINANCE Approving the Classification of 1824 Mills Road to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-19-07/Dist. #5)
(Council Memo #1200-07)
(ORDINANCE NO. 15964)

The City Clerk noted that this is a public hearing so any comments would be in order at this time.

MAYOR PRO-TEM UREMOVIC asked if there were any comments, and being none, he closed the public hearing.

COUNCILMAN DORRIS moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

APPROVAL OF REGULAR CURRENT BILLS

- A. Treasurer's Disbursements – September, 2007 - \$39,039,825.80

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

- B. Regular Claims – September, 2007 - \$4,652,771.04

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

- C. Regular Payroll – September 8 – September 21, 2007 - \$3,300,015.72
(Council Memo #1201-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period September 8, 2007 through September 21, 2007 and additions to regular salaries for the period August 31, 2007 through September 13, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

- D. Regular Payroll – September 22 – October 5, 2007 - \$3,029,116.18
(Council Memo #1202-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period September 22, 2007 through October 5, 2007 and additions to regular salaries for the period September 14, 2007 through September 27, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

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

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

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

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. Ordinance re: Re-Approving the Preliminary Plat of The Fields at Cedar Creek Subdivision (#P-14-07/Dist. #5)
(Council Memo #1204-07)
2. Ordinance re: Re-Approving the Preliminary Plat of Rock Ridge Subdivision (#P-15-07/Dist. #1)
(Council Memo #1205-07)

The City Clerk noted that these items were approved at the Pre-Council meeting yesterday.

3. AN ORDINANCE Approving the Vacation of a Portion of a 20' Wide Public Utility and Drainage Easement Located at 2012 Vermette Circle as recommended by the Plan Commission was presented and read. (#V-17-07/Dist. #1)
(Council Memo #1206-07)

COUNCILMAN TURK moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15965)

4. AN ORDINANCE Approving the Reclassification of 1013 Wilcox Street from R-3 to R-2 Zoning as recommended by the Plan Commission was presented and read. (#Z-12-07/Dist. #4)
(Council Memo #1207-07)

COUNCILMAN TURK moved that said Ordinance be adopted.

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Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15966)

5. AN ORDINANCE Designating the Edward R. Holmes House at 615 Campbell Street as a Local Landmark as recommended by the Historic Preservation Commission was presented and read.

(Council Memo #1208-07)

COUNCILMAN TURK moved that said Ordinance be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN thanked the homeowners, Don and Audrey Reiter, for doing this.

Mr. Don Reiter thanked the Mayor and Council for designating their home as a local landmark.

(ORDINANCE NO. 15967)

6. 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: 105 Iowa Avenue and 102 Meda Avenue.

(Council Memo #1209-07)

COUNCILMAN DORRIS moved that said Ordinance be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15968)

7. AN ORDINANCE Accepting Permanent Easements to Install Rear Yard Drains at 1300 Douglas Street and 1313 Richmond Street was presented and read.

(Council Memo #1210-07)

COUNCILMAN SHETINA moved that said Ordinance be adopted.

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Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15969)

8. Approving the Elimination of Quint Equipment and its Replacement with Engines and Ladder Trucks and an Ordinance Increasing the Telecommunications Tax
(Council Memo #1211-07)

The City Clerk noted that this item was tabled indefinitely yesterday at the Pre-Council meeting.

B. RESOLUTIONS

1. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$28,031.43 for the 2007 Pavement Marking Program was presented and read. (Section No. 07-00403-00-ST)
(Council Memo #1215-07)

COUNCILMAN TURK moved that said Resolution be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY asked the Director of Public Works if it was possible to stripe Black Road with a middle turn lane west of Springfield to Infantry Drive and, if possible, to Essington Road. He said it is heavily traveled with a lot of abrupt stopping for left turns.

The Director of Public Works said he can take a look at it, but he is not sure if there is adequate width. He said he knows there is adequate width between Larkin and Springfield but they will check to see and let him know.

(RESOLUTION NO. 5986)

2. Resolution re: Approving an Intergovernmental Agreement with Will County for the Establishment of a Joint City-County Advisory Committee
(Council Memo #1216-07)

The City Clerk noted that this was approved at the Pre-Council meeting yesterday.

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BIDS AND CONTRACTS

A. Award of Contracts

1. Award of Contract for the Repair of Blower 301 at the Eastside Treatment Plant
(Council Memo #1220-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award this contract to Roots/Dresser in the amount of \$45,147.00 and that Payment No. 1 and Final in the amount of \$45,147.00 on behalf of Roots/Dresser be approved.

2. Award of Contract for Berm Restoration – 2804 Vimy Ridge – 2007 Neighborhood Improvement Program
(Council Memo #1221-07)

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 Austin Tyler Construction in the amount of \$7,500.00.

3. Award of Contract for the 818 E. Cass Street Sump Pump Installation
(Council Memo #1222-07)

A report on two proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Construction by Camco in the amount of \$8,550.00.

4. Award of Contract for the Purchase of an Aerator for the Thorn Creek Subdivision – 2007 Neighborhood Improvement Program
(Council Memo #1223-07 was never prepared)
5. Award of Contract for the Chicago Street Sidewalk Project – Phase III
(Council Memo #1224-07 was never prepared)
6. Award of Contract for the 1404 Woodruff Road Yard Drain Project – 2007 Neighborhood Improvement Program
(Council Memo #1225-07)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Construction by Camco in the amount of \$18,024.00.

7. Award of Contract for Surveying Services for the Midland Avenue (West Park Front – Kinsey Avenue) Pavement Reconstruction Project
(Council Memo #1226-07 was never prepared)

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8. Award a Contract to Perform Fence and Retaining Wall Restoration at Houbolt Road South of Longford Drive
(Council Memo #1227-07)

A report on two proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to George's Landscaping in the amount of \$5,493.00.

9. Award of Contract for the 2800/2802 Marilyn Drive Drainage Improvements Project – 2007 Neighborhood Improvement Program
(Council Memo #1228-07)

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 Allied Landscaping in the amount of \$6,115.00.

10. Award of Contract for the Black/West Ridge and Stryker/Woodlawn Terrace Decorative Pillars Project – 2007 Neighborhood Improvement Program
(Council Memo #1229-07)

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 Lindblad Construction in the amount of \$71,893.00.

11. Award of Contract for Property Cleanup of a 5 Acre Parcel at the End of Boulder Avenue
(Council Memo #1230-07 was never prepared)
12. Award of Contract for the Campbell/Prairie Reservoir Landscaping Project - 2007
(Council Memo #1231-07)

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 B & T Services in the amount of \$21,100.00.

COUNCILWOMAN QUILLMAN asked that this award of contract be tabled because there is an item on here that she would like to go to Land Use before it is approved. She said this was pulled from the agenda two weeks ago.

COUNCILMAN TURK said it was pulled two weeks ago because there was a question whether the contractor paid prevailing wage.

COUNCILMAN GIARRANTE said that problem has been rectified.

COUNCILWOMAN QUILLMAN said that is not her issue; it is the fencing that is going to go around it. She said she believes the chain link fence is permanent and she would like it to go to the Land Use Committee to discuss chain link fences throughout the City.

COUNCILMAN BROPHY asked if there was any other explanation from staff.

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The Director of Public Utilities stated at the east side of the property along the top of the reservoir and rear of the property there is a drop off at the edge of the structure and part of the structure is exposed. He said there is an old rubble limestone wall through there and they are going to try to add some fill on that area and put a short chain link fence along that edge where they have the extreme drop off just as a safety matter. He said they are going to be doing some additional work in the future up near the front of the property and some additional landscaping that is not part of this package right now. He said the neighbor to the east has a chain link fence and then in the back there is a variety of fences. He said this is elevated because it is on the top of the reservoir but they were just going to put in the short fence to address the safety concern for anybody that would be up on the site. He said eventually they will be looking to fence in the entire site and to install some type of a decorative or wrought iron fence along the front of the property. He said the fence that is being proposed is going to have a black vinyl coating. He said if we could move forward to award this prior to giving authorization to the contractor to proceed with the fence, we can look to change that material.

COUNCILMAN GIARRANTE said you want this now because it is a safety issue.

The Director of Public Utilities said yes, that's the only reason we're doing that work there now. He said there has never been any fence on that site and currently there is a three foot drop off at the edge of the reservoir and at that point there is a steep grade and they are looking to improve the safety right there.

COUNCILWOMAN QUILLMAN said according to the bid it is not going to be a temporary fence.

The Director of Public Utilities said no, along the east of the reservoir and the north side along the alley, the fence is being put up with the intention that it would be permanent but it's going to be in the rear of the property.

COUNCILWOMAN QUILLMAN said her issue is with the chain link fence, period. She said basically her issue is that she would like to set up an incentive where people don't put up chain link fences and to set up a grant program to help them take the ones they have down because when you have chain link fences in neighborhoods it sends out a bad message. She said they are mostly in depressed areas and if you start putting up chain link fences because they are cheap it gives the wrong image when people are looking to buy homes and if there are chain link fences maybe they wouldn't want to buy there. She said that is not the image we're trying to project, especially in the Cathedral Area. She said that is her issue that she wants to bring to the Land Use Committee.

COUNCILMAN BROPHY said he is not making a comment about the chain link fencing as a policy in general but he would support her suggestion that in this item the staff consider a higher quality fencing product, either wrought iron or the appearance of wrought iron. He said we could authorize staff to consider a change order on the fence and let the item go through. He said the matter COUNCILWOMAN QUILLMAN is suggesting still could go to Land Use Committee and not hold up this agenda item.

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The Corporation Counsel said he thinks the contract, if you can, should be voted on tonight because it is landscaping and it is mid-October and work needs to be authorized. He said the Director of Public Utilities has indicated that he will not authorize the installation of the fence until he can come back to the Council or the appropriate Committee with pricing and safety information about alternates for the fence.

The Director of Public Utilities said the fence work is not critical at this time and it can always be added at a later time.

COUNCILMAN TURK asked if he said the fence would be black vinyl coated and the Director of Public Utilities said yes.

COUNCILWOMAN QUILLMAN said she has no problem going forward with the contract; her issue is with the chain link fence. She said if we can make an amendment to look at other decorative fencing for the future because she knows this is a safety issue. She said if it's going to be temporary that's fine but she doesn't want to see any more chain link fences in residential neighborhoods and this is right in the middle of the block on Campbell Street. She said she realizes there are other chain link fences in the area on that block but those are rental properties.

It was suggested that this contract be awarded with the removal of the chain link fence item, and that the Director of Public Utilities come back with a price for a more decorative fence.

There were no objections.

13. Request Authorization to Purchase Polygraph Equipment
(Council Memo #1232-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award this contract to Limestone Technologies in the amount of \$5,800.00.

14. Request Authorization to Approve Change Order No. 1 for the
Electrical Maintenance Assistance Contract
(Council Memo #1233-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$30,000.00 on behalf of Van Mack Electric.

15. Request Authorization to Approve Purchase of Asset
Management and Work Order Software for the Public Utilities
Department
(Council Memo #1234-07 was never prepared)

16. Request Authorization for the Repair of the No. 1 Pump for the
St. Jude's Lift Station
(Council Memo #1235-07)

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A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve the increase to Purchase Order No. 90065 by \$17,627.00; and 2) Approve Payment No. 1 and Final in the amount of \$18,617.00 on behalf of Gasvoda and Associates.

17. Request Authorization to Repair Damaged Utilities Vehicle –
Unit W054
(Council Memo #1236-07)

A report on two estimates received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract for the repair of Unit W054, a 1999 International Tandem Axle Dump Truck, to Rendel's Commercial Collision in the amount of \$7,041.71.

18. Award of Contract for the Purchase of an Aerator for the Thorn
Creek Subdivision – District 3 Neighborhood Improvement
Program
(Council Memo #1237-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to John Deere Landscapes in the amount of \$7,600.50.

COUNCILMAN TURK moved that the recommendations of the City Manager be concurred in with an amendment to Council Memo #1231-07 removing the chain link fence item.

Motion seconded as amended by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

B. Amendments, Change Orders and Payouts:

1. Approve Change Order No. 6 for the Black Road Water
Treatment Plant Project
(Council Memo #1241-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 6 in the amount of \$51,468.00 on behalf of Vissering Construction.

2. Approve Change Order No. 5 and Payment No. 20 for the
Fairmont and Garvin Water Treatment Plant Project
(Council Memo #1242-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5 in the amount of \$89,587.00 and Payment No. 20 in the amount of \$138,404.64 with a reduced retainage of 2.5% on behalf of Vissering Construction.

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3. Approve Change Order No. 1 for the Eastside Wastewater Treatment Plant Digester Improvements Construction Project
(Council Memo #1243-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$45,811.00 on behalf of Williams Brothers Construction.

4. Approve Change Order No. 4 for the 9D and 12D Water Treatment Plants Project
(Council Memo #1245-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 4 in the amount of \$2,388.00 on behalf of Williams Brothers Construction.

5. Approve Amendment No. 2 to the Professional Services Agreement for the Design of the Arbeiter Road Facility and Expansion of Gael Drive for the Fire Maintenance Facility
(Council Memo #1246-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 2 in the amount of \$1,500.00 and Pay Request No. 6 and Final in the amount of \$2,753.75 on behalf of Jacob & Hefner.

6. Approve Amendment No. 6 and Payment Estimate No. 14 to the Professional Services Agreement for the Kendall County Comprehensive Plan
(Council Memo #1247-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 6 in the amount of \$4,909.86 and Pay Estimate No. 14 in the amount of \$4,909.86 on behalf of Rempe-Sharpe & Associates.

7. Approve Change Order No. 2 and Payment Request No. 5 for the Bluff/Clinton/Jackson/Marion/Webster Roadway Resurfacing Project
(Council Memo #1248-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$15,000.00 and Pay Estimate No. 5 in the amount of \$1,575.20 on behalf of P.T. Ferro Construction.

8. Approve Change Order No. 3 and Pay Estimate No. 2 for the Joliet Central High School Sanitary Sewer Project
(Council Memo #1249-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$26,775.00 and Pay Estimate No. 2 in the amount of \$12,269.96 on behalf of P.T. Ferro Construction.

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9. Approve Change Order No. 1 and Payment Estimate No. 1 and Final for the Joliet Oncology Sanitary Sewer Replacement Project - 2007
(Council Memo #1250-07 was never prepared)

10. Approve Change Order No. 1 and Payment Estimate No. 1 for the 2007 Sidewalk/Curb Replacement Project – 2007 Neighborhood Improvement Program
(Council Memo #1251-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$5,013.50 and Pay Estimate No. 1 in the amount of \$43,981.53 on behalf of M & A Cement Work Inc.

11. Approve Change Order No. 3 and Payment Estimate No. 6 for the Gardner Street (Hickory Creek – Doris) Storm Sewer Project – 2007 Neighborhood Improvement Program
(Council Memo #1252-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$30,420.00 and Pay Estimate No. 6 in the amount of \$37,498.40 on behalf of J. Russ & Company.

12. Approve Change Order No. 3 and Pay Estimate No. 5 and Final for the Washington Street (Railroad Tracks – Adella Avenue) Storm Sewer Improvement Project – 2007 Capital Improvement Program
(Council Memo #1253-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3, a deduction in the amount of \$6,732.25 and Pay Estimate No. 5 and Final in the amount of \$7,985.23 on behalf of J.S. Alberico Construction Co.

13. Approve Change Order No. 2 and Pay Estimate No. 1 and Final for the Hebbard Street Storm Sewer Improvement Project – 2007 Capital Improvement Program
(Council Memo #1254-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$26.01 and Pay Estimate No. 1 and Final in the amount of \$88,547.07 on behalf of P.T. Ferro Construction.

14. Approve Change Order No. 1 for the 2007 Streetscape (Joliet/Crowley) Project
(Council Memo #1255-07 was never prepared)

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15. Approve Change Order No. 1 and Payment Request No. 4 and Final for the 1109 Kerry Lane/3857 Terrance Ferry Rear Yard Drainage Improvements – 2007 Neighborhood Improvement Program
(Council Memo #1256-07)

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 \$4,593.50 and Payment Request No. 4 and Final in the amount of \$3,697.80 on behalf of Austin Tyler Construction.

16. Approve Change Order No. 1 and Payment Request No. 3 and Final for the 2007 Pavement Marking Program
(Council Memo #1257-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$28,031.43 and Payment Request No. 3 and Final in the amount of \$38,279.54 on behalf of Mark It Striping Co.

17. Approve Change Order No. 1 and Payment Request No. 2 and Final for the Essington/Division Streetlighting Project – 2006 Neighborhood Improvement Program
(Council Memo #1258-07)

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 \$3,814.00 and Payment Request No. 2 and Final in the amount of \$10,657.98 on behalf of Utility Dynamics Corporation.

18. Approve Change Order No. 1 and Payment Request No. 2 and Final for the Eastern/First/Richards Decorative Streetlighting Project – 2006 Neighborhood Improvement Program
(Council Memo #1259-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,623.40 and Payment Request No. 2 and Final in the amount of \$23,333.14 on behalf of Utility Dynamics Corporation.

19. Approve Change Order No. 1 and Payment Request No. 4 and Final for the Glenwood (Larkin-Raynor) Streetlighting Project – 2006 Neighborhood Improvement Program
(Council Memo #1260-07)

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 \$1,590.10 and Payment Request No. 4 and Final in the amount of \$34,236.12 on behalf of Utility Dynamics Corporation.

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20. Approve Change Order No. 2 for the Well 22D to Well 10D Raw Water Transmission Main Project
(Council Memo #1261-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$147,783.00 on behalf of Len Cox & Sons.

21. Approve Change Order No. 2 and Payment Estimate No. 3 and Final for the St. Louis Street Water Main Replacement Project - 2007
(Council Memo #1262-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$19,604.60 and Payment Estimate No. 3 and Final in the amount of \$66,640.09 on behalf of Cabo Construction Corporation.

22. Approve Change Order No. 3 and Payment Estimate No. 6 and Final for the Well 10D Rehabilitation Project - 2007
(Council Memo #1263-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$11,955.63 and Payment Estimate No. 6 and Final in the amount of \$59,789.86 on behalf of Water Well Solutions.

23. Approve Change Order No. 1 and Pay Estimate No. 4 for the 2007 City of Joliet Bituminous Patching Materials Contract
(Council Memo #1264-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$13,923.95 and Pay Estimate No. 4 in the amount of \$5,579.00 on behalf of Gallagher Asphalt.

24. Approve Change Order No. 1 and Payment No. 6 for the Rental of Portable Toilets for Special Events (2007-2009)
(Council Memo #1265-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$5,345.00 and Payment No. 6 in the amount of \$5,065.00 on behalf of Drop Zone Portable Services.

25. Approve Change Order No. 3 and Payment No. 3 for the Asbestos Abatement of the South End of the Municipal Building
(Council Memo #1266-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$8,864.00 and Payment No. 3 in the amount of \$8,864.00 on behalf of ARC Environmental Consulting and Engineering, Inc.

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26. Approve Change Order No. 1 for the Repair of the Rialto Square Complex Elevators
(Council Memo #1267-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$17,421.00 on behalf of ThyssenKrupp Elevator.

27. Approve Change Order No. 1 for the Willow Avenue (Morgan to I-80) Roadway Project – 2007 Neighborhood Improvement Program
(Council Memo #1268-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$25,755.00 on behalf of Len Cox & Sons.

28. Approve Change Order No. 1 and Pay Estimate No. 1 and Final for the Replacement of the Public Sanitary Sewer Behind the Former Eagle Food Stores Shopping Center
(Council Memo #1269-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$12,323.60 and Pay Estimate No. 1 and Final in the amount of \$58,353.85 on behalf of Construction by Camco.

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Transfer of a Class “C” Liquor License at 325 S. Larkin Avenue
(Council Memo #1275-07)

The City Clerk noted that this item was approved at the Pre-Council meeting yesterday.

MAYOR

- A. Proclamation re: “Recognizing, Congratulating and Thanking Father Vytas Memenas on 50 Years of Priesthood”
B. Proclamation re: Proclaiming October 24, 2007 as “United Nations Day”

These items were presented earlier in the meeting.

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MAYOR AND COUNCIL COMMENTS:

COUNCILMAN BROPHY acknowledged the donors and the attendees at the Museum Gala and thanked them for their support of the Joliet Area Historical Museum. He said he received a check from Car Care Collision Centers and they do appreciate their support and the support of the other corporations in town.

COUNCILMAN BROPHY urged the Council to communicate with their friends on the County Board and take this opportunity to encourage them to pay attention to our efforts to work with them in securing a successful downtown campus for the County businesses. He said he thinks the County and the County Seat need to work together to bring that about. He said he doesn't think there is any more important constituent they have downtown than the County and its employees, so we have to pay attention to that and do our best to work together.

COUNCILMAN BROPHY requested that the Director of Public Works have his crew patch the large pothole on South Chicago Street south of the jail and the crossover.

COUNCILMAN DORRIS stated Pastor Purchase from Mt. Zion Full Gospel Tabernacle Church is present. He said we have a road project going by his church and he has some issues and he asked the Director of Public Works to meet with him after the meeting to address these issues.

COUNCILMAN GIARRANTE said they discussed the Miracle League at the last Council meeting and there was an article in the newspaper. He said for those of you that are interested in contributing to the Miracle League you can make a check payable to the "Miracle League" and send it to 320 Waterstone Way, Joliet 60431 or if you have any questions you can call Nick Ferro at (815) 744-3041.

COUNCILWOMAN QUILLMAN wished the MAYOR a speedy recovery and said our thoughts and prayers are with you.

COUNCILMAN SHETINA echoed COUNCILWOMAN QUILLMAN'S comments for the MAYOR'S recovery.

COUNCILMAN TURK also echoed those comments and said we will keep him in our prayers.

MAYOR PRO-TEM UREMOVIC also wished the Mayor well and a speedy recovery.

ADJOURNMENT

COUNCILMAN TURK moved that the Council adjourn.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape