

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 21<sup>st</sup> day of December, A.D. 2010***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, December 21, 2010 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

An Invocation was delivered by Rabbi Charles Rubovits, Joliet Jewish Congregation, 250 N. Midland Avenue, Joliet, Illinois.

Rabbi Rubovits then led the pledge to the flag.

COUNCILMAN SHETINA asked for a moment of silence for Emma Bianchi who passed away on December 11, 2010, and for his brother-in-law Robert Pellegrini Sr., who will be buried tomorrow.

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, DISTRICT 3 COUNCILMAN JOHN GERL, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA and COUNCILMAN AT LARGE MICHAEL F. TURK.

ABSENT: 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 Special Meeting of the Council of the City of Joliet, Illinois held on Monday, November 29, 2010 at 4:00 p.m., of the Pre-Council Meeting held on Monday, December 6, 2010 at 3:30 p.m. and of the Regular Meeting held on Tuesday, December 7, 2010 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, GERL, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK 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 through March 31, 2011.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

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NAYS: NONE.

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Finance Committee

COUNCILMAN BROPHY stated that the Finance Committee met yesterday and there was a review and approval of the minutes of the meeting of November 16, 2010. He said Mr. Ken Mihelich reviewed the software contract for the Utility Billing System and the Sungard/HTE Agreement.

COUNCILMAN BROPHY stated that the Finance Committee also reviewed the Neighborhood Improvement Program Report which was placed on file. He said there was also a review of the monthly cash flow report, personnel summary, Treasurer's Disbursements and Regular Claims for the month of September which were found to be in order and placed on file.

B. Legislative

COUNCILMAN DORRIS stated the Legislative Committee met on December 9, 2010 and met with the minority contractors to review minority participation and discuss how they will try to achieve the IDOT participation levels in the new transportation center. He said at the end of the meeting the City Manager and Corporation Counsel planned to meet with Mr. James Foster and a small group of the minority contractors to develop a proposal to be reviewed by the Legislative Committee and the full Council.

COUNCILMAN SHETINA stated that the meeting was rather long and there were several issues discussed but in a final analysis, it appears that there are opportunities for contractors to bid. He said there were some good things that came out of the meeting and maybe in the future there will be more opportunity for minority contractors to bid.

C. Public Safety

COUNCILMAN GIARRATE stated that the Public Safety Committee met yesterday and discussed a request from the Police Chief to purchase 14 new vehicles at a cost of \$380,000. He said the Committee also discussed a request from the Fire Department to purchase oxygen for the ambulances

D. Public Service

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

COUNCILMAN TURK noted that Council Memo #1026-10 is on the agenda tonight dealing with a request for \$5,240.00 for the Neighborhood Stabilization Program home at 1024 Barthelme for appliances and repairs due to a break-in the day after Thanksgiving.

E. Land Use

COUNCILMAN SHETINA stated that the Land Use Committee met on November 12, 2010 and discussed the Rental Inspection Program and the Vacant Building

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Registry.

Director of Community and Economic Development Jim Haller stated that they have been working on the vacant building registry program for the past six months and it is still in the draft phase but they hope to bring it to the Mayor and Council sometime in January. He said they settled on that when houses become foreclosed, the City needs to know that and needs to inspect the property to ensure it is in proper condition so no one can gain illegal entry. He said the City spends money to send inspectors to the properties so it was discussed that the City should try and recover that expense and it was agreed to assess a \$100.00 filing fee.

Mr. Haller stated that the other item discussed was the rental recommendations and they decided to start holding housing court at the City instead of at the Courthouse, and have an administrative hearing where fines could be garnered. He said that the City would have more control over the process by keeping it in-house. He said there is still some concern but it was agreed that there would be a benefit to doing it in-house and they would go from there.

COUNCILMAN SHETINA stated that the Committee also discussed design standards which is still a work in progress.

COUNCILMAN BROPHY asked if Mr. Haller's department keeps track of which towns have reduced or lowered their design standards.

Mr. Haller said yes.

COUNCILMAN BROPHY stated that Joliet has always been in the affordable range for development opportunities and he doesn't think there is any danger of the City leaving that range, but he would like to know and hopes that someone is collecting that information.

Mr. Haller stated that there is not a lot of development going on anywhere with new construction. He said that his staff did a study that shows that there are more than 2,500 platted single family lots that have yet to be built upon and there have been requests from developers to build smaller and cheaper homes than what was originally offered in the subdivision which is the basis for the ordinances that were passed at the last meeting.

COUNCILMAN SHETINA said that when there is a true indication that building has come back those things can be visited, but in some subdivisions there was this problem five or six years ago.

Mr. Haller stated that he had discussed new house construction with Director of Inspections Dave Mackley and Mr. Mackley expects that the City will have generated 50 new single family homes this past year which is up from the 18 the previous year, and which is an indication that things are getting better. He said it was done without any incentive or compromise to quality or size.

COUNCILMAN BROPHY stated that when the City came out of the last recession the idea was to let anyone build anything just to get things going, but they need to be careful with that this time and not slip back into that since Joliet is already on the affordable end of the scale and there are no other options in the area.

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There were no other Committee reports.

**AGENDA ITEMS AND REPORTS**

**A. Treasurer's Report – October, 2010**

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

**B. Position Vacancies  
(Council Memo #982-10)**

A communication from the City Manager contained his recommendation that he be authorized to fill the following positions:

One Police Commander position and any subsequent vacancies directly related to this position until there is an unfilled entry level Police Officer position;

One Equipment Operator II position and any subsequent vacancies directly related to this position until there is an unfilled entry level Maintenance Worker position;

One Equipment Operator II position and any subsequent vacancies directly related to this position until there is an unfilled entry level Maintenance Worker position;

Two Maintenance Worker positions; and

One Human Resources Generalist position.

COUNCILWOMAN QUILLMAN asked why there was a need for another Commander position.

The City Manager stated that there were four Commander positions about two years ago and one has not been filled over the last two years so there are currently only three, and the way the Police Department structure is, they would be seriously understaffed in the Commander position with only two. He said the Police Chief's recommendation is to fill this position but to leave the fourth position unfilled until there is a better financial picture. He said the way the department is structured, it is divided into three major units and there is a Commander over each unit and if they did not fill this position there would be challenges with that unit.

COUNCILWOMAN QUILLMAN asked how the City was going to pay for these positions.

The City Manager stated that they have included money in the 2011 budget and eventually there is an entry level position that would not be filled. He said there is some savings in not filling the Commander position but it does jeopardize the operation of the Police Department.

COUNCILMAN BROPHY stated that he supports the City Manager's decision to fill the Commander position and he would rather not legislate on the structure of the Police Department. He said if the City Manager and Police Chief think that a

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five or ten year plan would be in order to look at the restructuring of the Police Department as a whole that may make sense, but position by position probably doesn't as they are brought to the Council to fill.

COUNCILMAN SHETINA stated that whether the City can afford it or not, it is a matter of function for the Police, Fire and Street Departments and sometimes they have to be filled, whether or not it can be afforded. He said the City is responsible for the delivery of police and fire services and it is a matter of function and safety.

C. 2009 Neighborhood Improvement Program Modification No. 19 -  
Modification to the 2009 Districts 1-5 Neighborhood Improvement  
Program and the Appropriation of the Mayor and City Council/Non-  
Neighborhood Improvement Fund  
(Council Memo #983-10)

A communication from the City Manager contained his recommendation that the 2009 Neighborhood Improvement Program be revised by adding the following projects:

- 1) The 2011 Materials Contract to be funded by \$12,000 per District for the Bituminous Patching materials and \$10,000 per District for the Aggregate Patching materials;
- 2) The 2011 Sidewalk Program to be funded by approximately \$10,000 per District;
- 3) The 2011 Landscape Restoration Program to be funded by \$4,000 per District; and
- 4) The 2011 Tree Trimming Program to be funded by \$10,000 per District.
- 5) Appropriation of Mayor and City Council/Non-Neighborhood Improvement Fund for the following projects:
  - (a) \$150,000 for the City's 50% share of the Illinois 59 Screening Project adjacent to Pheasant Landing Subdivision; and
  - (b) \$100,884.31 for the Westfield Subdivision Drainage Improvement Project and also \$64,436.00 from the District 2 NIP Contingency Fund

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of 4970 Theodore Street

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1. A RESOLUTION Approving the Annexation Agreement for 4970 Theodore Street as recommended by the Plan Commission was presented and read. (#A-20-10/Dist. #3)  
(Council Memo #984-10)  
(RESOLUTION NO. 6459)
  
2. AN ORDINANCE Approving the Annexation of 4970 Theodore Street as recommended by the Plan Commission was presented and read. (#A-20-10/Dist. #3)  
(Council Memo #984-10)  
(ORDINANCE NO. 16751)
  
3. AN ORDINANCE Approving the Classification of 4970 Theodore Street to B-3 Zoning as recommended by the Plan Commission was presented and read. (#A-20-10/Dist. #3)  
(Council Memo #984-10)  
(ORDINANCE NO. 16752)
  
4. A RESOLUTION Accepting the Dedication of Right of Way for a Portion of Theodore Street was presented and read.  
(Council Memo #984-10)  
(RESOLUTION NO. 6460)

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 SHETINA moved that said Resolutions and Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN stated that from what she could tell it looks like a very nice project.

Prior to his vote, COUNCILMAN BROPHY stated that he thinks it is a good change of use and the old house just doesn't fit anymore and he thinks the change and what they have drawn out is beautiful and he wishes them success with their new venture.

B. Public Hearing re: Amendment to the Annexation Agreement for the Vulcan Quarry Site

1. A RESOLUTION Approving an Amendment to the Annexation Agreement for the Vulcan Quarry Site as recommended by the Plan Commission was presented and read. (#A-7-94/Dist. #5)  
(Council Memo #985-10)

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(RESOLUTION NO. 6461)

2. AN ORDINANCE Approving the Reclassification of 31 Acres Located at 595 West Laraway Road from I-1 to I-2 Zoning as recommended by the Plan Commission was presented and read. (#Z-7-10/Dist. #5)  
(Council Memo #985-10)  
(ORDINANCE NO. 16753)

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

Mr. John Horn, representative of Local 150, International Union of Operating Engineers, stated that the employees that work at Vulcan are members of Local 150 and these are good paying, full-time jobs that support families and it is not uncommon for the members to graduate from high school, go to work for Vulcan and then spend their entire career there. He said it is forty years of good work, good pay and a full-time job. He said if this is approved, it would create more work for local contractors to do some sub-contracting work and in this tough economy, unemployment for his union members is about 20%, so it is important that they keep these jobs and try to put more members to work. He said he would appreciate it if the Council approves this amendment.

Mr. Larry Peet stated that he is asking the City Council to hold Vulcan to the promises that they have made. He said that yesterday he heard that it was a City requirement that Vulcan not mine the front 30 acres and not Vulcan's decision, but they sent out a letter to the community repeatedly saying they would not mine the front 30 acres. He said the other thing is that it is not a full time job because Vulcan closes the quarry for three or four months each year so it is not a year round job for most of the employees. He said a question came out in the newsletter that asked why anyone should believe what Vulcan says and what good are their promises, and Vulcan stated that Vulcan is the leading supplier for crushed stone and they obtained that position through responsible business practices and by keeping their promises to their customers, suppliers, employees and neighbors. He said that is the promise that Vulcan made back then and he is asking that the City Council hold Vulcan to its original promise.

Mr. Jose Zamarripa, Business Manager of Laborer's Union Local 681, stated that he just wanted the City to please make this work for Vulcan. He said Vulcan is a good company and most of his members work for Vulcan Materials and he himself worked in the quarry for 28 years before he went to work for the union, so he has seen how Vulcan works and treats their workers and how good they are with safety and he urged the Council to approve this amendment.

Ms. Margaret Fleet, Laraway School District Board member, stated that she and her parents have maintained a home in the district since 1960 and she graduated from Laraway School. She said that she is all for Vulcan expanding, just not for these 30 acres, and it is her understanding that Vulcan has other property on Brandon Road that could be mined, but they choose not to and instead endanger the students, employees and buildings in the Laraway School District. She said that Vulcan had to pay \$40 million to the Department of Transportation due to them mining too close to the road and the road being closed. She asked the Council to think of the safety of the students and homeowners.

COUNCILMAN GIARRANTE asked what the closest residence was to the

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quarry.

Ms. Fleet stated that there is a residence on Brandon Road that has a lawsuit against Vulcan.

Mr. Germaine Grant of 116 Walden Road stated that he has been in the area for seven years and the mining that is occurring at Vulcan is endangering their kids and homes. He said he was at a basketball game at 4:30 P.M. and the mining shook the building. He said Vulcan wants to move closer so the school will go into disrepair and have to move. He said the school was put there for a reason and needs to stay there. He said that Vulcan needs to move or find better technology to do mining. He stated that he has kids that go to Laraway School and he doesn't want to see them get hit with rocks. He said the bombing is messing up their foundations and the school board had no jurisdiction to vote on an agreement that would endanger their kids and he is asking the Council to vote no.

COUNCILWOMAN QUILLMAN asked Mr. Grant if he attended the school board meeting where the vote was taken.

Mr. Grant stated yes he did and the board didn't care about anything that they said.

COUNCILWOMAN QUILLMAN asked if there were a lot of parents at the meeting.

Mr. Grant stated that his neighbors aren't interested in politics and know that the board will not listen to them. He said the board has its own agenda and is not for the safety of the students.

COUNCILMAN SHETINA asked how many incidents there have been with children or the school getting hit from rock.

The City Manager stated that they have had no reports of any incidents directly involving students at Laraway School. He said he has spent a lot of time with the group from Vulcan regarding the safety of the children and all of the blasting takes place outside of school hours, and when blasting is planned there is a sentry placed on the school grounds to ensure that any people are moved out of the way just in case. He said there hasn't been any reported history of flyrock hitting the school property. He said he would not be bringing this to the Council if he didn't feel that it protects the safety of the school children and the residents of the area. He said staff has gone through a lot of information with Vulcan and they do live up to their commitment as far as safety and staff is confident that Vulcan will fulfill their commitment to the City.

COUNCILMAN SHETINA stated that he saw the rock that Mr. Peet had that came from the quarry but he would assume that technology is better now than it was back then. He said he thinks the operation that Vulcan has now is reasonable and he doesn't think that the students are in peril, but he would like to know if there were any incidents.

The City Manager stated that the school itself is outside of the City of Joliet but if there was a call for service to the County, the City would hear about it. He said he knows Vulcan monitors the situation very closely and there is new technology that is directional and is designed to make sure that anybody that may be on the

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Laraway school property, Laraway Road or other any point south is protected.

Mr. Tom Carey, attorney for Vulcan Materials, stated that there is a monitor that is operated by a third party that reports both to the City and the school on vibrations. He said that it is located at the point closest to the school building and uses a computer and satellites and it measures the vibrations.

The City Manager stated that Mr. Haller receives those reports for the City and going back to 1994 there were several safeguards put into the annexation agreement, and all of those continue on and technology is making it easier for the City to ensure the safety features of the original agreement.

Ms. Mary Baskerville, President of the Will County Environmental Network, stated that when this proposal came forward her group took a vote and their plea to the Laraway School Board and now to the Council is to recognize that it is good planning to have a green space buffer between an active quarry and an elementary school. She said it was good planning in 1994 and was part of the safeguards that were built into the annexation agreement. She said it is a good planning practice to have a separate distance between an active quarry that is blasting and an elementary school and to voluntarily give up that buffer is beyond her comprehension. She said they are trying to move more environmentally in terms of thinking and planning and the City has made great strides in stating that developers have to plan and make concessions so that things are safe and that there can be a quarry and a school but an integral part of that plan was to have the green space buffer. She said she is asking the Council to think if this is a good plan and if the Council says yes there has to be adequate buffering or it doesn't matter, and she thinks it does matter and it should matter to each of the Council.

Ms. Baskerville stated that her own position as an alumnus of Laraway School and as someone that attended the school board meeting, when Vulcan was asked about flyrock they answered yes it is a possibility and the distance it could travel would place that flyrock on the school property. She said that there is blasting when people are at the school for after school activities and the quarry blasts regularly every day at about the same time. She said they do wait until after school but there are a lot of after school activities and she urged the Council to take their responsibilities seriously. She said that she understands that they have to balance economic development and the jobs that are being created but the idea of a thirty-one acre buffer that was agreed to in order to gain annexation, that buffer was a promise to the school, a promise to the children and it was a promise from the City to the people and she urges the Council to think very carefully before allowing that promise to be broken.

COUNCILMAN SHETINA stated that back during the discussion in 1994, truck traffic was a big consideration that would be coming out of the quarry as a result of their process and the Council went and looked at their cleaning process and that issue was pretty well handled. He said with respect to accidents involving trucks, what kind of a history is there.

The City Manager stated that he doesn't believe there is any significant history of any excessive accidents. He said Laraway is a busy stretch of road and is getting busier, and there is a posted school zone and the police patrol it quite frequently and with the opening of the intermodal facility, there have been additional details assigned to that area. He said they are confident that Laraway Road can handle the traffic. He said that there will not be any new truck traffic, it

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would just be the existing traffic that comes in and out of the quarry. He said the expansion would not increase their business, it would just allow them to continue on. He said just to clarify, of the 31 acres, only a little over 10 would be mined if the amendment is approved and the remaining 20 acres would remain untouched.

COUNCILMAN BROPHY stated that in the Joliet school district, some schools have been moved and new schools have been built so he doesn't understand that part of it, if the school board would decide that there is a better place to operate and a new building would serve those children, he doesn't understand the negativity of that concept. He said that it may be the age of the building or that it has become obsolete and it might serve the school district to move that school. He said if the school district had a benevolent neighbor such as this corporation that could help do that it might be a win for the students. He said he knows sometimes there is sentimental attachment to the old place but he doesn't see it as a negative and it might be a victory for the future students of the Laraway School. He said times change and we need to change with them, and there is never 100% agreement on these things, but all in all if that transpired he doesn't see how the children would suffer from that change.

COUNCILWOMAN QUILLMAN asked how many people are currently employed at Vulcan.

Mr. Carey stated that there are 14-16 union and 3 or 4 management employees.

COUNCILWOMAN QUILLMAN asked if they would all lose their jobs if this wasn't approved.

Mr. Carey stated that he can't really answer that but what would happen is that there would be no production so it would be a severe loss. He said he can't answer if they would all lose their jobs, but there would only be a couple of jobs left.

Ms. Patti Nugent, a resident of Manhattan, stated that she is upset that someone on the Council would think that it would be OK to move the students or to just pick up a school and move it to a different place when there are no plans and it isn't the vision of what the community wants. She said they want their school where it is and that is their choice. She said she works at Lincoln Way which was built in 1956 and the building itself is in fine condition. She said if the Council approves this, the blasting is going to be there and it would take years to be able to plan, develop and move a school and in that time it is exposing the children to the possibility of flyrock. She said the flyrock wasn't twenty years ago, it was this year when it left a Vulcan quarry, flew off their property and landed on private property. She said the Council has to decide tonight on whether the rock possibility is something they want on their conscience. She said a rock leaving that quarry could hit a student tomorrow and the 31 acre buffer is important and was given to the community in 1994 by the City Council. She said the Council agreed to give the community that buffer and she expects the Council to maintain that honesty and that gift to the community to keep it there.

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

COUNCILMAN SHETINA moved that said Resolution and Ordinance be adopted.

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Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN DORRIS stated that there have been a lot of comments tonight that they are putting children in jeopardy. He said they went through a lot of detail yesterday with the experts from Vulcan on the blasting and feel real comfortable that is not happening. He said he believes in the City Manager and doesn't believe he would be recommending this if he thought it would put children in jeopardy. He said Vulcan has been a good neighbor and he didn't vote for the annexation in 1994, but they have been a good neighbor and have done what they have said they are going to do and he doesn't see a reason why they wouldn't continue to do that and he votes aye.

APPROVAL OF REGULAR CURRENT BILLS

A. Regular Payroll – November 19 – December 2, 2010 - \$3,033,825.85  
(Council Memo #986-10)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period November 19, 2010 through December 2, 2010 including a Summary of Overtime and an Overtime Budget Status Report were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

B. Treasurer's Disbursements – November, 2010 - \$22,475,117.97

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

C. Regular Claims – November, 2010 - \$2,927,536.12

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

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

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

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

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1. Ordinance re: Approving the Reclassification of 751 East Jackson Street from I-2 Zoning to B-3 Zoning (#Z-8-10/Dist. #4)  
(Council Memo #987-10)

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

2. AN ORDINANCE Approving a Special Use Permit to Allow a Day Care Business for up to 16 Children in an Existing Home at 717 Apollo Drive as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the number of children at the day care shall not exceed ten at any given time; 2) That the number of supervisors shall not exceed two at any given time; 3) That the day care facility must maintain an outdoor play area consisting of a soft surface, enclosed with a 6 foot high stockade style fence and 75 square feet of play surface per child at time of recreation session; 4) That no additional play apparatus be added to the fenced backyard; 5) That the property shall not be expanded in the future; 6) That the property must conform to Illinois Department of Children and Family Services requirements at all times, now and into the future; 7) Should the property be declared a nuisance, it shall be subject to a rehearing and a possible revocation of the Special Use Permit; and 8) That this Special Use Permit shall run with the current operator. If the existing State licenses cease to exist for this operator, this Special Use Permit shall also terminate. (#2010-60/Dist. #2)  
(Council Memo #988-10)

COUNCILMAN GIARRANTE asked for an explanation of the addendum.

The City Manager stated that Mr. Haller meet with the petitioner and as a result, there are several restrictions that have been agreed upon by the petitioner, one of those being that the number of children at the day care at any given time would not be more than 10. He said there was a lot of discussion about 16 children and the petitioner is licensed to have that many, but with the way it operates there is usually no more than 10, so she has agreed to that limitation. He said she indicated that there are a total of 4 supervisors currently and she has agreed to the limitation of no more than 2 supervisors present at any given time. He said the stockade fence would remain and the play area would also remain and no additional playground equipment would be added and the area would be monitored to try not to disturb her neighbor's, Mr. John McCormick's, peace. He said the other conditions are standard conditions about complying with DCFS requirements and the Special Use Permit runs with the operator and if she were to sell, the new owner would have to apply for renewal of the permit.

COUNCILMAN DORRIS stated that he has an issue with the second condition regarding the number of supervisors. He said if the operator wants to have three supervisors to give more supervision for the children, that is a positive thing so why is that limited.

Mr. Haller stated that if someone were to do daycare in Joliet, DCFS has ruled that the homeowner could take care of eight or fewer children but with the zoning

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ordinance, anytime there is an outside employee that does not live in the house, it is against the rules of home occupation so this was a fine balance between that. He said the petitioner was able to live with that because she has four supervisors, herself included that work there, but she never has more than two people there. He said they did discuss that there may be an overlap when the supervisors change or the children are being dropped off or picked up.

COUNCILWOMAN QUILLMAN stated that prior to the Council meeting, she brought to the City Manager's attention that the homeowner, Mr. McCormick had called her and he was looking to get a hold of Mr. Haller because the conditions were faxed. She said Mr. McCormick was not able to get in contact with Mr. Haller before the meeting so she would like to table the request until both parties can come to an agreement. She said she doesn't want to speak for Mr. McCormick, but he did tell her that this was never a matter of the children, it was the noise and he doesn't want to have his peace and quiet disturbed, he wants the six foot fence and he offered to help move the immovable playground to a different part of the yard. She said that he didn't care about the number of supervisors or the 16 children, he just wants to live cohesively and have his peace and quiet. She said that with that, she thinks maybe they should sit down with each other and work out a comparable agreement.

COUNCILWOMAN QUILLMAN moved to table said ordinance until an agreement could be discussed between the petitioner and Mr. McCormick.

There was no second to the tabling motion.

Mr. Haller stated that as a courtesy to COUNCILWOMAN QUILLMAN, he emailed the conditions to Mr. McCormick at his place of business and he responded quickly and asked that he call him. He said by the time he called Mr. McCormick he wasn't there but he did leave a message. He said in his discussion with COUNCILWOMAN QUILLMAN earlier this evening, she said he had two complaints, that the fence is only 4½ feet and he thought the immovable play equipment could be moved. He said in discussing those extra conditions with the petitioner, she showed him pictures and it is a six foot stockade fence but it is scalloped in the middle and the play equipment is basically swing sets. He said they could work these things out between the two of them but he hasn't had the chance to speak with the petitioner to see if she is willing to do that.

COUNCILMAN TURK stated that he received a couple more calls today regarding this and the intent of the neighborhood was not to put her out of business or anything of that nature. He said one of the main concerns was that the Special Use Permit does not run with the property but that has been addressed. He stated if she sells the property, it can't be marketed with business zoning, it has to cease with her.

The City Manager stated that's correct, that is a condition of the permit as presented tonight.

COUNCILMAN TURK stated that he received another call from a resident a street over who stated that he doesn't hear the children but he does hear the dogs and that is more of a nuisance than the children.

COUNCILMAN BROPHY stated that he talked to Mr. McCormick today and confirmed with him that he does not intend to put Mrs. Cheffer out of business but wanted to reiterate that he has the right to question the use of this. He said

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that Mr. McCormick will be satisfied with the conditions should the special use be approved and he had mentioned to him about moving the playground equipment to the middle of the property and having more substantial fencing. He said the other important thing is about the limit of the employees because if it does survive from owner to owner, the next use could be different with a different operator, and he asked if it runs with the land or not.

The Corporation Counsel stated that generally when there is some sort of zoning relief it would run with the land. He said what is different here is that it is a licensed activity that is the subject of the special use permit so it is easier to make the case for linking the zoning relief granted by the City with the operator keeping the daycare facility licensed and in good standing with the State. He said if for any reason the daycare facility is no longer in good standing for this location, the special use terminates, and those licenses run to site specific locations and a specific operator. He said under that limited circumstance, the City can establish a condition that kind of ties it to the license and not to the land.

COUNCILMAN SHETINA moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: COUNCILWOMAN QUILLMAN.

Prior to his vote, COUNCILMAN BROPHY stated that there will not be 100% agreement on any issue and there are some neighbors that simply believe that commercial uses should not be in a residential setting. He said the City is a diverse town with regard to the mix of the community and it is not an antiseptic village where there are specific lines dividing commercial and residential, and the City doesn't restrict a clothesline or a basketball hoop and there are very mixed uses in the older part of the City and they want to maintain that. He said having the mix of a daycare center in a neighborhood that would be available to neighbors could be a good thing. He said he wants to reiterate that Mr. McCormick does want to be a good neighbor and he stated that with those conditions that will give him a little peace, and the reduction in the number of children is a huge move toward that, and he votes aye.

Prior to his vote, COUNCILMAN GIARRANTE stated that with the passing of this, it doesn't stop Mr. McCormick from being able to call a Councilperson or the Police Department to complain if the noise is loud. He said the question of the care did not come up and everybody seemed to agree that the petitioner does a good job of taking care of the children, but Mr. McCormick does deserve his peace and he can still complain and he votes aye.

Prior to her vote, COUNCILWOMAN QUILLMAN stated that Mrs. Cheffer does run a good business and the complaint was never about her care, a lot of the neighbors did complain because of the fear that the Special Use would stay with the property. She said it upset a lot of neighbors and caused a lot of issues, some unfounded but there were issues so she is going to be voting no. She said she is not voting against Mrs. Cheffer, but she thought that it would be feasible to table the request so she and Mr. McCormick could come to an amicable agreement and she is sure that Mr. McCormick would still like to sit down and

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talk and help move the swing set because he really wants his peace and quiet and it is a quality of life issue. She said she is voting no because she wanted some sort of agreement in writing.

(ORDINANCE NO. 16754)

3. Ordinance re: Approving the Amended Recording Plat for Unit One of the Stone City Commercial Park Subdivision  
(Council Memo #989-10)
4. Ordinance re: Approving the Amended Recording Plat for Unit Two of the Stone City Commercial Park Subdivision  
(Council Memo #989-10)
5. Ordinance re: Reapproving the HDPark Preliminary Plat for an Additional Three Year Extension and a Waiver form posting a Surety for Interim Development on Outlot F (#P-9-07/Dist. #3)  
(Council Memo #990-10)

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

6. AN ORDINANCE Declaring the following property as a Public Nuisance and authorizing application to the Circuit Court for demolition, injunction or other relief was presented and read:  
1308 Fairmount Avenue.  
(Council Memo #991-10)

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16755)

7. Ordinance re: Establishing Recapture Fee for Certain Water and Sanitary Sewer Facilities  
(Council Memo #992-10 was never prepared)

**B. RESOLUTIONS**

1. A RESOLUTION Authorizing the City Manager to Enter into a Paratransit Local Share Agreement with PACE and to Apply for Grant Funds Available under Title XX of the Social Security Act was presented and read.  
(Council Memo #994-10)

COUNCILMAN DORRIS moved that said Resolution be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, DORRIS, GERL,

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GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA,  
TURK and MAYOR SCHULTZ.

NAYS: NONE.

(RESOLUTION NO. 6462)

2. Resolution re: Approving an Agreement with the Illinois Department of Transportation for the Millsdale Road (Brandon – Route 53) and Schweitzer Road (Vetter – Patterson) Roadway Reconstruction Project  
(Council Memo #995-10)
  
3. Resolution re: Approving an Agreement with CenterPoint Properties for the Millsdale Road (Brandon – Route 53) and Schweitzer Road (Vetter – Patterson) Roadway Reconstruction Project  
(Council Memo #995-10)

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

4. A RESOLUTION Authorizing the Expenditure of Future Motor Fuel Tax Funds for the Caton Farm Road and Essington Road Intersection Improvements Project was presented and read.  
(Council Memo #996-10)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY asked if all of the money was budgeted in 2011.

The City Manager stated that the funding would come from Motor Fuel Tax funds from 2011 but this is merely the application with the Will County Governmental League, and if the application is successful they will start programming the money in future years.

(RESOLUTION NO. 6463)

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization to Approve the Purchase of Professional Services for Radiological Sampling – East Side Sewage Treatment Plant/Wells 2011  
(Council Memo #998-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the quarterly radium testing of the water for the first,

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second, third and fourth quarters of 2011 to Environmental Inc – Midwest Lab in the amount of \$28,320.00.

2. Award of Contract for the Purchase of Polymer – ESTP 2011  
(Council Memo #999-10)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract for the purchase of polymer to Aqua Ben Corporation in the amount of \$61,710.00.

3. Award of Contract for the Purchase of Hydrogen Sulfide Control / Odor Control Solution (VX-456) – East Side Sewage Treatment Plant - 2011  
(Council Memo #1000-10)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract for the purchase of VX-456 to Siemens Water Technologies Corporation in the amount of \$102,326.40.

4. Award of Contract for the Well 21D Rehabilitation Project - 2010  
(Council Memo #1001-10)

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 Water Well Solutions Service Group in the amount of \$47,190.00.

5. Award of Contract for the Well 11D Rehabilitation Project - 2010  
(Council Memo #1002-10)

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 Water Well Solutions Service Group in the amount of \$110,568.00.

6. Award of Contract for the Well 23D Rehabilitation Project - 2010  
(Council Memo #1003-10)

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 Water Well Solutions Service Group in the amount of \$78,020.00.

7. Authorization to Renew the Software Support Maintenance Agreement for the Utility Billing System  
(Council Memo #1004-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the renewal of the Software Support Maintenance Agreement for the Utility Billing System to D.R.H. in the amount of \$6,210.00.

8. Award of Contract for the Rehabilitation of 7000 Monmouth Drive for the Neighborhood Stabilization Program (NSP)  
(Council Memo #1005-10)

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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 Paul Gabriel Construction in the amount of \$19,465.00.

9. Authorization to Purchase Replacement Batteries for Uninterrupted Power Sources (UPS's) Supporting Master Communication System and Labor to Replace  
(Council Memo #1006-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Award a Contract for the labor to install the batteries to Sentinel Technologies, Inc. in the amount of \$8,307.00; and 2) Award a Contract to purchase the replacement batteries from Redy Battery/UPS Battery Supply Company in the amount of \$8,364.64.

10. Authorization to Approve the Purchase of a Network Switch for Fire Station One  
(Council Memo #1007-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Award the Contract to Sentinel Technologies, Inc. in the amount of \$5,290.00; and 2) Award a Maintenance Contract to Sentinel Technologies, Inc. in the amount of \$82.25 per month.

11. Award of Contract for Software Maintenance and Support Services  
(Council Memo #1008-10)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to SunGard/THE Technologies in the amount of \$2,951.74 per month.

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

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN GIARRANTE stated that there are three well rehabilitation projects that total a little over \$200,000.00, and these were discussed at the Public Service Committee. He said with the raise in the sewer and water rates the City won't have a problem paying for the projects and he votes aye.

Prior to his vote, COUNCILMAN BROPHY asked about Council Memo #1005-10 and why the bids were so different from each other.

COUNCILMAN GIARRANTE stated that was discussed at the Public Service Committee and Dora Builders wasn't sure what they were going to do and Paul Gabriel Construction has been doing a lot of the housing rehabilitation projects.

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B. Amendments, Change Orders and Payments

1. Approve Change Order No. 1 and Payment Request No. 1 and Final for Various Street Resurfacing and Patching - 2010  
(Council Memo #1010-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a net deduction in the amount of \$2,795.84 and Payment Request No. 1 and Final in the amount of \$38,437.66 on behalf of Austin Tyler Construction.

2. Approve Change Order No. 1 and Payment Request No. 1 and Final for Replacing a Water Meter at Ecolab Inc.  
(Council Memo #1011-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,000.00 and Payment Request No. 1 and Final in the amount of \$17,660.00 on behalf of Cryer & Olsen Mechanical, Inc.

3. Approve Change Order No. 5 and Payment Estimate No. 4 for the Clement Street (Douglas – Ruby) Roadway Project – Community Development Block Grant Public Improvement Program  
(Council Memo #1012-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5 in the amount of \$7,659.02 and Payment Estimate No. 4 in the amount of \$67,747.75 on behalf of J. Russ & Co. Inc.

4. Approve Change Order No. 1 and Payment Estimate No. 1 and Final for the 1105 Woodruff Road Alley Drain Project  
(Council Memo #1013-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$132.80 and Payment Estimate No. 1 and Final in the amount of \$12,907.80 on behalf of Stip Bros. Excavating, Inc.

5. Approve Change Order No. 6 and Payment Estimate No. 3 for the 2010 Sidewalk/Curb Replacement Project – 2009 Neighborhood Improvement Program  
(Council Memo #1014-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 6 in the amount of \$1,840.00 and Payment Estimate No. 3 in the amount of \$2,138.30 on behalf of M & A Cement Work Inc.

6. Approve Change Order No. 1 and Payment Request No. 1 and Final for the Cronin Subdivision Punchlist Improvements - 2010  
(Council Memo #1015-10)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a net deduction in the amount of \$91.57 and Payment Request No. 1 and Final in the amount of \$10,684.03 on behalf of Stip Bros. Excavating, Inc.

7. Approve Change Order No. 1 and Payment Request No. 1 for the Neufairfield Subdivision Parkway Tree Planting Improvements - 2010  
(Council Memo #1016-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$5,480.00 and Payment Request No. 1 in the amount of \$20,273.26 on behalf of Alaniz Landscaping Group, Inc.

8. Approve Change Order No. 3 and Payment Request No. 5 and Final for the Neufairfield Subdivision Punchlist Improvements Project - 2010  
(Council Memo #1017-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3, a net deduction in the amount of \$5,115.40 and Payment Request No. 5 in the amount of \$4,035.45 on behalf of Stip Bros. Excavating, Inc.

9. Approve Change Order No. 1 and Pay Estimate No. 2 and Final for the Clublands 6-1, 6-2, 8-2 / Neustonshire Parkway Tree Planting Project - 2010  
(Council Memo #1018-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a net deduction in the amount of \$3,462.48 and Pay Estimate No. 2 and Final in the amount of \$22,531.77 on behalf of Alaniz Landscaping Group, Inc.

10. Approve Change Order No. 3 and Pay Estimate No. 3 and Final for the Clublands 6-1, 6-2, 8-2 / Neustonshire Punch List Improvements - 2010  
(Council Memo #1019-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3, a net deduction in the amount of \$13,330.90 and Pay Estimate No. 3 and Final in the amount of \$9,341.52 on behalf of D.E. Thompson Excavating Co.

11. Approve Change Order No. 4 and Payment Estimate No. for the Bronk Road (Black – Clare) Roadway Improvement Project  
(Council Memo #1020-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 4, a net deduction in the amount of \$8,999.64 and Payment Estimate No. in the amount of \$7,297.38 on behalf of P.T. Ferro Construction Co.

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12. Approve Change Order No. 2 and Payment Request No. 3 and Final for the 2010 Pavement Marking Program  
(Council Memo #1021-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a net deduction in the amount of \$2,840.49 and Payment Request No. 3 and Final in the amount of \$16,748.53 on behalf of Mark-It Striping Corporation.

13. Approve Change Order No. 2 and Payment Estimate No. 2 and Final for the Center Street Ramp Water Main Project - 2010  
(Council Memo #1022-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$14,420.60 and Payment Estimate No. 2 and Final in the amount of \$33,408.92 on behalf of Construction by Camco, Inc.

14. Approve Pay Estimate No. 3 for the Silver Leaf Subdivision (Unites 1-1, 1-2 and 3) Phase I Public Improvements Project - 2010  
(Council Memo #1023-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 3 in the amount of \$16,426.95 on behalf of P.T. Ferro Construction Co.

15. Approve Amendment No. 7 to the Rock Run Interceptor Capacity Study Engineering Services Agreement  
(Council Memo #1024-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 3 in the amount of \$9,950.00 on behalf of Clark Dietz Inc.

16. Approve Final Payment for the Rehabilitation of Neighborhood Stabilization Program (NSP) Property at 619 N. Center Street  
(Council Memo #1025-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the Final Payment in the amount of \$8,207.64 on behalf of Paul Gabriel Construction, Inc.

17. Approve Payment for the Repairs and Replacement of Appliances at 1024 Barthelme Avenue  
(Council Memo #1026-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the Payment in the amount of \$5,240.00 on behalf of Paul Gabriel Construction, Inc.

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18. Approve Payment Request No. 1 and Final for the Squire's Mill Subdivision Pump Replacement Improvements – 2010 NIP  
(Council Memo #1027-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Request No. 1 and Final in the amount of \$12,648.00 on behalf of Metropolitan Industries, Inc.

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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Prior to her vote, COUNCILWOMAN QUILLMAN asked about Council Memo #1026-10 regarding the property that was damaged at 1024 Barthelme and she asked if the City installs alarms at these properties.

Director of Neighborhood Services Alfredo Melesio stated that there is one on one property now.

COUNCILWOMAN QUILLMAN asked if the City will be putting alarms at the properties in the future.

Mr. Melesio stated that currently they don't put alarms on City properties. He said that the City currently has four properties, three of which are foreclosures and completely vacant, the fourth property does have an alarm because it is a brand new home at 1300 Arthur Avenue. He said traditionally they don't have alarms on properties because it is an additional added expense, but they can take a look at it again.

LICENSES AND PERMIT APPLICATIONS

A. Issuance of a Class "B" Liquor License at 22 W. Cass Street  
(Council Memo #1030-10)

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

MAYOR AND COUNCIL COMMENTS

COUNCILMAN TURK said he would like to wish the Mayor, Council, City staff and employees a Merry Christmas and would like to thank the City Manager and his staff for the excellent job they have done this year. He said that with the reduction of personnel, everybody has had to pick up work where people aren't being replaced and have been doing a great job with that, everybody is working harder and smarter and next year will be a better year.

COUNCILMAN SHETINA said that there was a real good snow last night and he didn't receive one complaint in his district and he normally gets somebody complaining about something. He said he called the Roadways Division and they had no complaints either with respect to his district and he appreciates the job that they did.

COUNCILWOMAN QUILLMAN echoed COUNCILMAN SHETINA'S comments and said she did receive a couple of calls about what a great job the Street Department did last night. She said she knows there was a lot of snow and they did a very good job and she would like to wish everyone a very Happy New Year and she said it will be a very interesting one.

COUNCILMAN GIARRANTE said that this morning at the Public Service Committee, Roadways Engineer Mike Eulitz updated the Committee and said that the City averages four overnight plows a year and this year there have already been three. He said so far between the salt and overtime the City has spent about \$250,000 and if it continues it is going to hurt the City on the budget. He said he wanted to wish everybody a Merry Christmas, Happy New Year and Happy Holidays.

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COUNCILWOMAN BARBER stated that she would like to wish everyone a Happy Holiday and a great New Year.

COUNCILMAN BROPHY thanked the staff for a good year of work and to the JCTV volunteers for putting the meetings on, he appreciates their hard work. He wished Mayor Schultz a Merry Christmas.

COUNCILMAN DORRIS stated that this will be he and Mayor Schultz's last time to wish everyone a Merry Christmas since they are both retiring and there is no guarantee that he is coming back. He said it has been a tremendous year and he has had a lot of fun. He said to the City Manager that it has been tough and a lot of times the Council doesn't tell him that they appreciate him, but they appreciate him and all of the people that work for the City and he would like to say a special thank you to the retirees. He said he had the opportunity to go to a couple of retirement parties last week and there is a lot of years of service leaving on December 31<sup>st</sup>, people who have given their heart and soul to the City that are walking away and walking away feeling good about themselves and the service they rendered. He said to all the employees leaving at the end of this year, may God bless you with good health.

COUNCILMAN GERL wished everyone a Merry Christmas and a Happy New Year.

MAYOR SCHULTZ wished everyone a Happy New Year and Merry Christmas.

ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council adjourn at 7:46 p.m.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk