

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 16th day of December, A.D. 2008***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, December 16, 2008 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Pastor Keith Forni, Santa Cruz Lutheran Church, 55 W. Benton Street, Joliet, Illinois.

Pastor Forni 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**

COUNCILWOMAN QUILLMAN moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet, Illinois held on Monday, December 1, 2008 at 3:30 p.m., of the Special Meeting held on Monday, December 1, 2008 at 5:20 p.m. and of the Regular Meeting held on Tuesday, December 2, 2008 at 6:30 p.m. stand approved as recorded.

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.

**APPOINTMENT OF MAYOR PRO-TEM**

COUNCILMAN BROPHY moved that COUNCILWOMAN QUILLMAN be appointed Mayor Pro-Tem for the period January 1 thru March 31, 2009.

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.

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COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Finance

COUNCILMAN UREMOVIC stated the Finance Committee conducted their regular monthly meeting after yesterday's Pre-Council meeting and reviewed and approved the minutes of the regular meeting of November 18th. He said there was also a review of the Neighborhood Improvement Program for the month of November and it was placed on file. He said there was also a review of the Cash Flow, Personnel Summary, November Conference, Travel and Seminar Expense Report. He said in regards to the Cash Flow report it was indicated that revenue for riverboat gaming for the month of October was down 30%. He said this will impact our 2008 regular projections and 2009 projections. He said the Committee will be looking at this over the next two months and we'll review and discuss this with the full Council as we get more data. He said there was also a review of the Treasurer's Disbursements and Regular Claims for the month of November and those were placed on file.

B. Land Use

COUNCILMAN SHETINA stated the Land Use Committee met on December 10th and they discussed something that he thought was very important which was the potential for a new hotel downtown. He said it would be a consortium of Harrah's and some other group and they are talking about a high end hotel. He said the Committee is recommending that we participate in a study that would be done by an organization that's promoting the hotel and he thinks the extent of our participation is about \$6,000 out of a \$13,500 contract. He said it appears to be very serious and within the next 2 or 3 months we'll have most of the data back with respect to the study.

Director of Community and Economic Development Jim Haller said on today's agenda under Bids and Contracts is the authorization to hire the consultant and to pay our portion of the study. He said this is for the construction or the consideration of meeting space at a new hotel if it was to be built. He said the hotel in question doesn't necessarily need a lot of meeting space. He said the City is a destination and the City itself would like to foster construction of some meeting space so the study would be to see the viability of the City maybe sponsoring that meeting space, how much it would cost and how big it should be. He said all of those questions would be answered through the conducting of the study.

COUNCILMAN SHETINA said the Committee also talked about the South Ridgewood Sanitary District which is a situation where we're looking at incorporating the City of Joliet's facilities to capture some of the properties that are not handling their effluent. He said it's probably the right thing to do and is being done without annexation in most cases.

COUNCILMAN SHETINA said our understanding regarding the recycling facility on the west side is that it is going to close. He said it sounds like there is some interest by the County in working with us to keep the east side facility open.

The City Manager said we'll work with the County and see if we're in a position to keep that facility open.

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COUNCILMAN SHETINA asked the Director of Community and Economic Development to talk about the CMAP that someone had a comment on.

Mr. Haller said CMAP (Chicago Metropolitan Agency for Planning) is what we used to know as NIPC (Northeastern Illinois Planning Commission). He said they got morphed into a new agency and there is a discussion that all of the municipalities vying for State funding or other kinds of approvals on projects that would be of a regional significance need to get approval from this agency before we could proceed with the development in our area. He said he thinks most of the folks in our area and in other areas of the outer belt of Chicago feel that it's just another layer of administrative government that we don't necessarily need. He said we know they have the right to review and comment on projects but what we don't want is for them to have authority to approve or deny a proposal that would come to for instance the City of Joliet where we would have the full risk and responsibility for the siting of a particular project. He said we're going to work with them but basically our comments are going to be if they want to be advisory to what we do that's fine, but we don't want them to have control on whether things get approved or not approved in this jurisdiction.

COUNCILMAN SHETINA said would it be safe to assume that basically they represent Chicago in that the decentralization is taking place in Chicago down to the suburbs and it's a concern for them, but it's a worthy concern for us also that they would have a way to usurp our corporate authority. He said we'll watch them closely; they do have some teeth, however because the State government gave them some teeth, we have to be careful about what they end up with.

Mr. Haller said that is the concern of not only the City of Joliet but the Will County Municipal League and also many of the other communities in Will County.

COUNCILMAN BROPHY asked if we talked about the CN railroad acquisition at that meeting or not.

Mr. Haller said we just talked about the cities that have signed an agreement with CN since we've approved one. He said he just found out today that Frankfort did in fact ink a deal with the CN.

**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.

There were no other Committee reports.

**CONSENT AGENDA**

**A. Treasurer's Report – October, 2008**

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

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

Motion seconded by COUNCILMAN TURK.

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.

MAYOR SCHULTZ moved up the Proclamation on the agenda at this time.

MAYOR

- A. Proclamation re: Recognizing the 2008 Joliet Catholic Academy Angels State Championship Volleyball Team

COUNCILMAN GIARRANTE read a Proclamation issued by MAYOR SCHULTZ recognizing the 2008 Joliet Catholic Academy Angels State Championship Volleyball Team for their accomplishments in the 2008 volleyball season which culminated in the Angels winning the 3A State Championship. A sign was also displayed which will be put up at the City's entrances recognizing their achievements.

Head Coach Christine Scheibe thanked the Mayor and Council for their recognition. She said they'll be looking forward to getting the sign posted and said it has been long awaited and the girls really worked hard for it this year. She introduced the following team members present: Stephanie Barichello, Alyssa Wareen and Gina Vera.

SOCIAL SERVICE AGENCY FUNDING

The City Manager said there has been a request by Pastor Keith Forni of Santa Cruz Lutheran Church and a group of dedicated citizens with whom he works to address the City Council regarding a decision that was made two weeks ago by the City Council in approving the 2009 budget. He said part of that budget involved a change in the way that social service agencies are funded and that resulted in the elimination of some funding for the social service agencies that previously received riverboat gaming revenue. He said he met with the group last week and spent about 45 minutes talking about the various issues and he did indicate to them that the Mayor and City Council after long deliberation made a decision and are treating it as final.

The City Manager said the agreement that was made with the social service agencies going back to 1993 was as long as there was revenue available we would be willing to share it. He said now that the revenue has dropped dramatically in the last year, some adjustments have to be made. He said it's not just gaming revenue, it's also revenue coming from construction related expenses, sales tax and quite a few other key revenue sources that helped us do a lot of the great things that the Mayor and City Council did from 1992 on. He said there has been some public discussion about the Council's decision and it has been less than flattering and has actually portrayed the Council as perhaps falling down on its mission or its obligation to the social service agencies. He

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said in light of that response he had asked the Director of Management and Budget to provide him with some information about what this Mayor and City Council has done through the years when the gaming revenue was there and was increasing dramatically through the years. He said one figure deals with Daybreak Shelter and the matching grant that they're eligible for from the Federal government. He said in discussing the matter individually with Council members, there has been an expression of interest by the City Council and the Mayor to consider working with Daybreak Shelter because of our unique relationship with them where our Police Department relies on Daybreak frequently to assist them when homeless people are encountered by our police officers and they need a cold shelter.

The City Manager said looking back through the years, this Mayor and City Council has given Daybreak Shelter \$2.7 million in funding. He said when people try to portray the Mayor and City Council as falling short on their obligation to Daybreak and the community, he thinks the fact that \$2.7 million has been given to Daybreak indicates a very strong commitment that this Mayor and City Council has had through the years in supporting a wonderful facility like Daybreak. He said we'll continue our discussions with Daybreak and perhaps in 30 to 45 days we'll be bringing some information back to the Mayor and City Council for a possible reconsideration of that aspect of funding.

The City Manager said we have several other great organizations in the community that we've supported since 1993 including Stepping Stones who has received \$340,000, United Cerebral Palsy who has received \$390,000, Lambs Fold who has received \$180,000, the Boys Club who has received \$278,000 and the Spanish Center who has received \$948,000. He said this is something that most Mayors and City Councils don't do in other communities. He said we're going through some hard times and we have to make some adjustments, it's just not in the area of our donations to social service agencies but it's also in many other areas that are starting to have an effect on our departments and the service that we deliver, but those are changes we have to make when the finances aren't there.

The City Manager said having said that, Pastor Forni would like a moment to address the issue. He said he has made it clear that the Mayor and City Council have asked him to indicate that at this point the decision has been made, it does not appear that that decision can be revisited and we need to get through 2009 doing the best we can with the limited resources that have been made available to us.

COUNCILMAN BROPHY said he would like to move that Pastor Forni be allowed to address the Mayor and City Council especially since this is our last meeting of the year and it is the season of giving. He said we have to consider that the audience now is the greater population of Joliet and what we need to use this arena for is public education about the need that there is. He said the more fortunate of our society have always helped the less fortunate and what he thinks the Pastor may be here to do today is re-educate some of us and some of those in the community about those needs and the reality of those needs and encourage those who can help those who need it. He said he makes the motion to hear the Pastor simply for the fact that in this season especially of all seasons we remember those that are much less fortunate than ourselves.

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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.

COUNCILMAN GIARRANTE said we've talked about Daybreak and the money we've given them and the matching funds they're going to lose. He said he thinks all the people they service are not from Joliet and he would ask the staff to contact the outlying cities and ask them to step up to the plate a little bit.

The City Manager said there is a policy that if a resident of Daybreak is not a Will County resident, not just Joliet but Will County, then that resident is given three days and then asked to move on. He said it's difficult for them to deal with this issue but we have reached out to another public agency to assist Daybreak in this matter, an agency that has a little lighter swath than the City of Joliet, so that assistance has been asked for and we hope by the time we bring this back to you for Daybreak specifically, not any other agencies, that we may have the participation of another governmental agency.

Pastor Keith Forni stated he speaks in solidarity with many residents in our City who are deeply concerned by the recent decision of the Council to cut all funding for not-for-profit organizations who until this coming year have received a portion of the casino gaming revenues. He said he has worked with many of these agencies over the years and the reductions or elimination of food pantries in addition to the shelter components will have a ripple effect on other resource centers and partners which are not funded by our City. He said he hopes that we could avoid the idea that essential human services can only come at the expense of our entertainment venues and destination spots which have so enhanced the quality of life in our City. He said we serve some of our residents who can only dream of holding a ticket to some of these venues. He said they are here to advocate essential human resources. He said they would ask that the Mayor and Council revisit their vote and find avenues for adjustment in the 2009 budget to accommodate the full funding of the affected human service agencies.

Mr. Tony Arellano stated this decision is going to impact a lot of people and as Chairman of the Mayor's Committee on Disabilities it is his job to look after the interest of people with disabilities and a lot of the people that use these social services are disabled and also have children. He said the Council's decision is going to impact them very badly and he asked them to reconsider.

Ms. Monica Vasquez stated she has worked at the Spanish Community Center for 13 years. She said she sees families coming in who are in need of food and they provide them with food that will get them hopefully through a week or a couple of weeks. She said they come in and want to know where to go because they have no place to live. She said she sees this every day. She said you don't see the other cities helping out their communities and that's what makes the City of Joliet unique and makes us special and makes the Council special because it helps us. She said she knows the Council made a decision but she hopes they rethink that decision and think about the families. She said she doesn't know if the City can find extra money but hopefully they could give it to the not-for-profit agencies instead of these other agencies that they're giving their money to.

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Ms. Ashley Wooten of the Illinois Coalition for Immigration and Refugee Rights stated that \$600,000 was allocated to the Rialto Theater and they know that \$240,000 and more was given to the JackHammers. She said they understand the need to fund these agencies but they think that the City's priorities are a bit wrong here.

COUNCILMAN GIARRANTE asked the City Manager to address that.

The City Manager stated there has been no decision made on the JackHammers, there has been no "bailout" of the JackHammers, and there has been no money given to the JackHammers. He said we have had a series of discussions with the JackHammers because the JackHammers like most businesses in our community have seen a decrease in revenue and an increase in expenses and they are a tenant of the City of Joliet at Silver Cross Field and they have asked for some adjustments to be made. He said no decisions have been made yet and if a decision is made to make any adjustments that would come back before the Mayor and City Council at a later point. He said at this point there has been no "bailout" for the JackHammers.

The City Manager said as far as the Rialto Theater, the City of Joliet has a long history with the Theater going back to the 1970's when a plan was put in place to knock it down. He said he thinks those of us who have been around for a long time know the efforts that were put into that by our local legislators and the Mayor and City Council to do everything they could to save the Rialto Theater which was a successful project. He said since then we've had thousands and thousands of people go through the turnstiles to attend a lot of great plays and shows and concerts. He said this Mayor and City Council have been very supportive of that effort because we have a direct affiliation with that organization that operates the Rialto Theater. He said we have an obligation to continue helping with the funding of it but we also have an obligation to try to get the Rialto to a point where it may be self-sustaining some day, and in that effort we have partnered with the Rialto Theater and the University of St. Francis to work on a project that will renovate two floors in the Rialto office building located just to the south of the theater. He said with that project in place the University of St. Francis will bring its Performing Arts Campus to downtown Joliet including faculty members and offices as well as college students who will attend class there and learn in the shadow and on the stage of the Rialto Theater.

The City Manager said he knows some may say when you weigh the merits of helping St. Francis and the Rialto versus helping someone who may be poor and needy, it's hard to make that value judgment, but from our perspective our goal is to help the Rialto become self-sustaining when it comes to revenues. He said this is a step in the right direction because it will help the Rialto receive \$4.2 million over a 20 year period through a lease that the University of St. Francis will sign with the Rialto Theater. He said we think that our investment of \$300,000 this year is a small investment and we will receive a great return on that investment when the Rialto Theater is able to receive that kind of revenue over a 20 year period. He said again we need to make business decisions as a City, and something like that has a great return on investment and he doesn't think we can get into a debate about why do we fund one area of the City and not the other and we have to look at this and balance it and the Mayor and Council does that all of the time with difficult decisions. He said they made a difficult decision

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two weeks ago when they passed the 2009 budget and that's why we believe the decision to assist the Rialto Theater in bringing the St. Francis project to downtown Joliet is a worthwhile endeavor and we'll continue working on those projects that will help make Joliet a better City and we think that is a step in the right direction.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of the Hadley Valley Preserve at the Northwest Corner of Route 6 and Gougar Road

1. A RESOLUTION Approving an Annexation Agreement for the Hadley Valley Preserve at the Northwest Corner of Route 6 and Gougar Road as recommended by the Plan Commission was presented and read. (#A-105-08/Dist. #4)  
(Council Memo #1445-08)  
(RESOLUTION NO. 6215)
2. AN ORDINANCE Approving the Annexation of the Hadley Valley Preserve at the Northwest Corner of Route 6 and Gougar Road as recommended by the Plan Commission was presented and read. (#A-105-08/Dist. #4)  
(Council Memo #1445-08)  
(ORDINANCE NO. 16383)
3. AN ORDINANCE Approving the Classification of the Hadley Valley Preserve at the Northwest Corner of Route 6 and Gougar Road to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-105-08/Dist. #4)  
(Council Memo #1445-08)  
(ORDINANCE NO. 16384)

B. Public Hearing re: Annexation of .24 Acres North of Route 6 and West of Gougar Road

1. AN ORDINANCE Approving the Annexation of .24 Acres North of Route 6 and West of Gougar Road as recommended by the Plan Commission was presented and read. (#A-106-08/Dist. #4)  
(Council Memo #1445-08)  
(ORDINANCE NO. 16385)
2. AN ORDINANCE Approving the Classification of .24 Acres North of Route 6 and West of Gougar Road to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-106-08/Dist. #4)  
(Council Memo #1445-08)  
(ORDINANCE NO. 16386)

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

MAYOR SCHULTZ asked if there were any comments, and being none, he closed the public hearing.

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COUNCILMAN DORRIS moved that said Resolutions and Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

C. Public Hearing re: Annexation of 69.3 Acres for Bronk's Landing Subdivision at the Northeast Corner of Route 59 and Theodore Street

1. Resolution re: Approving an Annexation Agreement for 69.3 Acres for Bronk's Landing Subdivision at the Northeast Corner of Route 59 and Theodore Street (#A-111-08/Dist. #1)  
(Council Memo #1446-08)
2. Ordinance re: Approving the Annexation of 69.3 Acres for Bronk's Landing Subdivision at the Northeast Corner of Route 59 and Theodore Street (#A-111-08/Dist. #1)  
(Council Memo #1446-08)
3. Ordinance re: Approving the Classification of 69.3 Acres for Bronk's Landing Subdivision at the Northeast Corner of Route 59 and Theodore Street to B-3 Zoning (#A-111-08/Dist. #1)  
(Council Memo #1446-08)
4. Ordinance re: Approving the Preliminary Plat of Bronk's Landing Subdivision (#P-5-08/Dist. #1)  
(Council Memo #1446-08)

A communication from the City Manager contained a request that said items be tabled to the City Council meeting to be held on January 20, 2009 in order to finalize outstanding issues with the subdivision proposal.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the January 20, 2009 City Council meeting.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

D. Public Hearing re: Annexation Agreement for 2300 Rosalind Avenue

1. A RESOLUTION Approving an Annexation Agreement for 2300 Rosalind Avenue as recommended by the Plan Commission was presented and read. (#A-114-08/Dist. #4)  
(Council Memo #1447-08)

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

MAYOR SCHULTZ asked if there were any comments, and being none, he closed the public hearing.

COUNCILMAN TURK moved that said Resolution be adopted.

Motion seconded by COUNCILMAN SHETINA.

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.

(RESOLUTION NO. 6216)

E. Public Hearing re: Annexation of 25.5 Acres on Rowell Avenue

1. A RESOLUTION Approving an Annexation Agreement for 25.5 Acres on Rowell Avenue as recommended by the Plan Commission was presented and read. (#A-125-08/Dist. #5)  
(Council Memo #1448-08)  
(RESOLUTION NO. 6217)
2. AN ORDINANCE Approving the Annexation of 25.5 Acres on Rowell Avenue as recommended by the Plan Commission was presented and read. (#A-125-08/Dist. #5)  
(Council Memo #1448-08)  
(ORDINANCE NO. 16387)
3. AN ORDINANCE Approving the Classification of 25.5 Acres on Rowell Avenue to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-125-08/Dist. #5)  
(Council Memo #1448-08)  
(ORDINANCE NO. 16388)

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

MAYOR SCHULTZ asked if there were any comments, and being none, he closed the public hearing.

COUNCILMAN GIARRANTE moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN DORRIS.

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.

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F. Public Hearing re: Amendment to the Annexation Agreement for a 66 Acre Site at Ridge Road (North of Bernhard Road)

1. A RESOLUTION Approving an Amendment to the Annexation Agreement for a 66 Acre Site at Ridge Road (North of Bernhard Road) as recommended by the Plan Commission was presented and read. (#A-126-08/Dist. #5)  
(Council Memo #1449-08)  
(RESOLUTION NO. 6218)
  
2. AN ORDINANCE Approving a Variation of Use to Allow Outdoor Manufacturing and Industrial Processing in an I-1 District Located at 23343 S. Ridge Road subject to the conditions as outlined in the Council Memo was presented and read. (#2008-81/Dist. #5)  
(Council Memo #1449-08)  
(ORDINANCE NO. 16389)

A communication from the City Manager contained a recommendation by the Plan Commission that the Amendment to the Annexation Agreement be approved, a recommendation by the Zoning Board of Appeals that the Variation of Use be denied, and a recommendation by the Administration that both the Annexation Agreement Amendment and the Variation of Use be approved.

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

COUNCILWOMAN QUILLMAN stated she asked for a PowerPoint presentation tonight so that everything could be on the table and clarified so that we can all see exactly what was seen at the Land Use Committee meeting.

The City Manager said this was an item that came up yesterday during the Pre-Council meeting and they discussed the issue of a proposed asphalt plant that will be located on a piece of property that was annexed by the City in 2006 and given (I-1) Industrial Zoning and there was an annexation agreement that controlled the development of the property. He said there was a provision in the agreement that was interpreted as indicating that asphalt plants would not be a permitted use so that is why it's back here before the Council to amend the annexation agreement to specifically allow an asphalt plant and to grant a variance that would allow an asphalt plant which would be an I-2 Zoning use in an I-1 Zoning District. He said the underlying zoning of I-1 will not be changed by this proposal if the Council approves it, and the plan is to take 10 acres of the 66 acre parcel that was annexed in 2006 and dedicate that to the development of an asphalt plant. He then asked Director of Community and Economic Development Jim Haller to explain the slides in the PowerPoint presentation.

Mr. Haller pointed out on the Comprehensive Plan where the asphalt plant will be located. He said the Plan doesn't specify a difference between I-1 Light Industrial or I-2 General Industrial and there seemed to be a lot of confusion from some of the opponents to this that the Comprehensive Plan itself was calling for one thing or the other. He said the Comprehensive Plan is pretty broad and is used as a guideline on what we think the land uses should be and it really doesn't talk about specific uses.

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Mr. Haller stated a brochure was passed out at the Land Use Committee meeting which is shown on the slides of what is going to be visible to the people who live around the plant. He said the most prominent would probably be the silos which are approximately 85 feet tall. He said most of the site will be blocked by a berm and by the landscaping that is in the nursery portion of this site already. He said you probably won't see the trucks or the tractors going around the site and that will all be hidden from view. He said what most likely will be seen is the upper ends of that silo from atop the berms that will be there. He said the current Gallagher Asphalt facility at Laraway and Brandon Road is in the process of installing this very same equipment right now and that site is not in the City limits so we did not have to deal with it. He said there will not be large smoke stacks; this is state of the art equipment that although it won't be zero emissions it will be as close to low emission as possible. He said it will adhere to all of the newest requirements for emissions that the State and Federal government have for particulate matter and noise and all of those other things. He said we're used to some of the older plants that do tend to give off a little bit more odor and a little bit more noise.

Mr. Haller said we believe because of the location where this will be sited, the most obvious impact will probably be trucks coming in and going out and that's why we focused a lot of our attention on the road network and what's going to happen with maintenance and preparation of the road network.

COUNCILMAN GIARRANTE said the individuals that want to open this have a good business in Joliet and do a good job. He said if this passes and somewhere down the line they decide to sell this place, does this change automatically go with the new owner or do we have to revisit it.

The City Manager said no, this would run with the land and the buyer of the property would be subject to the same limitations and restrictions that we're imposing on this particular developer. He said they are free to sell it to another company that would be able to buy it and operate it provided they comply with all of the conditions that staff is recommending with respect to road maintenance, berming, landscaping and all of the regulations in our I-1 and I-2 Zoning Classifications.

COUNCILMAN SHETINA asked the City Manager to explain the nuance on an I-1 Zoning Classification as the underlying zoning with a Special Use class and what does a Special Use class bring with it. He said in the event we have an unhappy situation are we not allowed to withdraw the Special Use.

The City Manager said there is a Variation that's being granted that would allow the asphalt plant to be developed and operated in an I-1 district and the conditions that we are imposing on this developer are set forth in an amendment to the 2006 annexation agreement. He said the Corporation Counsel has drafted the agreement, it's been reviewed by Mr. Tom Carey who is the attorney for the developer and we've reached agreement on all of the terms and conditions that deal with what is actually being permitted, including what's being addressed as far as sales tax reporting and the off-site responsibilities which deals with an overlay of Schweitzer Road, an overlay of Ridge Road and then permanent improvements later on when development occurs. He said we're confident that we have built into the agreement conditions that will keep this project focused on

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those things that we believe need to be addressed and we feel comfortable recommending it. He said we'll always have control over this and if there is any deviation from the rules that we've set up and a refusal to cooperate, we would have the legal authority to go in and shut the facility down.

COUNCILMAN SHETINA said he would like the City Manager to elaborate on the green portion that Councilwoman Quillman was concerned with.

The City Manager said he doesn't have all of the technical details on that but the Illinois Environmental Protection Agency is vested with the authority to issue permits for the operation of asphalt plants. He said those regulations have been made more stringent and this particular plant before it can become operational or developed will have to go through a permit process with the IEPA just like they're going through here with the City Council on the zoning portion. He said before they receive permission to open they have to show that the proposed plant will meet environmental regulations and we're confident that this developer will be able to do that. He said it will be monitored by the IEPA and if there is a situation where there's non-compliance with IEPA regulations, we as a City have the authority to get involved with the IEPA to bring it to their attention and to enforce those regulations.

COUNCILWOMAN QUILLMAN said there has been discussion about one of the main concerns which was the increased traffic on these roads, but the way the zoning stands now, a trucking terminal could go in there and they wouldn't have to come before us and that would be a 24/7 operation with many more trucks than this operation would allow. She said she believes this operation is Monday through Friday unless there is a special project and she asked the City Manager if that was correct.

The City Manager said that assessment is accurate of what I-1 zoning allows. He said we've seen a tremendous push for development south of I-80 of distribution centers and intermodal facilities and a lot of types of industrial uses that are allowed as a matter of right in an I-1 zoning classification. He said so if this particular owner of the property wanted to develop this 66 acre site for a big box distribution center the owner would be allowed to do that. He said we would certainly be working with the owner on the truck route but on a 66 acre site he could put a very large distribution center that could have hundreds of trucks coming in and out on a daily basis. He said when we evaluated this proposal the amount of truck traffic will be much less than what would be normally allowed in an I-1 Zoning District if this were developed for a distribution center, so we do feel comfortable that the amount of truck traffic being proposed for this proposal can be managed. He said we have set up a set of rules as far as what needs to be done to Schweitzer and Ridge Roads and we feel confident that the road system can accommodate this use once it's improved by this developer and at the developer's expense.

COUNCILMAN BROPHY said he has a concern about the two small bridges to the south on Ridge Road and deliveries on that route. He asked if the trucks and drivers are owned and controlled by this applicant and whether they can guarantee that the truck won't go south or what do we have in place to guarantee that.

The City Manager said he doesn't believe the trucks themselves will be owned by this particular operator but like any other distribution center or industrial user, we have set up a route for the trucks and it is a condition of what's being approved

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tonight. He said if there is deviation from that we have enforcement authority either through our Police Department or taking action based on what may be granted by the City Council tonight, so we have enforcement authority both under our police power and our zoning power. He said he knows Jackson Township Highway Commissioner Paul Buss has posted some of the roads going south of this site with weight limits that will not permit the trucks to go south on Ridge and maybe a few others too. He said they discussed this last week along with Township Supervisor Tim Vanderhyden and told them that they have jurisdiction over those roads and we certainly respect their decisions when it comes to that, but it was our intent to make sure trucks don't go south into Jackson Township, and the only path of ingress and egress would be on Ridge to Schweitzer, Schweitzer to Route 53 in and out. He said that's what this operator understands and that's what's being asked to be approved tonight.

Attorney Tom Phelan said he represents Jo Rita Lesch who owns a 120 acre farm on Bernhard Road on which she resides. He said their objections are the 85 foot tower and outside aggregate that was specifically prohibited in the annexation agreement to begin with and that's why it has to be amended. He said they are objecting to that use in an area where they have annexed under an R-1B classification. He said he would respectfully request that the Council really look at this annexation agreement amendment that he just received today and make sure it does cover all of these concerns, to listen to the concerns of the people and deny this request on the basis that the City did originally annex this property with a specific denial of outside aggregate use which is what is being changed today.

Ms. Jo Rita Lesch stated she annexed her farm into Joliet with the understanding that the property across Bernhard Road would be light industrial and there was no talk of an asphalt plant. She said she believes there will be a high amount of traffic on the road and a berm or landscaping will not be able to cover the silos. She said there will be noise and it is going to emit pollution. She said this area is surrounded by cornfields and by people who have lived there for many, many years and it is an inappropriate place for an asphalt plant. She said she respectfully asks that the Mayor and City Council reconsider.

COUNCILMAN GIARRANTE asked the Corporation Counsel if he could give a short list of what could go in there right now without having to come back to the Council for approval.

The Corporation Counsel said when the property was annexed in 2006 it was given I-1 zoning and a year later when the City approved the Comprehensive Plan, we all confirmed that not only this property but almost all of the farms surrounding this property were to be given industrial zoning of some type in the future when and if they annex to the City. He said properties in an I-1 District primarily consist of distribution facilities, warehouses, truck terminals and light manufacturing factories which would have trucks coming and going, delivering supplies and bringing out inventory. He said what they all have in common is that they are very truck intensive. He said most people when they think of light industrial think of a nice, clean building that is very quiet with very little activity. He said sometimes that's true but he can't think of any industrial use that isn't pretty much truck intensive especially distribution related types of operations which was at the forefront of our thoughts when we annexed this property in 2006. He said we projected a growth in the distribution economy in Will County and he thinks we're still going to see that, and CenterPoint is an example of that, and we know how many trucks CenterPoint will attract and generate. He said he

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thinks trucks were always expected here and the difference in his opinion is that you will have fewer trucks with the asphalt plant but you will have a more visible industrial appearance, however you will have intensive IEPA regulations. He said he's found that these blacktop facilities in Will County are not bad neighbors. He said the Gallagher facility on Brandon Road is a very well run facility and it's not a noxious operation, it's not a nuisance operation and it doesn't create objectionable odors to its neighbors. He said it functions very well and there's residential not far from that plant. He said he thinks our I-1 zoning regulations expect to have a lot of truck traffic and this will generate less than what an I-1 normally does, but it will result in a building that is different than an I-1.

Ms. Bonnie Simmons of 23915 South Ridge Road in Elwood said she doesn't like the idea of this either. She said when the City had the meetings about the zoning there were people there and they all complained about it that they did not want this I-1 zoning. She said the City told them at that time that industrial classification is due to the location of the racetrack and agreements made to restricted residential within ¼ mile of the track and staff will look at adding more open space to buffer the existing residential. She said they did not like this but they had no say in it. She said this is a beautiful area, it has the north branch of Jackson Creek going through it and it is more conducive to residential instead of this industrial zoning.

Mr. Ed Bernhard said he owns the 116 acres directly to the south of the proposed asphalt plant. He asked if anyone would like to live next to an asphalt plant and he said he doesn't believe the owner would want to build a house next to the asphalt plant. He said he lives 300 yards or so from where they're going to build the plant and he asked the Mayor and Council to please reconsider.

Attorney Tom Carey, representing Allied Nursery and Austin Tyler Construction, said they would be happy to answer any questions. He said he believes they have answered fully the concerns of the staff and he thinks it's a good project and he asked the Council to approve it.

Mr. Charlie Hanus, President of Will Grundy Central Trades and Labor Council said they represent over 45,000 trades in our area. He said we need the jobs in our area, unemployment is high. He said Allied Landscaping runs a first class operation which is an all union company paying union wages, union health and welfare benefits and this project will be built 100% union. He said they would appreciate the Council's support in moving on this as soon as possible and they're ready to start work building it tomorrow morning.

Ms. Simmons said that there are three asphalt plants within a mile of Joliet and they don't really need another asphalt plant and it is not going to bring more jobs. She said it's going to be a redistribution of jobs and there are not going to be new jobs.

Ms. Boniva McCullum of 1203 Brentwood Place in Joliet stated the Black Contractors are here today in favor of the new asphalt plant. She said the Austin Tyler project will provide jobs, opportunity and growth for all of Joliet and Will County. She said they are here today asking you to vote yes for this new asphalt plant and they are looking forward to working with Joliet and Will County to make a better District 4 and 5 for all people.

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Mr. Paul Buss, Jackson Township Highway Commissioner, stated his main concern is the roads in their area. He said he is not against them starting a blacktop plant at all, and as Highway Commissioner they buy these materials from people like them, but they just don't feel this is the proper place for it. He said Councilman Brophy brought up a point about the roads to the south of there which are all still unincorporated Jackson Township and they do have concerns because those roads were not built for the weight that could come in and out of there. He said even though he did pass an ordinance to put weight restrictions on these roads it's tough policing this. He said these truckers are going to go any way they want to go and that's their big concern, the trucks and the roadway.

COUNCILMAN GIARRANTE said he understands his concern but the statements made earlier said they could put a big box building there which would create more truck traffic and they won't be able to control them either, so at least this is less truck traffic than they would have with a big box building and it is zoned for that.

Ms. Mary Johnson, a resident of Schweitzer Road in Elwood, said from Ridge Road to Route 52 there is no base under that road. She said it was a field that they graveled, put oil on it and then blacktopped it and that's all that road is. She said in front of their houses it is going to give way real quick. She said the plant doesn't belong out there in the middle of the residents and cornfields and she suggested a place near Olin Chemical that is for sale by CenterPoint alongside other industrial plants. She said they should put it where it fits in better with the surroundings.

The City Manager said going east from Ridge Road on Schweitzer that truly is an undeveloped road. He said the truck traffic to and from the asphalt plant will be prohibited from going on that part of Schweitzer Road. He said the traffic will go west on Schweitzer and they have reached an agreement that the developer will be required to do an overlay or reblacktop a stretch of Schweitzer Road and that will be resurfaced after all of the approvals have been granted by the IEPA and the weather breaks so it's opened before the plant becomes operational.

COUNCILMAN DORRIS said we do have authority with this that we would not have with a big box. He said the owner has agreed that the trucks will go one way, and if they violate that then we can reconsider it because we have authority with this document. He said we have more authority than we'd have as it is today.

COUNCILMAN DORRIS moved that said Resolution and Ordinance be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN GIARRANTE said he put a lot of thought into this, he received a lot of phone calls and respects everyone who called him and met with a lot of people but he thinks staff did a good job working this out with the developers and he votes aye.

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Prior to her vote, COUNCILWOMAN QUILLMAN said she's really done her homework on this as well and has talked to everyone on both sides. She said she hears over and over concerns about the roads, the traffic, the noise, the pollution but this is better than a trucking terminal that is a 24/7 operation, this is a Monday through Friday operation with regular hours of 7:00 a.m. to 3:30 p.m. or 4:00 p.m. and maybe some weekend operations depending on if there is a road to be done, but she was assured it's usually a Monday thru Friday operation rather than trucks coming in and out 24/7 which would be much noisier with much more pollution from the trucks and much more damage to the roads. She said these roads are going to be maintained by the asphalt company and in these economic times any jobs we can get now is a plus so she has to vote aye.

Prior to his vote, COUNCILMAN TURK said there has been a lot of discussion on this project, a lot of concessions and he thinks the majority have been worked out. He said there was one letter of objection from Laraway School and we found out yesterday that their concerns have been alleviated and he thinks staff has done a good job with this project and he votes aye.

G. Public Hearing re: Annexation of 120 Reichman Street

1. A RESOLUTION Approving an Annexation Agreement for 120 Reichman Street as recommended by the Plan Commission was presented and read. (#A-128-08/Dist. #5)  
(Council Memo #1450-08)  
(RESOLUTION NO. 6219)
2. AN ORDINANCE Approving the Annexation of 120 Reichman Street as recommended by the Plan Commission was presented and read. (#A-128-08/Dist. #5)  
(Council Memo #1450-08)  
(ORDINANCE NO. 16390)
3. AN ORDINANCE Approving the Classification of 120 Reichman Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-128-08/Dist. #5)  
(Council Memo #1450-08)  
(ORDINANCE NO. 16391)

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

MAYOR SCHULTZ 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 GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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APPROVAL OF REGULAR CURRENT BILLS

A. Treasurer's Disbursements – November, 2008 - \$28,689,859.38

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

B. Regular Claims – November, 2008 - \$3,685,996.23

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

C. Regular Payroll – November 15 – November 28, 2008 - \$3,074,453.80  
(Council Memo #1451-08)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period November 15, 2008 through November 28, 2008 and additions to regular salaries for the period November 7, 2008 through November 20, 2008 including a 2008 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.

COUNCILWOMAN BARBER moved that the recommendations 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. (COUNCILWOMAN QUILLMAN abstained from voting on any items dealing with Silver Cross Hospital)

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving the Preliminary Plat of Barrister Berm Subdivision as recommended by the Plan Commission was presented and read. (#P-7-08/Dist. #3)  
(Council Memo #1452-08)  
(ORDINANCE NO. 16392)
  
2. AN ORDINANCE Approving the Recording Plat of Barrister Berm Subdivision as recommended by the Administration subject to receipt of the following fees and documentation within 60 days of approval was presented and read: a) A Letter of Credit or Performance Bond for public improvements in the amount of \$86,692.50; b) A 1 ¼% inspection fee for public improvements in the amount of \$1,083.65; and c) An Irrevocable Offer of Dedication for public improvements. (#RP-14-08/Dist. #3)  
(Council Memo #1452-08)  
(ORDINANCE NO. 16393)

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3. AN ORDINANCE Approving the Reclassification of 3601 McDonough Street from I-1 to B-3 Zoning as recommended by the Plan Commission was presented and read. (#Z-12-08/Dist. #3)  
(Council Memo #1452-08)  
(ORDINANCE NO. 16394)

COUNCILWOMAN BARBER moved that said Ordinances be adopted as recommended.

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.

4. AN ORDINANCE Approving the Preliminary Plat of Silver Leaf Commercial Subdivision as recommended by the Plan Commission subject to the conditions as set forth in Exhibit A regarding restricted use at the site was presented and read. (#P-9-08/Dist. #3)  
(Council Memo #1453-08)

COUNCILMAN GIARRANTE moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GIARRANTE and MAYOR SCHULTZ.  
NAYS: NONE.  
(ORDINANCE NO. 16395)

5. AN ORDINANCE Approving the Revised Preliminary Plat of Liberty Meadow Estates, a PUD as recommended by the Plan Commission was presented and read. (#P-10-08/Dist. #4)  
(Council Memo #1454-08)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

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.  
(ORDINANCE NO. 16396)

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6. AN ORDINANCE Approving the Preliminary Plat of the Resubdivision of Lot 1 in Drauden Pointe Center, a PUD as recommended by the Plan Commission was presented and read. (#P-11-08/Dist. #1)  
(Council Memo #1455-08)  
(ORDINANCE NO. 16397)
7. AN ORDINANCE Approving the Final Plat of the Resubdivision of Lot 1 in Drauden Pointe Center, a PUD as recommended by the Plan Commission was presented and read. (#FP-11-08/Dist. #1)  
(Council Memo #1455-08)  
(ORDINANCE NO. 16398)
8. AN ORDINANCE Approving the Recording Plat of the Resubdivision of Lot 1 in Drauden Pointe Center, a PUD as recommended by the Administration subject to the conditions and restrictive covenants as outlined in the Council Memo was presented and read. (#RP-15-08/Dist. #1)  
(Council Memo #1455-08)  
(ORDINANCE NO. 16399)

COUNCILMAN TURK moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN UREMOVIC.

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.

Prior to her vote, COUNCILWOMAN QUILLMAN stated again there will be no liquor and no taverns at this site as it stands now, is that correct.

The City Manager said that is correct. He said this is a resubdivision that will allow Lot 1 to be divided into two separate lots, one being for a bank and the second for a retail center. He said the same restrictions that were imposed upon this developer previously will carry over and not be changed unless the developer comes back and asks for permission from the Council to make changes. He said there is no proposal for a package liquor store as part of this tonight.

9. Ordinance re: Approving the Reclassification of Lot 5 in Phase 1 of Timber Ridge Business Park from B-3 to I-1 Zoning (#Z-14-08/Dist. #5)  
(Council Memo #1456-08)

A communication from the City Manager contained a request by the petitioner, Schultz Properties, LLC that said item be tabled indefinitely due to changes in the proposed project scope.

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COUNCILMAN BROPHY moved that said item be tabled indefinitely.

Motion seconded by COUNCILWOMAN QUILLMAN.

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.

10. AN ORDINANCE Approving the Reclassification of 335 Third Avenue from R-3 to R-2 Zoning as recommended by the Plan Commission was presented and read. (#Z-14-08/Dist. #5)  
(Council Memo #1457-08)

COUNCILMAN DORRIS moved that said Ordinance be adopted.

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.

(ORDINANCE NO. 16400)

11. AN ORDINANCE Approving a Special Use Permit to Allow the Conversion of Two Existing Rooms into Resident Bedrooms to Allow a Group Home to be Expanded from 6 Persons to 8 Persons Located at 1701 Mason Avenue as recommended by the Zoning Board of Appeals subject to the following condition was presented and read: a) Should the property be declared a public nuisance, it shall be subject to rehearing and possible revocation of the Special Use Permit.  
(#2008-77/Dist. #2)  
(Council Memo #1458-08)

COUNCILMAN TURK moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16401)

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12. AN ORDINANCE Approving a Special Use Permit to Allow the Conversion of Two Existing Rooms into Resident Bedrooms to Allow a Group Home to be Expanded from 6 Persons to 8 Persons Located at 3301 Fiday Road as recommended by the Zoning Board of Appeals subject to the following condition was presented and read: a) Should the property be declared a public nuisance, it shall be subject to rehearing and possible revocation of the Special Use Permit.  
(#2008-78/Dist. #1)  
(Council Memo #1459-08)

COUNCILMAN SHETINA moved that said Ordinance be adopted as recommended.

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.

(ORDINANCE NO. 16402)

13. AN ORDINANCE Revoking the Local Landmark Status at 205 N. Chicago Street as recommended by the Historic Preservation Commission was presented and read.  
(Council Memo #1460-08)  
(ORDINANCE NO. 16403)

14. AN ORDINANCE Revoking the Local Landmark Status at 7 W. Cass Street as recommended by the Historic Preservation Commission was presented and read.  
(Council Memo #1460-08)  
(ORDINANCE NO. 16404)

COUNCILMAN DORRIS moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

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.

15. AN ORDINANCE Authorizing the Execution of a Collective Bargaining Agreement Between the City of Joliet and the Firefighters IAFF Local 44 for 2008-2012 was presented and read.  
(Council Memo #1461-08)

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

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Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16405)

16. AN ORDINANCE Establishing Salary Ranges and Fringe Benefits for Exempt Employees was presented and read.  
(Council Memo #1462-08)

COUNCILMAN SHETINA moved that said Ordinance 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.

(ORDINANCE NO. 16406)

17. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 1 – West Acres Road (Midland – Catherine) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16407)

18. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 2 – Stryker Avenue (Ferris – I-80) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16408)

19. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 3 – Oakland Avenue (Mason – Ruby) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16409)

20. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 4 – Carson Avenue (Route 30 – Glenwood/Division) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16410)

21. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 5 – Dewey Avenue (McDonough – Morgan) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16411)

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22. AN ORDINANCE Proposing the Establishment of the 2009 Joliet Special Service Area No. 6 – Holmes Avenue (Woodruff – 500' South) was presented and read.  
(Council Memo #1463-08)  
(ORDINANCE NO. 16412)

COUNCILMAN TURK moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

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.

**B. RESOLUTIONS**

1. A RESOLUTION Authorizing the Release of Executive Session Minutes was presented and read.  
(Council Memo #1468-08)

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

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.

(RESOLUTION NO. 6220)

2. A RESOLUTION Authorizing the Sale of a Vacant Lot Located at 926 Magnolia Avenue was presented and read.  
(Council Memo #1469-08)

COUNCILMAN DORRIS moved that said Resolution be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6221)

3. Resolution re: Authorizing the Designation of Unity CDC as a City of Joliet Community Housing Development Organization (CHDO)  
(Council Memo #1470-08)

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

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4. A RESOLUTION Approving the Purchase of Property Located at 1300 Arthur Avenue was presented and read.  
(Council Memo #1471-08)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

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. 6222)

5. A RESOLUTION Declaring Certain City of Joliet Property as Surplus was presented and read. (Fire Department - Nitrous Oxide Kits and Spare Bottles)  
(Council Memo #1472-08)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Adopt said Resolution; 2) Authorize the sale of Ten (10) Nitrous Oxide Kits and Twenty-Five (25) Spare Bottles to another Fire Department or Fire District.

COUNCILMAN BROPHY moved that said Resolution be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

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. 6223)

6. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$5,818.61 for the 2008 Pavement Marking Program was presented and read. (Section No. 08-00408-00-ST)  
(Council Memo #1473-08)

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN SHETINA.

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.

(RESOLUTION NO. 6224)

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7. A RESOLUTION Approving and Authorizing an Addendum to the Lease Agreement for the Operation of a Coffee Shop at Joliet Union Station was presented and read.  
(Council Memo #1474-08)

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

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. 6225)

8. A RESOLUTION Authorizing the Joliet Public Library to Borrow Funds on an Interim Basis was presented and read.  
(Council Memo #1475-08)

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6226)

9. A RESOLUTION Authorizing the Execution of a License Agreement with Mattel, Inc. was presented and read.  
(Council Memo #1476-08)

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN SHETINA was out of the room when the vote was taken.

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

The City Manager said we have been approached by the toy company Mattel, Inc. to see if they could use the logos of the Joliet Police Department and Joliet Fire Department on their Hot wheels brand "Cop Rods and Fire Rods". He said they're die cast collectible cars and in exchange for giving them permission to use the logos they will provide us with 50 cars of each variety. He said our Police and Fire Departments will be charged with the responsibility of distributing those in an appropriate manner where we might be able to benefit a few organizations with kids. He said it's something that we think is good for

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promoting the positive image of our Fire and Police Departments that have done a great job in serving us and we are recommending cooperation with the request from Mattel.

(RESOLUTION NO. 6227)

BIDS AND CONTRACTS

A. Award of Contracts

1. Request to Upgrade Network Storage and Backup Solution Equipment  
(Council Memo #1479-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Sentinel Technologies in the amount of \$75,460.00.

2. Authorization to Purchase Network Equipment for City Hall Remodeling Project  
(Council Memo #1480-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract for the purchase of this equipment to Sentinel Technologies in the amount of \$9,620.00 and that a maintenance contract be awarded to Sentinel Technologies in the amount of \$164.50 per month.

3. Authorization to Execute a Professional Services Contract with Hospitality Real Estate Counselors (HREC) for a Market Research Study on a Proposed Downtown Joliet Hotel and Conference Center  
(Council Memo #1481-08)

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 HREC in the amount of \$6,750.00.

4. Authorization to Purchase Police SWAT Ballistic Helmets  
(Council Memo #1482-08)

A report on eight bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to RBR Tactical in the amount of \$5,250.00.

5. Authorization to Purchase Firefighter Turnout Gear  
(Council Memo #1483-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to MES-Global Fire Equipment in the amount of \$10,754.00.

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6. Authorization to Purchase Three Cardiac Monitors –  
Defibrillators for the Fire Department  
(Council Memo #1484-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Zoll Medical Corporation in the amount of \$45,000.00.

7. Authorization to Pay IWIN User Fees for 2009  
(Council Memo #1485-08)

A communication from the City Manager contained his recommendation that the Mayor and Council authorize the payment of \$1,593.75 per month to the Illinois Department of Central Management for the period January thru December, 2009, for a total of \$19,125.00.

8. Approve the Purchase of Medical Oxygen for 2009 for the Fire  
Department  
(Council Memo #1486-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to United States Cylinder Gas in an amount not to exceed \$23,500.00.

9. Authorization to Make Emergency Repairs to the No. 2 Pump at  
Black Road Lift Station  
(Council Memo #1487-08)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve an increase to Purchase Order No. 97131 in the amount of \$9,420.00; and 2) Approve Payment No. 1 and Final in the amount of \$10,410.00 on behalf of Gasvoda and Associates, Inc.

10. Authorization to Purchase Van for Fire Department by the  
Foreign Fire Tax Board  
(Council Memo #1488-08)

A report on two bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council approve the purchase of one 2009 Ford E350 extended length passenger van from LandMark Ford in the amount of \$24,824.00.

11. Authorization to Purchase Mobile Computers for the Public  
Utilities Department  
(Council Memo #1489-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of three (3) Panasonic Toughbook CF-30 mobile computers from CDS Office Technologies in the amount of \$15,336.00.

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12. Authorization to Purchase One GVWR Aerial Truck and Material Handler for the Electrical Division  
(Council Memo #1490-08)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Chicago International Trucks in the amount of \$193,669.05.

13. Award of Contract for the Manganese Sulfate Purchase - 2009  
(Council Memo #1491-08)

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 Viking Chemical Co. at the unit price of \$7.27 per gallon in an amount not to exceed \$302,250.25 for 41,575 gallons.

14. Award of Contract for the 2009 Sodium Hypochlorite Solution Purchase  
(Council Memo #1492-08)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Basic Chemical Solutions in the amount of \$1.48 per gallon in an amount not to exceed \$327,360.00.

15. Award of Contract for the 2009 Sodium Permanganate Solution Purchase  
(Council Memo #1493-08)

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 Carus Chemical Corporation in the amount of \$8.15 per gallon in an amount not to exceed \$304,973.00.

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

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN SHETINA was out of the room when the vote was taken.

B. Amendments, Change Orders and Payments:

1. Approve Change Order No. 15 for the Municipal Center Phase 2 Remodeling Project  
(Council Memo #1498-08)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 15 in the amount of \$682.00 on behalf of R.L. Sohol

2. Approve Change Order No. 1 to the Contract for the Demolition of City-Owned Properties  
(Council Memo #1499-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$960.00 on behalf of Alliance Demolition.

3. Approve Change Order No. 1 and Payout No. 1 and Final for the 604 E. Palladium Drive Rear Yard Drain Improvements – 2008 Neighborhood Improvement Program  
(Council Memo #1501-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$4,408.30 and Payout No. 1 and Final in the amount of \$20,402.30 on behalf of Len Cox & Sons.

4. Approve Amendment No. 4 for the Joliet Westside Wastewater Treatment Plant Blower Upgrade Project Engineering Services Agreement  
(Council Memo #1502-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 4 in the amount of \$20,500.00 on behalf of Clark Dietz.

5. Approve Change Order No. 2 and Payment Request No. 4 and Final for the 2008 Pavement Marking Program  
(Council Memo #1503-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$5,818.61 and Payment Request No. 4 and Final in the amount of \$8,075.04 on behalf of Mark-It Striping Corp.

6. Approve Change Order No. 1 and Payment Request No. 1 and Final for the 457-459 State Street Storm Sewer and Alley Drain Project – 2008 Neighborhood Improvement Program  
(Council Memo #1504-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$5,192.00 and Payment Request No. 1 and Final in the amount of \$36,972.00 on behalf of Austin Tyler Construction.

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7. Approve Change Order No. 2 and Payment Estimate No. 2 for the 2008 Sidewalk/Curb Replacement Project – 2008 Neighborhood Improvement Program  
(Council Memo #1505-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$20,212.50 and Payment Estimate No. 2 in the amount of \$51,853.55 on behalf of M & A Cement Works.

8. Approve Change Order No. 5 and Payment Estimate No. 8 for the Barber Court/Barber Lane/Campbell Street Roadway Improvements Project – 2008 Neighborhood Improvement Program  
(Council Memo #1506-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5 in the amount of \$10,101.35 and Payment Estimate No. 8 in the amount of \$9,899.32 on behalf of Construction by Camco.

9. Approve Change Order No. 1 and Payment Request No. 1 and Final for the 2010 Mason Avenue Storm Sewer Project – 2008 Neighborhood Improvement Program  
(Council Memo #1507-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$3,107.63 and Payment Request No. 1 and Final in the amount of \$9,402.63 on behalf of Len Cox & Sons.

10. Approve Progress Payment No. 9 for the Eastside Wastewater Treatment Plant Sludge Pump Replacement and Tank Repairs Project  
(Council Memo #1508-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Progress Payment No. 9 in the amount of \$158,561.39 on behalf of Meccon Industries, Inc.

11. Approve Change Order No. 1 and Payment Request No. 1 and Final for the Complete Overhaul of the No. 1 Waukesha Engine at the Eastside Treatment Plant  
(Council Memo #1509-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$851.08 to Purchase Order No. 94908 and Payment Request No. 1 and Final in the amount of \$64,851.08 on behalf of Charles Equipment Co.

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12. Approve Change Order No. 10 for the System-Wide SCADA System Construction Project  
(Council Memo #1510-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 10 in the amount of \$14,709.81 on behalf of Wunderlich-Malec Environmental.

13. Approve Change Order No. 1 and Payment No. 1 and Final for 2008 Utilities Restoration  
(Council Memo #1511-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$59,067.60 and Payment Estimate No. 1 and Final in the amount of \$210,077.60 on behalf of Lindblad Construction.

14. Approve Payment Request No. 2 and Final for the 2008 Hickory – Spring Creek Cleaning Project  
(Council Memo #1512-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Request No. 2 and Final in the amount of \$4,300.00 on behalf of Gregg W. Dobczyk Excavating.

15. Approve Change Order No. 1 and Payment No. 3 for the Allen (Hunter – Seeser)/Helles (Willow – East End)/William (Jefferson – Marion) Roadway Improvements – 2008 Neighborhood Improvement Program  
(Council Memo #1513-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$34,395.93 and Payment No. 3 in the amount of \$30,884.50 on behalf of P.T. Ferro Construction Co.

16. Approve Change Order No. 1 and Payment No. 6 and Final for the Chicago Street/Marion Street Parking Lot  
(Council Memo #1514-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$19,595.28 and Payment No. 6 and Final in the amount of \$54,276.04 on behalf of Len Cox & Sons.

17. Approve Change Order No. 2 and Payment No. 3 and Final for the Bentley Drive (Bronk – 1350' East) and Prieboy Avenue (Von Esch – East End) Roadway Improvements – 2008 Neighborhood Improvement Program  
(Council Memo #1515-08)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$39,321.95 and Payment No. 3 and Final in the amount of \$51,078.04 on behalf of Len Cox & Sons.

18. Approve Change Order No. 3 and Payment Estimate No. 4 and Final for the Harwood/Scribner/Sterling Sewer and Water Improvements Project  
(Council Memo #1516-08)

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 \$20,882.79 and Payment Estimate No. 4 and Final in the amount of \$86,862.16 on behalf of Austin Tyler Construction.

19. Approve Change Order No. 2 and Payment Estimate No. 11 and Final for the 2007 Footing Tile Separation Project  
(Council Memo #1517-08)

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 \$274,809.10 and Payment Estimate No. 11 and Final in the amount of \$78,562.21 on behalf of Austin Tyler Construction.

20. Approve Progress Payment No. 11 for the Arbeiter Road Public Works Facility and the Gael Drive Fire Maintenance Facility  
(Council Memo #1518-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Progress Payment No. 11 in the amount of \$373,623.94 on behalf of Tri-State Enterprises.

21. Approve Change Order No. 1 and Payment Estimate No. 1 and Final for the Golf Road Watermain Project - 2007  
(Council Memo #1519-08)

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 \$90,655.58 and Payment Estimate No. 1 and Final in the amount of \$402.00 on behalf of P.T. Ferro Construction.

22. Approve Change Order No. 4 and Payment Estimate No. 8 and Final for the 9D and Ottawa Street Well Rehab Project - 2008  
(Council Memo #1520-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 4, a deduction in the amount of \$3,162.50 and Payment Estimate No. 8 and Final in the amount of \$24,623.43 on behalf of Water Well Solutions Service Group.

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23. Approve Payment Estimate No. 7 for the Well 22D to Well 10D  
Raw Water Transmission Main Construction Project  
(Council Memo #1521-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Estimate No. 7 in the amount of \$110,716.80 on behalf of Len Cox & Sons.

24. Approve Change Order No. 1 and Payment Estimate No. 1 for  
the Illinois Route 59 Watermain Project - 2008  
(Council Memo #1522-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$6,299.56 and Payment Estimate No. 1 in the amount of \$22,370.30 on behalf L A Sites, Inc.

25. Approve Change Order No. 1 and Payment Request No. 3 and  
Final for the 1211 Caton Avenue/3001 Jefferson Drainage  
Improvements Project  
(Council Memo #1523-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a decrease in the amount of \$2,055.77 and Payment Request No. 3 and Final in the amount of \$859.31 on behalf of G-3 Construction.

26. Approve Change Order No. 1 and Payment Request No. 1 and  
Final for the 3917 Bergstrom Drainage Improvement Project  
(Council Memo #1524-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$31.50 and Payment Request No. 1 and Final in the amount of \$10,521. on behalf of Len Cox & Sons.

27. Approve Change Order No. 2 and Payment Estimate No. 3 for  
the Wilcox (Plainfield – Ruby) Roadway Improvements Project  
– 2008 Neighborhood Improvement Program  
(Council Memo #1525-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a deduction in the amount of \$5,503.03 and Pay Estimate No. 3 in the amount of \$5,079.62 on behalf of Len Cox & Sons.

28. Approve Amendment to the 2003 Water and Sewer  
Development Program  
(Council Memo #1526-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve an Amendment to the 2003 Water and Sewer Development Program to include the addition of the Parkwood Drive 1 Million Gallon Elevated Tank.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS:

- A. Application for a Drive-thru Permit for the K-Mart Store Located at the Northwest Corner of Hennepin Drive and Route 30  
(Council Memo #1531-08)

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

MAYOR:

- A. Proclamation re: "Recognizing the 2008 Joliet Catholic Academy Angels State Championship Volleyball Team"

This item was presented earlier in the meeting.

MAYOR AND COUNCIL COMMENTS:

COUNCILMAN UREMOVIC wished the Mayor, City Council, the City Manager and staff and all of the citizens of Joliet a very Merry Christmas and safe and Happy New Year.

COUNCILMAN TURK also wished the Mayor and City Council, the staff and citizens of Joliet a great Holiday and he thanked the staff for all of the hard work and dedication they've given through the past year. He said he looks forward to working with them in 2009 and hopefully 2009 will be a better year than any of us anticipates.

COUNCILMAN SHETINA said there are both good and hard things that come with serving as a City Council member. He said of all of the City Councils he has served with over the years and he has served with a lot of them, this is probably the hardest working group of people he has seen. He said he has watched the committees operate and he operates a couple of them and this is a good, hard working complement of people and he wishes that people could see what goes on in the committee structure and that kind of thing. He said we have a good staff and we've worked hard to develop a good staff and we have a good Council. He said he would like to see all of them back here. He said it has been very difficult for us this year and people have said tonight they have concerns about our commitment to the social agencies. He said Councilman Giarrante stated it well and as Councilman Brophy said, as the County Seat we have to accept a little bit more responsibility but at the same time we would also like to see some folks also accept some of that responsibility and he thinks the City Manager is working with the County to try to get them involved with some of the things and he thinks they're willing to do that. He said Roger Claar has been very generous as the Mayor of Bolingbrook. He thanked the Council and staff

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and said it is a fine group of people and he appreciates it.

COUNCILWOMAN QUILLMAN said there was an article in the newspaper about Skokie where they network with the high schools and teenagers ages 15-19 to partner with the City and offer services for shoveling snow or doing any type of yard work for people who can't afford to do it and they do community service for this and they might get a small stipend. She said she thought it might be a good partnership and these kids can get their community service hours and maybe we could get that program going in February or March.

COUNCILWOMAN QUILLMAN thanked the other Councilmen for their comments and said this is a great Council that we've been working with and she does appreciate it. She said she wanted to say that the City Manager has been here since March, a short nine months, but just like a woman that's gone through a pregnancy he's having terrible labor pains right now with this budget and the economy and jobs and everything and she feels that he has done a fabulous job and she doesn't know any other person that could have taken this on and handled it the way he has. She said she has heard nothing but good, positive things about him in the community and that he is out and about and people are happy to see him. She said they know he really cares and she for one appreciates him as our City Manager. She then wished everyone a very Merry Christmas and a Happy and safe New Year.

COUNCILWOMAN BARBER said she thinks we have a great team with the Council. She said this has been a very up and down year but she thinks it's going to be a better year next year and with everybody working together we're going to get through it. She wished everyone a Merry Christmas and Happy New Year.

COUNCILMAN BROPHY asked the Corporation Counsel if there's an update on Evergreen Terrace.

The Corporation Counsel said the case is up on appeal, we won the last round in court and our condemnation case was permitted to remain alive and proceed which was the decision made by the trial court judge. He said ownership appealed and the oral argument for that appeal is scheduled for Monday, January 12<sup>th</sup> in Chicago at 9 a.m.

COUNCILMAN BROPHY said he would like to suggest that a "Build Joliet" program be created so that we're ready to take advantage of any possible Federal or State capital funds as soon as they become available. He said we could prioritize the projects that we've been putting on the back burner and start to get them ready to begin, and he suggested working with the CED and other stakeholders that may play a role in the projects.

COUNCILMAN BROPHY said in regards to Pastor Forni's and his colleagues appearance tonight, he said he thinks it's safe to say that the strength in our community has never been in these nine seats up here necessarily, there have always been strong people in these nine seats but the great strength of the community has been outside. He said without a bullhorn or a PR budget for those agencies to send their message out they need to do it somewhere and we can at least help them do that, so he thinks it's quite appropriate that they're here and through us and through our connections and our networks and the local cable channel and the media that are here hopefully their message gets out that the work that they do is in need of support.

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COUNCILMAN DORRIS said Merry Christmas to all of the citizens of Joliet and he hopes they have a safe, happy and blessed New Year.

COUNCILMAN DORRIS said on Thursday or Friday we could be getting one of the worst ice storms that we've seen in Illinois in the last couple of years according to what they're saying on the weather channels. He said he knows this past storm we were very careful to make sure that we conserved our manpower but if this storm is anything like they are saying it could be solid ice. He said we really need to make sure that we get on top of this and that we don't spare anything. He said he knows we have to watch every penny and the financial issues we are facing are very, very real but the public safety issues with the ice that could be coming are very real also. He said he would hope that our Public Works people would have some leeway to do what we have to do and be ready to respond.

The City Manager said we'll certainly do our best. He said he knows Jim Trizna and Mike Eulitz are up to the task. He said he knows there has been some conversation in public about this last ice storm that we had and yes we are conserving. He said we issued a press release which is on the website if any of the citizens would like to take a look at it. He said if what's being predicted comes true we'll be ready for it and we'll hit it hard.

COUNCILMAN GIARRANTE wished the Mayor, Council Members, staff and citizens a Merry Christmas and Happy New Year. He also thanked the City employees for the great job they do for our City.

MAYOR SCHULTZ wished everybody a Merry Christmas and a Happy New Year and he said God Bless everyone.

ADJOURNMENT

COUNCILWOMAN QUILLMAN moved that the Council adjourn at 8:11 p.m.

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.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

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