

***Proceedings of the Council of the City of Joliet, Illinois
held on the 5th day of December, A.D. 2006***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Monday, December 5, 2006 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Reverend Stephen Deloney, St. Mark C.M.E. Church, 348 S. Joliet Street, Joliet, Illinois.

Reverend Deloney then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, DISTRICT 5 COUNCILMAN WARREN C. DORRIS, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, DISTRICT 4 COUNCILMAN ALEX LEDESMA, 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 JOHN M. MEZERA and CORPORATION COUNSEL JEFFREY S. PLYMAN.

APPROVAL OF MINUTES

COUNCILMAN SHETINA moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet held on Monday, November 20, 2006 at 3:30 p.m. and of the Regular Meeting held on Tuesday, November 21, 2006 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Land Use

COUNCILMAN SHETINA stated the Land Use Committee met on November 30 and discussed the non-residential design standards with respect to commercial construction. He said there is a Walgreen's that is going to be built on Jefferson and Reed Streets and the Committee wants to make sure they come up with some design standards that we would like to have.

COUNCILMAN LEDESMA said there is a junk yard at 117 E. Jackson Street that hasn't been in business for many years and the residents in the area would like to see it removed. He said it is an eyesore and he believes there are violations. He said there is a future development coming into the area and this would affect that development in regards to its appearance. He asked if it is in the process of being demolished.

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The Corporation Counsel said this matter was referred to the Legal Department earlier this year for prosecution and demolition court. He said the City does have a court order that would authorize it to proceed with not only demolition of the building but also removal of the junk and debris that is on the site. He said we are in good shape legally; it's a matter of proceeding now with obtaining a contract for that work and dealing with the owner who still has an interest in the property.

COUNCILMAN LEDESMA asked if there was a possibility of the soil being contaminated.

The Corporation Counsel said the City has no information as to that site being seriously contaminated. He said it would not be surprising if there is some minor contamination because it has been a junkyard for a long time. He said the City would not be responsible for that level of clean-up; that would be the responsibility of the property owner.

COUNCILMAN SHETINA said they discussed group homes that are located in many areas of the City and sometimes they cause a bit of concern with the neighbors. He said there was some discussion in another venue, not ours at this point, that while group homes can't be turned down, we still think there ought to be discussions with the surrounding neighbors. He said he received a lot of calls on the last two group homes that were done in District 1, and once we talked to the homeowners in the area about how current group homes operate, how there are rarely police calls and how the young folks living in them have jobs and are covered by round the clock help, most of their concerns were alleviated. He said they would like to keep informing neighbors when a group home is going to be built.

B. Public Service

COUNCILMAN TURK reported that the Public Service Committee met and discussed the contracts, change orders, pay estimates and final payments and found them all to be in order and recommended them for approval.

COUNCILMAN TURK apologized to Herald News reporter Andrea Hein because he was going to let her know when they had a representative from Commonwealth Edison come to the meeting, however, they didn't know that he was coming today. He said the representative talked about some power outages in the City, particularly the area around Fairlane Drive where they've been experiencing heavy outages. He said ComEd did acknowledge that they have had an excessive amount of outages in that area and it is unacceptable and they can't right now pinpoint the exact cause but they are working on it. He said the representative is meeting with his supervisors at the end of this week and hopefully in the near future they will have some answers for us.

The City Manager said they were also going to check on Western Avenue because COUNCILWOMAN QUILLMAN was interested in some of the homeowners in that area who were experiencing power outages. He asked COUNCILMAN TURK if the representative from Commonwealth Edison mentioned that this morning.

COUNCILMAN TURK said he did mention that and said they found some problem with the growth of a tree on Western Avenue.

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COUNCILWOMAN QUILLMAN said they did come and trim the trees but that is not going to solve the problem because they have done that in the past and there are still grid outages.

COUNCILMAN TURK said they are looking at several areas and he did mention Western Avenue this morning.

COUNCILMAN GIARRANTE said the representative did say that they allow for one outage a year. He said this area has had six over the past 3 or 4 years and none of them are from the same reason. He said so they are having a hard time pinpointing the cause but they are going to work on it.

C. Water Park

COUNCILMAN GIARRANTE stated the Committee has a meeting tomorrow at 3:30 p.m. at the new Provena St. Joseph Inwood Athletic Club.

CONSENT AGENDA

A. Position Vacancy
(Council Memo #1349-06)

A communication from the City Manager contained his recommendation that he be authorized to fill one Police Lieutenant position, one Maintenance Foreman II position and any subsequent vacancies directly related to these positions.

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

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN asked if these positions are filled from the recommendations of the department heads or are they just next in line. She said she knows that for the Police Lieutenant position you have to go according to the testing, but what about the Maintenance Foreman.

The City Manager said it is by the recommendation of the department head.

COUNCILWOMAN QUILLMAN said she will vote aye.

MAYOR SCHULTZ moved up the introduction of the Cunningham School students on the agenda at this time.

A. Introduction of Cunningham School Students

COUNCILWOMAN QUILLMAN stated about a month ago she was "Principal for a Day" at Cunningham School and these children were very excited that a Councilperson was at their school. She said the students did a presentation and wrote poems about being drug free. She said she asked the Mayor's permission if they could come and read some of those poems. She said these children are

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our future. She said their teacher Amanda Thomas is going to introduce the Student Council and the members of the poem team.

Ms. Thomas said her students spent a few weeks learning about what it means to be drug free. She said her students were very excited when COUNCILWOMAN QUILLMAN came to school and they are very excited about presenting their poems today because being drug free means a lot to them.

The following students then read their poems: Annalyssa Bauc, Jacob Klima, Tavascea Thurman, Hayle Bryant and Anthony Banks.

Ms. Thomas said they have an organized Student Council and are very happy to come here today and talk about what they do. She introduced the following Student Council members who commented on their election: America Bernal, Myranda Campos, Cheyenne Cooling, Ana Garcia, Glennese Matlock, Boaz Phillips and Rafael Ochoa.

MAYOR SCHULTZ then moved up the Presentation by Police Chief Fred Hayes.

- B. Presentation to the Mayor and City Council by Police Chief Fred Hayes re: Reaccreditation Certificate from the Commission for Law Enforcement Agencies, Inc.

Police Chief Hayes said it is an honor to present to the Mayor and Council the Police Department's second accreditation certification. He said three years ago they started the process for becoming an accredited agency. He said the Commission on Accreditation for Law Enforcement Agencies (CALEA) is a nationally recognized accreditation commission for law enforcement. He said to receive this certificate is truly an honor for any police department. He said the Joliet Police Department is the largest municipal police department in the State of Illinois to receive accreditation. He said in July he and Commander Richard Fonck and Officer Cindy Gonzalez attended the CALEA conference in Lexington, Kentucky where they appeared before the commissioners and provided further testimony to ensure that their department has reached all the standards. He said they are truly honored that they received this certification and he hopes the Mayor and Council are honored also.

PUBLIC HEARINGS

- A. Public Hearing re: Adoption of the Proposed 2006 Tax Levies

1. AN ORDINANCE For the Levying and Collection of Taxes for the City of Joliet, Will and Kendall Counties, Illinois, for the Year A.D. 2006 was presented and read.
(Council Memo #1352-06)
(ORDINANCE NO. 15724)
2. AN ORDINANCE Abating a Portion of the 2006 Tax Levy for the City of Joliet (General Abatement) was presented and read.
(Council Memo #1352-06)
(ORDINANCE NO. 15725)

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

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MAYOR SCHULTZ asked for an explanation.

The City Manager said this tax levy will result in the second lowest tax rate in 39 years since 1967, an estimated 68% tax rate reduction since 1977 and Neighborhood Improvement Program funds retiring the General Obligation debt. He said the City's total assessed valuation is \$2.5 billion and the percentage increase is 12%. He said we will have the same tax rate as in 2005 for taxes due in 2006.

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

COUNCILMAN SHETINA moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, MAYOR SCHULTZ said he would like to tip his hat to the Council and the staff.

B. Public Hearing re: Extension of the Joliet City Center Special Service Area

1. Ordinance re: Approving the Extension of the Joliet City Center Special Service Area
(Council Memo #1353-06)

A communication from the City Manager contained his recommendation that public comment regarding the proposed extension of the Joliet City Center Special Service Area be accepted and that the hearing be recessed until the December 19, 2006 City Council Meeting.

COUNCILMAN SHETINA asked for a brief explanation.

The City Manager said the Special Service Area has been ongoing in the City Center for about 20 years. He said every 10 years we try to renew it with the support of the property owners in the City Center because it is a voluntary tax that is paid by them and is used for a lot of things in the City Center. He said it is administered by the City Center Partnership and is used for various incentive programs including marketing, image enhancement programs, clean-up programs, festivals and special events, and the handling of the many committees that it takes to run a very active City Center. He said this is a recommendation to extend this for the next 10 years. He said there would be no increase in taxes for the property owners in the City Center. He said the rate would be kept the same as it has been for the last 10 years.

COUNCILMAN SHETINA asked what the general boundaries are.

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The City Manager said the Special Service Area for the City Center is generally bounded by the river on the west, the raised railroad viaduct on the south, the same railroad viaduct on the east and all the way up Ruby Street on the north.

COUNCILMAN SHETINA moved that said item be tabled to the December 19, 2006 City Council Meeting.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

C. Public Hearing re: Annexation of 80 Acres at the Northwest Corner of Arbeiter and Caton Farm Roads

1. Resolution re: Approving the Annexation Agreement for 80 Acres at the Northwest Corner of Arbeiter and Caton Farm Roads (#A-39-06/Dist. #3)
(Council Memo #1354-06)
2. Ordinance re: Approving the Annexation of 80 Acres at the Northwest Corner of Arbeiter and Caton Farm Roads (#A-39-06/Dist. #3)
(Council Memo #1354-06)
3. Ordinance re: Approving the Classification of 80 Acres at the Northwest Corner of Arbeiter and Caton Farm Road to R-1B and R-4 Zoning (#A-39-06/Dist. #3)
(Council Memo #1354-06)

D. Public Hearing re: Annexation of 80 Acres Located West of Arbeiter Road

1. Resolution re: Approving the Annexation Agreement for 80 Acres Located West of Arbeiter Road (#A-40-06/Dist. #3)
(Council Memo #1354-06)
2. Ordinance re: Approving the Annexation of 80 Acres Located West of Arbeiter Road (#A-40-06/Dist. #3)
(Council Memo #1354-06)
3. Ordinance re: Approving the Classification of 80 Acres Located West of Arbeiter Road to R-1B Zoning (#A-40-06/Dist. #3)
(Council Memo #1354-06)

E. Public Hearing re: Annexation of 40 Acres Located West of Arbeiter Road

1. Resolution re: Approving the Annexation Agreement for 40 Acres Located West of Arbeiter Road (#A-41-06/Dist. #3)
(Council Memo #1354-06)

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2. Ordinance re: Approving the Annexation of 40 Acres Located West of Arbeiter Road (#A-41-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 40 Acres Located West of Arbeiter Road to R-1B Zoning (#A-41-06/Dist. #3)
(Council Memo #1354-06)
- F. Public Hearing re: Annexation of 120 Acres Located at the Southwest Corner of Arbeiter and Walker Roads
1. Resolution re: Approving the Annexation Agreement for 120 Acres Located at the Southwest Corner of Arbeiter and Walker Roads (#A-42-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 120 Acres Located at the Southwest Corner of Arbeiter and Walker Roads to R-1B Zoning (#A-42-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 120 Acres Located at the Southwest Corner of Arbeiter and Walker Roads to R-1B Zoning (#A-42-06/Dist. #3)
(Council Memo #1354-06)
- G. Public Hearing re: Annexation of 200 Acres Located South of Caton Farm Road, East of Peterson Road
1. Resolution re: Approving the Annexation Agreement for 200 Acres Located South of Caton Farm Road, East of Peterson Road (#A-43-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 200 Acres Located South of Caton Farm Road, East of Peterson Road (#A-43-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 200 Acres Located South of Caton Farm Road, East of Peterson Road (#A-43-06/Dist. #3)
(Council Memo #1354-06)
- H. Public Hearing re: Annexation of 75 Acres Located South of Caton Farm Road
1. Resolution re: Approving the Annexation Agreement for 75 Acres Located South of Caton Farm Road (#A-45-06/Dist. #3)
(Council Memo #1354-06)

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2. Ordinance re: Approving the Annexation of 75 Acres Located South of Caton Farm Road (#A-45-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 75 Acres Located South of Caton Farm Road to R-1B Zoning (#A-45-06/Dist. #3)
(Council Memo #1354-06)
- I. Public Hearing re: Annexation of 93 Acres Located North of Chicago Road
1. Resolution re: Approving the Annexation Agreement for 93 Acres Located North of Chicago Road (#A-46-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 93 Acres Located North of Chicago Road (#A-46-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 93 Acres Located North of Chicago Road to R-1B Zoning (#A-46-06/Dist. #3)
(Council Memo #1354-06)
- J. Public Hearing re: Annexation of 78 Acres at the Southeast Corner of Peterson and Chicago Roads
1. Resolution re: Approving the Annexation Agreement for 78 Acres at the Southeast Corner of Peterson and Chicago Roads (#A-47-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 78 Acres at the Southeast Corner of Peterson and Chicago Roads (#A-47-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 78 Acres at the Southeast Corner of Peterson and Chicago Roads to R-1B Zoning (#A-47-06/Dist. #3)
(Council Memo #1354-06)
- K. Public Hearing re: Annexation of 60 Acres Located South of Chicago Road
1. Resolution re: Approving the Annexation Agreement for 60 Acres Located South of Chicago Road (#A-48-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 60 Acres Located South of Chicago Road (#A-48-06/Dist. #3)
(Council Memo #1354-06)

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3. Ordinance re: Approving the Classification of 60 Acres Located South of Chicago Road to R-1B Zoning (#A-48-06/Dist. #3)
(Council Memo #1354-06)
- L. Public Hearing re: Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads
1. Resolution re: Approving the Annexation Agreement for 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Road to R-1B Zoning (#A-49-06/Dist. #3)
(Council Memo #1354-06)
- M. Public Hearing re: Annexation of 150.52 Acres Located West of Arbeiter and North of Findley
1. Resolution re: Approving the Annexation Agreement for 150.52 Acres Located West of Arbeiter and North of Findley (#A-50-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 150.52 Acres Located West of Arbeiter and North of Findley (#A-50-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 150.52 Acres Located West of Arbeiter and North of Findley to R-1B Zoning (#A-50-06/Dist. #3)
(Council Memo #1354-06)
- N. Public Hearing re: Annexation of 20 Acres in Seward Township
1. Resolution re: Approving the Annexation Agreement for 20 Acres in Seward Township (#A-51-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 20 Acres in Seward Township (#A-51-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 20 Acres in Seward Township to R-1B Zoning (#A-51-06/Dist. #3)
(Council Memo #1354-06)

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- O. Public Hearing re: Annexation of 84.59 Acres Located West of Arbeiter and South of Findley Roads
1. Resolution re: Approving the Annexation Agreement for 84.59 Acres Located West of Arbeiter and South of Findley Roads (#A-53-06/Dist. #3)
(Council Memo #1354-06)
 2. Ordinance re: Approving the Annexation of 84.59 Acres Located West of Arbeiter and South of Findley Roads (#A-53-06/Dist. #3)
(Council Memo #1354-06)
 3. Ordinance re: Approving the Classification of 84.59 Acres Located West of Arbeiter and South of Findley Roads to R-1B Zoning (#A-53-06/Dist. #3)
(Council Memo #1354-06)

A communication from the City Manager contained a request by the petitioner that these items be tabled to the City Council meeting of January 17, 2007 to allow additional time to complete the terms of the annexation agreements.

COUNCILWOMAN QUILLMAN asked if we could table this indefinitely since it has been tabled so many times and is causing a lot of paperwork. She said they could bring it back when they're ready.

The Corporation Counsel said it's possible but there would be a lot more paperwork if we table it indefinitely. He said if there is going to be an annexation, and we do believe there will be but they're just not ready yet, they would have to start all over from the beginning with perhaps a new petition and definitely new notices to the townships, the library and fire districts and everybody involved. He said it is far easier to table it to a specific date although it does clutter up the agenda when we have these repeated tablings.

The City Manager said it will be worth it because it is quite a project. He said we're hoping the economy will stay together long enough for this project to happen. He said as far as the staff goes we can copy and paste most of this back into the agenda. He said it isn't as much work as it appears.

COUNCILMAN BROPHY moved that said items be tabled to the January 17, 2007 City Council Meeting.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

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APPROVAL OF REGULAR CURRENT BILLS

- A. Regular Payroll – November 4 – November 17, 2006 -
\$2,784,408.65
(Council Memo #1355-06)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period November 4, 2006 through November 17, 2006 and additions to regular salaries for the period October 27, 2006 through November 9, 2006 including a 2006 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.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY asked if we always do these so far in arrears. He asked if that was standard practice.

The Director of Human Resources said sometimes when staff is on vacation or something it may take them a week or so to catch up. He said it is pretty much normal for a delay of a week or two.

COUNCILMAN BROPHY asked if these checks were already cut.

The Director of Human Resources said yes they are.

COUNCILMAN BROPHY said he votes aye.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE For the Levy and Assessment of Special Service Area Taxes for the Fiscal Year Beginning January 1, 2006 and Ending December 31, 2006 in and for the 1994 Joliet Special Service Area Number One (Joliet Commons Shopping Center Project) was presented and read.
(Council Memo #1356-06)
(ORDINANCE NO. 15726)
2. AN ORDINANCE For the Levy and Assessment of Special Service Area Taxes for the Fiscal Year Beginning January 1, 2006 and Ending December 31, 2006 in and for the 1999 Joliet Special Service Area Number 66 (Raceway Associates, L.L.C. Project) was presented and read.
(Council Memo #1356-06)
(ORDINANCE NO. 15727)

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COUNCILMAN DORRIS moved that said Ordinances be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

3. AN ORDINANCE Declaring the following properties as Public Nuisances and authorizing application to the Circuit Court for demolition, injunction or other relief was presented and read: 926 Campbell Street, 202 N. Center Street, 810 Richmond Street, 814 Richmond Street, 102 Iowa Avenue and 2804 Wake Island Drive.

(Council Memo #1357-06)

COUNCILMAN LEDESMA moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN said she noticed that four of these properties are owned by one particular family that lives in Joliet. She asked if we have contacted them and asked them why they are not keeping these properties up.

The City Manager said we have contacted them and generally what happens is we don't get a response back. He said we have tried all of our normal procedures through Neighborhood Services and the Legal Department, and our last resort is to go to court and tell the judge that we cannot get these property owners to maintain their properties and get them off of the violation list or vacant list and we would like the court to help us through the process.

(ORDINANCE NO. 15728)

4. Vacations, Preliminary, Final and Recording Plats

- a. AN ORDINANCE Approving the Vacation of an Ingress/Egress Easement at 2218 IL Route 59 as recommended by the Plan Commission was presented and read. (#V-16-06/Dist. #1)

(Council Memo #1358-06)

(ORDINANCE NO. 15729)

- b. A RESOLUTION Accepting the Dedication of an Ingress/Egress Easement at 2218 IL Route 59 as recommended by the Plan Commission was presented and read.

(Council Memo #1358-06)

(RESOLUTION NO. 5859)

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COUNCILMAN GIARRANTE moved that said Ordinance and Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

- c. Ordinance re: Approving the Vacation of a 33' x 317' Public Utility Easement over a Former Portion of Munroe Street Right-of-Way (#V-19-06/Dist. #5)
(Council Memo #1359-06)

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

- d. AN ORDINANCE Approving the Vacation of a Portion of Sharp Road located 777 ft. West of Bridge Road as recommended by the Plan Commission subject to the waiver of the requirement for an appraisal and receipt of the appraised value was presented and read. (#V-18-06/Dist. #5)
(Council Memo #1360-06)

COUNCILMAN SHETINA moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15730)

- e. AN ORDINANCE Approving the Vacation of Three Ingress/Egress Easements and the Adjacent Landscape Easements for Menards/Joliet Resubdivision as recommended by the Plan Commission was presented and read. (#V-11-06/Dist. #3)
(Council Memo #1361-06)
(ORDINANCE NO. 15731)

- f. AN ORDINANCE Approving the Preliminary/Final Plat for Resubdivision of Menards/Joliet Subdivision as recommended by the Plan Commission subject to approval from the Forest Preserve District of Will County to relocate existing ingress/egress access on Joyce Road was presented and read. (#P-17-06/Dist. #3)
(Council Memo #1361-06)
(ORDINANCE NO. 15732)

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- g. AN ORDINANCE Approving the Recording Plat for Resubdivision of Menards/Joliet Subdivision as recommended by the Administration subject to approval from the Forest Preserve District of Will County to relocate existing ingress/egress access on Joyce Road was presented and read. (#RP-42-06/Dist. #3)
(Council Memo #1361-06)
(ORDINANCE NO. 15733)

COUNCILMAN DORRIS moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY said it seems odd they would give up the multi-lots up front without a user in mind. He said you would think they would keep multiple lots just for flexibility, but they haven't indicated a user up front.

The City Manager said we don't know that they don't have somebody in mind because normally these stores have a group of stores that they deal with, but they do not have a commitment that they could tell us about at this point.

5. Special Use Permits

- a. Ordinance re: Approving a Special Use Permit to Allow the Location of a Church in an Existing Structure Located at 960 Royce Avenue (#2006-115/Dist. #4)
(Council Memo #1362-06)
- b. Ordinance re: Approving a Special Use Permit to Allow an Auto Mechanic Shop in an I-1 District Located at 800 Jackson Street (#2006-118/Dist. #4)
(Council Memo #1363-06)

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

6. AN ORDINANCE Approving a Variation of Use to Allow the Continuation of an Existing Three-Unit in an R-3 District Located at 230 Comstock Street as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the 4-car garage at the subject site be utilized for tenant parking and that the garage and an additional surface parking space remain in the future; 2) That if the above condition is not complied with in the specified time period, this matter shall be scheduled for an administrative hearing; and 3) Should the property be declared a public nuisance, it shall be subject to rehearing and possible revocation of the Variation of Use. (#2006-117/Dist. #5)
(Council Memo #1364-06)

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COUNCILMAN LEDESMA moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15734)

B. RESOLUTIONS

1. A RESOLUTION Establishing a Maximum Tax Rate for the City of Joliet was presented and read.
(Council Memo #1369-06)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked for a brief explanation.

The City Manager said we are pleased to indicate that the estimate for the tax rate for 2006 is again \$111.00 per ten thousand dollars of equalized assessed valuation. He said that estimate is based on estimates that we have received from the assessors of both Will and Kendall Counties. He said we have spent a lot of time working with them and we think we have good estimates. He said in the previous years the estimates have been excellent. He said every once in a while the estimates will vary a little bit and if the estimates go down a little we would like to have the flexibility to use a little of our reserved fund revenues to ensure that the rate does not go up above \$111.00. He said in the past the City Council has given the staff the ability to sign off on the levy if we receive an indication that the assessed valuation will be lower, and then we would use the reserve fund very quickly so we don't miss the deadline date for the levy and then we will report that action back to the City Council. He said if we were to receive that information and there was a City Council meeting scheduled we would wait and let the City Council take that action. He said this would only be necessary if we were between meetings and don't have enough time to wait for Council action.

(RESOLUTION NO. 5860)

2. Resolution re: Authorizing the Sale of Property Located at 221 Sherman Street
(Council Memo #1370-06 was never prepared)

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3. Resolution re: Authorizing the Acquisition of 1518 N. Broadway Street
(Council Memo #1371-06)

The City Clerk advised that this item was withdrawn from the agenda.

4. A RESOLUTION Approving an Agreement with Will County for a Temporary Construction Easement at the Police Department West Station for the Caton Farm Road Reconstruction Project
(Council Memo #1372-06)

COUNCILMAN TURK moved that said Resolution be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5861)

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization to Extend the Professional Service Contract with Ceridian for an Employee Assistance Program (EAP)
(Council Memo #1375-06)

A communication from the City Manager contained his recommendation he be authorized to renew the contract with Ceridian Corporation for two years in the amount of \$14,668.72 per year for a total of \$29,337.44.

2. Authorization to Purchase Exercise Systems and Ancillary Equipment for the Fire Department through the Foreign Fire Tax Board
(Council Memo #1376-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of six Series 7 Smith Gym Sets from Professional Fitness Concepts, Inc. in the amount of \$11,094.00.

3. Authorization to Approve the 2007 Maintenance Agreement for the Utility Billing and Service Order Systems
(Council Memo #1377-06)

A communication from the City Manager contained his recommendation that the Mayor and Council authorize payment to DRH in the amount of \$7,425.00.

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4. Award of Contract for the Albert D'Ottavio Street Drainage Improvements
(Council Memo #1378-06)

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 Construction by Camco in the amount of \$5,175.00.

5. Authorization to Purchase Water Meters and Meter Reading Equipment
(Council Memo #1379-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase from H D Supply in the amount of \$181,623.00.

6. Authorization to Award the 2nd Year Renewal Option and Approve Change Order No. 1 to the 2006 Chlorine Gas Contract
(Council Memo #1380-06)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Authorize the 2nd Year Renewal Option price agreement for the 2006 Chlorine Purchase with JCI Jones Chemicals Inc. for the purchase of 990 150-pound cylinders at a cost of \$51,480.00; and 2) Approve Change Order No. 1, a net deduction in the amount of \$2,970.00 on behalf of JCI Jones Chemicals, Inc.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked the City Manager about all the trees that needed to be put in this past fall and he asked how that went. He questioned whether a lot have to be put off until the spring or do we know how our planting program went.

The City Manager said all of the trees that we were aware of that needed to be planted were done. He said there were some that we just learned about recently and those are being scheduled for spring planting.

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B. Change Orders and Payouts:

1. Approve Final Payment for Rehabilitation Work at 201 Richards Street
(Council Memo #1386-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Final Payment in the amount of \$9,200.00 to Paradox Properties.

2. Approve Change Order No. 9 and Payment Request No. 11 for the 2005 Electrical Maintenance Assistance Contract
(Council Memo #1387-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 9 in the amount of \$34,709.30 and Payment Estimate No. 11 in the amount of \$34,709.30 on behalf of Van Mack Electric Company.

3. Approve Change Order No. 1 and Payment Estimate No. 1 and Final for the 1129 Valley Street Yard Drain Project – 2006 Neighborhood Improvement Program
(Council Memo #1388-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$1,403.70 and Payment Estimate No. 1 and Final in the amount of \$9,081.55 on behalf of Construction by Camco, Inc.

4. Approve Change Order No. 2 and Payout No. 2 and Final for the Hickory-Spring Creek Cleaning Project - 2006
(Council Memo #1389-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$4,400.00 and Payout No. 2 and Final in the amount of \$4,400.00 on behalf of Gregg Dobczyk Excavating.

5. Approve Change Order No. 2 for Fairmont and Garvin Water Treatment Plant Project
(Council Memo #1390-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$227,375.00 on behalf of Vissering Construction Company.

6. Approve Change Order No. 2 and Payment Request No. 6 and Final for the Glenwood Avenue Pavement Reconstruction Project
(Council Memo #1391-06)

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 \$37,625.23 and Payment Estimate No. 6 and Final in the amount of \$18,036.37 on behalf of P.T. Ferro Construction.

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7. Approve Pay Request No. 1 and Final for the Nowell Park and Hartman Recreation Center Spray Ground Projects
(Council Memo #1392-06)

A communication from the City Manager contained his recommendation that Payment Request No. 1 and Final totaling \$100,000.00 be reimbursed to the Joliet Park District for the Nowell Park (\$50,000.00) and Hartman Recreation Center (\$50,000.00) Spray Ground Projects.

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

The City Manager said this previously came to the City Council in February of 2006, and both the District 5 and District 4 Neighborhood Improvement Programs were modified to appropriate \$50,000.00 each towards partial funding of these projects. He said spray jets are put under the ground in a large area so the kids can run through the jets of water that spray into the air. He said they also will have other equipment and playground areas.

COUNCILMAN LEDESMA said they will spray no higher than 12". He said they have been working on it to try and have it ready for the spring. He said they are doing a fantastic job and he thinks it is well deserved for the kids in those communities.

COUNCILMAN GIARRANTE said it is shallow enough where they will not require a lifeguard; it is just fountains they run through.

The City Manager said it looks great and there is a lot of landscaping around it. He said he is not sure what the total costs of the projects are.

COUNCILMAN DORRIS said it will be quite a bit more money. He said after they built Splash Station on Route 6, they wanted to have some type of water activity for these two areas. He said this is what the Water Park Committee and the Joliet Park District came up with.

COUNCILWOMAN QUILLMAN stated she just wanted to let the folks at home know that we are doing things for that area and she said it is a great project.

8. Authorization to Repair No. 2 Pump at the Richards Street Lift Station
(Council Memo #1393-06)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve the increase to Purchase Order No. 84989 in the amount of \$5,680.00 to Gasvoda and Associates, Inc.; and 2) Approve the Payment of \$6,670.00 to Gasvoda and Associates, Inc.

9. Approve Payment of Emergency Repairs to Generator on Fire Department Tower 6 (Unit #FD779)
(Council Memo #1394-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the Payment of \$8,722.07 to Certified Fleet Services.

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10. Approve Change Order No. 1 and Final Payment for the Near West Side Neighborhood Framework Plan
(Council Memo #1395-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$1,130.00 and Final Payment in the amount of \$3,000.00 on behalf of Ruettiger and Tonelli and Associates, Inc.

11. Approve Payment No. 7 and Final for the 2006 City Parks Landscape Maintenance Contract
(Council Memo #1396-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 7 and Final in the amount of \$8,850.32 on behalf of George's Landscaping, Inc.

12. Approve Final Payment and Change Order No. 1 for the 2005 Cyclic Pruning Program
(Council Memo #1397-06)

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 \$2,522.64 and Final Payment in the amount of \$7,922.00 on behalf of Homer Tree Service.

13. Approve Change Order No. 1 and Payment Estimate No. 1 for the Campbell Street Watermain Project - 2006
(Council Memo #1398-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$24,120.00 and Payment Estimate No. 1 in the amount of \$92,304.34 on behalf of P.T. Ferro Construction Company.

14. Approve Change Order No. 1 and Payment Request No. 1 and Final for the 3209 Apache Drive Rear Yard Drainage Improvements Project – 2006 Neighborhood Improvement Program
(Council Memo #1399-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$1,699.05 and Payment Request No. 1 and Final in the amount of \$19,578.90 on behalf of Construction by Camco, Inc.

15. Approve Payment for Black Road Water Treatment Plant Electric Service
(Council Memo #1400-06 was never prepared)

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Issuance of a Class "D" Liquor License at 2721 W. Jefferson Street
(Council Memo #1406-06)

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

MAYOR

- A. Introduction of Cunningham School Students
- B. Presentation to the Mayor and City Council by Police Chief Fred Hayes re: Reaccreditation Certificate from the Commission for Law Enforcement Agencies, Inc.

These items were presented earlier in the meeting.

MAYOR AND COUNCIL COMMENTS:

COUNCILMAN BROPHY asked whether they should call in any complaints they get about icy intersections in certain areas to the Street Department. He said the Street Department is doing a great job getting salt everywhere.

The City Manager said yes, he should either call us or the Street Department and they will get some more salt out there.

COUNCILMAN BROPHY asked if we have any budget meetings set.

The City Manager said the Mayor will normally select a couple of dates and call the City Council and see if those dates are all right. He said maybe in the next couple of weeks we will get one scheduled.

COUNCILMAN DORRIS thanked the City Council and staff for being patient with him with his time restrictions. He said six years ago he was given a job to consolidate a major facility where he works. He said he is finishing that now. but it has caused him to do a lot of traveling to remote places looking for low cost suppliers. He said there were a lot of times he had to travel during City Council meetings. He said it was difficult during that time period. He thanked Council Liaison Willie Jaeger who helped him and kept the City Council abreast of his whereabouts.

The City Manager mentioned that Mrs. Jaeger is retiring as of January 12, 2006 and has done a wonderful job.

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COUNCILMAN GIARRANTE said the railroad crossing on Theodore Street west of Drauden has been fixed and it is 100% better.

MAYOR SCHULTZ suggested that the Pre-Council meeting scheduled for December 18, 2006 be cancelled.

COUNCILMAN GIARRANTE moved that the Pre-Council meeting scheduled for December 18, 2006 be cancelled.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN LEDESMA thanked the City's Street Department for taking care of removing the ice and snow from the streets in a very quick manner.

COUNCILMAN UREMOVIC echoed COUNCILMAN GIARRANTE'S comments regarding the railroad crossing on Theodore Street. He said they did a great job.

COUNCILMAN UREMOVIC asked if before the next meeting we could get an update on the Marquette Gardens West lighting project. He said he would like to know where Commonwealth Edison is on the project and he would like a timetable.

COUNCILMAN TURK said the Street Department did an excellent job with the snow storm and he also commended everyone who worked so hard on the Christmas parade. He said a great time was had by all.

COUNCILMAN SHETINA echoed everyone else's comments and thanked everyone for the fine jobs that they did.

COUNCILWOMAN QUILLMAN also echoed the comments and thanked the City Council for indulging the children from Cunningham School. She said this is all they have talked about for a month.

COUNCILWOMAN QUILLMAN said she would also like to wish her Dad a belated 85th birthday.

ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council adjourn.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape