

***Proceedings of the Council of the City of Joliet, Illinois
held on the 2nd day of February, A.D. 2010***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, February 2, 2010 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

An Invocation was delivered by Pastor David Latimore, Mt. Zion Baptist Church, 402 Singleton Place, Joliet, Illinois.

COUNCILMAN GIARRANTE asked Pastor Latimore to remember Council Liaison Wenora Farrell's husband in his prayer.

Pastor Latimore then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR PRO-TEM SUSIE A. BARBER, DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA, COUNCILMAN AT LARGE MICHAEL F. TURK and DISTRICT 3 COUNCILMAN ANTHONY UREMOVIC.

ABSENT: MAYOR ARTHUR SCHULTZ and DISTRICT 5 COUNCILMAN WARREN C. DORRIS.

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

INTRODUCTION OF NEW POLICE COMMANDER

Police Chief Fred Hayes announced the promotion of Alan Roechner to the position of Joliet Police Commander. He stated Commander Roechner is an 18 year veteran of the department who has received many department awards for his outstanding performance as well as many letters of appreciation. He then introduced his wife Nancy and their children Catherine, Hallie and Zoe.

Commander Roechner thanked his family for their support and the Mayor and Council and members of the staff for his appointment.

APPROVAL OF MINUTES

COUNCILWOMAN QUILLMAN moved that the minutes of the Regular Meeting of the Council of the City of Joliet, Illinois held on Tuesday, January 19, 2010 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Baseball

COUNCILMAN GIARRANTE stated the Baseball Committee has a meeting tomorrow at 3:00 p.m. at Silver Cross Field in the Hall of Fame room.

B. Land Use

COUNCILMAN SHETINA stated the Land Use Committee did have a meeting and they are going to meet again in another couple of weeks to work on the same items and he will give a report at that time.

C. City-County Advisory

COUNCILMAN SHETINA said the City-County Advisory Committee will meet on Thursday at 2:00 p.m. in the Will County Board Room to discuss several issues including parking, buildings and the like and everyone is invited to that meeting.

D. Public Service

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

COUNCILMAN TURK said they also had a snow removal summary. He said 6,700 tons of salt have been used so far this year and our allocation for this year was 11,000 tons so it looks like we're going to be fine with the amount of salt for the remainder of the winter. He said so far \$690,000 has been spent for total costs of snow removal. He said there were 14 call outs so far this winter as opposed to 17 call outs last year.

There were no other Committee reports.

AGENDA ITEMS AND REPORTS

- A. Authorization to Transfer Funds to the Joliet City Center Partnership LLC for the 2010 Match Funding Portion of the Illinois Bureau of Tourism Marketing Partnership Grant "I Played in Joliet. You Should Too!"
(Council Memo #78-10)

A communication from the City Manager contained his recommendation that funds in the amount of \$52,062.00 be transferred to the Joliet City Center Partnership LLC for the City of Joliet match funding portion of the Illinois Bureau of Tourism Marketing Partnership Grant.

- B. Authorization to Transfer Funds to the Joliet City Center Partnership LLC for a 2010 Cooperative Comcast Cable Multi-Media Purchase
(Council Memo #79-10)

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A communication from the City Manager contained his recommendation that funds in the amount of \$30,000.00 be transferred to the Joliet City Center Partnership LLC for Comcast Cable Multi Media purchase.

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN asked if we are sure we are going to get the money from the State.

The City Manager said yes.

**C. Request Payment to the Plainfield Public Library District
(Council Memo #80-10)**

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$418,910.60 be to the Plainfield Public Library District in accordance with the 2002 intergovernmental agreement and Agreed Court Order providing for the sharing of property tax revenue for properties located within both the City and the District. The Library District will return to the City an amount equal to twenty percent of the residential tax which is anticipated to be \$81,511.62.

COUNCILMAN SHETINA asked for a brief explanation.

The Corporation Counsel said this is a way to prevent double taxation in those parts of the City that are located in both the Joliet Public Library territory and also the Plainfield Township Library District. He said some residents may notice that they're taxed by both and that's true, it's kind of an accident of history based on how the properties were annexed, and this is a way for both library districts to combine the revenue along with an abatement to end up with a lower amount of property taxes and so the property owners will end up with essentially the same bill as if they were just located in a single district.

COUNCILMAN SHETINA said so when he tells a property owner they're not being double taxed, it's a machination of how we put this thing together. He said the same dollars are being expended by the taxpayer and they're not being double taxed.

The Corporation Counsel said right, what happens is Joliet will extend its levy and Plainfield will then abate its levy and the aggregate amount will produce essentially the same bill that other homeowners in the Plainfield Township Library District would expect to pay. He said so they pay one bill but they have full membership rights in both districts.

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COUNCILMAN SHETINA said so they can use either one.

The Corporation Counsel said right.

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

PUBLIC HEARINGS

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

1. A RESOLUTION Approving an Annexation Agreement for 8.21 Acres at 40 Mills Road as recommended by the Plan Commission was presented and read. (#A-2-09/Dist. #5)
(Council Memo #82-10)
(RESOLUTION NO. 6341)
2. AN ORDINANCE Approving the Annexation of 8.21 Acres at 40 Mills Road as recommended by the Plan Commission was presented and read. (#A-2-09/Dist. #5)
(Council Memo #82-10)
(ORDINANCE NO. 16579)
3. AN ORDINANCE Approving the Classification of 8.21 Acres at 40 Mills Road to I-1 Zoning as recommended by the Plan Commission was presented and read. (#A-2-09/Dist. #5)
(Council Memo #82-10)
(ORDINANCE NO. 16580)

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

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

COUNCILMAN GIARRANTE moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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APPROVAL OF REGULAR CURRENT BILLS

- A. Regular Payroll–December 18–December 24, 2009 - \$1,469,162.57
(Council Memo #83-10)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period December 18, 2009 through December 24, 2009 including a 2009 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 TURK moved that the recommendation of the City Manager be concurred in.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY asked if we're on schedule now because this seems to be quite a ways behind and we're usually just a week or two behind and we're a full month back now. He asked if that's how we'll be doing it from now on, it will be about 4 weeks behind.

Director of Management and Budget Ken Mihelich said we are a tiny bit behind. He said we transitioned over to the new Ceridian system as of the first pay check that went out this year and the reporting will change a little bit.

COUNCILMAN BROPHY said kudos to staff because he didn't get any calls saying that any employee had a problem with their payroll check so it appears like it was seamless. He asked what kind of service calls they did have.

Mr. Mihelich said really all the thanks goes to Teri Rodriguez and her staff in HR. He said we really haven't heard any major concerns, most of the questions were about how to read the check because there is more information on the check now.

COUNCILMAN BROPHY said with benefits and administration he knows everybody got a new group number and a new card and he asked if everything is working out.

Mr. Mihelich said he has heard good things on that too. He said there have been a few questions and a few small items with the insurance but all in all the staff has done an excellent job and all of the employee groups have been very understanding.

COUNCILMAN BROPHY asked if this will change format at all.

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Mr. Mihelich said the cover letter will probably stay the same for a little bit but some of the reports in the back will be a little different. He said we'll go through the changes at the Finance Committee.

COUNCILMAN BROPHY said the overtime budget is current through calendar end of the year, the last page of the report. He said in the time he's been on the Council he can't remember a year end report where this number was not over 100% of budgeted. He said the City Manager and his team brought it in at 76% which is a phenomenal amount of management done there and obviously we took seriously the need to get a hold of that.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. 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:
115 S. Eastern Avenue and 314 Grover Street.
(Council Memo #84-10)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY asked how long is it taking us now for these, are we moving any faster or have we slowed up because of all the foreclosure activity at the courthouses.

The Corporation Counsel said the list of properties that are going to demolition court he thinks are getting smaller and smaller and the ones that are in really bad shape that require immediate attention are fewer and fewer. He said there are a lot more agreed orders where there is work to do on a file to get the property back to a serviceable condition, but we don't have nearly the severity or numerosity that we used to have in terms of the really, really bad cases.

COUNCILMAN BROPHY said we have asked Building Services Director Dave Mackley and his team to watch the homes that are changing hands that need the most work and we're hoping that they're being done right with permits and are structurally sound. He said he has no idea how that's going or what they're experiencing. He asked that Mr. Mackley provide a summary of anything notable and what's been happening out there, is the market handling these properly, are repairs being done right, are contractors behaving and so forth. He said he wants to make sure the housing stock is not further deteriorating by the turnover.

The City Manager said he will follow up with Mr. Mackley.
(ORDINANCE NO. 16581)

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2. AN ORDINANCE Amending the ICMA Retirement Corporation Deferred Compensation Plan Document was presented and read.
(Council Memo #85-10)

COUNCILMAN TURK moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN SHETINA asked for a brief explanation.

The City Manager stated this is an Ordinance designating Human Resources Manager Teri Rodriguez as the City's contact person for the ICMA Retirement Corporation Deferred Comp Plan. He said as public employees we are allowed to take some of our salary and put it into a deferred compensation plan, the governmental version of the 401(k) plan. He said it's strictly voluntary on the part of the employees. He said there are 3 or 4 different companies from which employees can select for their deferred comp and we need to designate a person to be the contact person. He said with the recent transition in that department we're designating Teri as that person.

(ORDINANCE NO. 16582)

B. RESOLUTIONS

1. Resolution re: Supporting the 2010 Census
(Council Memo #89-10)

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

BIDS AND CONTRACTS

A. Award of Contracts

1. Request for Approval to Purchase a Tree Chipper
(Council Memo #93-10)

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

2. Award of Contract for the Replacement of the No. 1 Air Compressor at the Eastside Wastewater Treatment Plant
(Council Memo #94-10)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Harris Equipment Corp. in the amount of \$12,670.00.

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3. Authorization to Approve 2010 Spoils Hauling Contract for Public Utilities
(Council Memo #95-10)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to P.T. Ferro Construction Co. in the amount of \$44,690.00.

4. Award of Contract for Moving the Computer Room at City Hall
(Council Memo #96-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Award the contract for the addition of mini splits for the cooling of the computer room to Poehner, Dillman and Mahalik in the amount of \$12,498.00; and 2) Award the contract for the electrical work to Timm Electric in the amount of \$5,160.00.

5. Request Approval for Renewal of Antivirus and Mail Security Applications and Licenses
(Council Memo #97-10)

A report on five quotes received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Magik Technology Solutions in the amount of \$10,138.50.

6. Request Authorization to Purchase 11 Tablet PCR User Licenses for the Fire Department
(Council Memo #98-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 11 Tablet PCR User Licenses from Zoll Data Systems in the amount of \$28,985.00.

7. Request Authorization to Purchase Web Based Training for the Fire Department
(Council Memo #99-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of the web based training modules from Kaplan University in the amount of \$15,525.00.

8. Award of Contract for the Rehabilitation of 3800 Flowermeadow Street for the Neighborhood Stabilization Program
(Council Memo #100-10)

A report on 13 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 \$49,897.00.

9. Request Authorization to Purchase Software License/Support for Electronic Ticket Writers
(Council Memo #101-10)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of software/hardware licenses and support from Cardinal Tracking in the amount of \$6,210.50.

10. Request Approval of Payment for GIS Software License Maintenance
(Council Memo #102-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$19,603.13 to ESRI, Inc..

11. Request Authorization to Enter Into an Architectural Agreement for the Construction of New Fire Station No. 3
(Council Memo #103-10 was never prepared)

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

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

B. Amendments, Change Orders and Payments

1. Approve Change Order No. 1 and Payment No. 4 and Final for the Eastside Wastewater Treatment Plant Clarifier No. 1 Rehabilitation Project
(Council Memo #106-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$7,072.50 and Payment No. 4 and Final in the amount of \$32,970.00 on behalf of Maxim Construction Corp.

2. Approve Change Order No. 12 for the Eastside Wastewater Treatment Plant Digester Improvements Construction Project
(Council Memo #107-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 12 in the amount of \$28,476.00 on behalf of Williams Brothers Construction, Inc.

3. Approve Change Order No. 1 and Payment No. 1 for the Rehabilitation of Neighborhood Stabilization Program Property at 1013 Cypress Lane
(Council Memo #108-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$1,635.00 and Payment No. 1 in the amount of \$27,148.73 on behalf of Paul Gabriel Construction.

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4. Approve Change Order No. 1 and Payment No. 1 for Rehabilitation of Neighborhood Stabilization Program Property at 837 Mulford Lane
(Council Memo #109-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,499.00 and Payment No. 1 in the amount of \$36,299.00 on behalf of Paul Gabriel Construction.

5. Approve Change Order No. 2 to VOA Associates, Inc. for the Joliet City Center Development Plan
(Council Memo #110-10)

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

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Issuance of a Class "B" Liquor License at 724 Railroad Street
(Council Memo #114-10)

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

MAYOR AND COUNCIL COMMENTS

- A. Mayor Schultz - Appointments

The City Clerk noted that MAYOR SCHULTZ has placed in nomination the appointment of Marilyn May as a non-voting member of the Historic Preservation Commission, and to change Leah Kapsimalis from a non-voting member to a voting member.

COUNCILMAN TURK moved that the appointment of Marilyn May to the Historic Preservation Commission be confirmed, and that Leah Kapsimalis be changed from a non-voting member to a voting member.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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The City Manager said students from the Student Government Association from the Joliet Job Corp are present this evening to observe the Council meeting. He asked them to stand and introduce themselves and he thanked them for being here. Present were students Marvin Green, Lonnie Brass, Lance Green, Amy Tran, Keisha Washington, Markuz Robinson and Peer Leadership Coordinator Edwina Dixon.

COUNCILMAN UREMOVIC said he met with three of the board members of the Fairway Estates Homeowners Association last week and a number of the issues they looked at were drainage, roadway responsibilities, infrastructure and the status of the Performance Bond. He said he spoke with the City Manager and thanked him for his help and said we'll be working with the homeowners over the next couple of months and when the weather breaks we'll go out and take a look at those issues.

COUNCILMAN TURK thanked Alfredo Melesio and Kendall Jackson for some quick work they did on Wabash Avenue. He said there was a vacant lot that an individual was using as a trucking depot with a lot of semi's in and out of the neighborhood. He said the last one was towed out of there yesterday and he appreciates their quick work.

COUNCILMAN SHETINA said he was able to attend the Old Timers Baseball banquet. He said Councilwoman Barber, Councilmen Turk and Councilman Giarrante also attended and they had about 600 people at the Holiday Inn South. He said they had a good speaker and it was nicely attended.

COUNCILMAN SHETINA said on Saturday night he went to the First Annual Celebration of Louise Ray's life. He said it was an excellent presentation. He said he has heard Tony Ray sing before but that night he sang a song that was one of the finest renditions he's heard of Tony singing anything. He said it will be on Channel 6 soon. He said it was well attended and if anyone gets a chance they should listen to that song, it was really fantastic. He said Councilwoman Quillman and others also attended.

COUNCILMAN SHETINA said he met with the Mayor this morning and he is making a comeback but he still has a few things to overcome. He said he expects to be back at the next meeting. He said he is feeling better and his outlook is good and it was a very nice meeting.

COUNCILWOMAN QUILLMAN said it was a nice event. She said Louise Ray was quite the community activist and she really cared about Joliet and people making sure that they got a really good education. She said Mrs. Ray started a really good thing on the East Side and she hopes that it continues.

COUNCILWOMAN QUILLMAN also thanked City staff for their quick response to some phone calls she got over the weekend. She said they took care of some constituent issues right away.

COUNCILWOMAN QUILLMAN said as a follow up, back in December when we were doing the budget hearings a couple of constituents suggested that every other street light be shut off, and she asked if the City Manager followed up on that and did we ever find out if that was even feasible to do.

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The City Manager said he believes Director of Public Works Jim Trizna's department has worked on that and we can get a report for you at the next meeting.

COUNCILWOMAN QUILLMAN said she just wanted to follow up so they know that we are taking their ideas into consideration.

The City Manager said they did do some surveys to see what some other towns were doing and we can report back to you probably by the next meeting.

COUNCILWOMAN QUILLMAN then wished everyone a Happy Valentine's Day.

COUNCILMAN BROPHY said we awarded a no-bid contract to a training company last night and he didn't know the ownership and he thanked Fire Chief Formhals for securing that information for us. He said Kaplan University is a subsidiary of the Washington Post, it is corporate owned and a Fortune 600 company. He said we always want to check for both internal conflicts and external conflicts.

COUNCILMAN BROPHY said he had a question from some 4th graders at a Rotary Club event about why don't we fly the American flag at the City's entryways. He said he thinks it's due to the fact we don't want to go to the expense of lighting it 24/7 and he guessed that might be the case. He said we might want to put that out there that we know the American flag is not there but we did that on purpose and he asked if that was by policy or purpose.

The City Manager said he believes it's a Federal regulation that requires an American flag to be lit through the night and that's why we don't fly them at the entryways.

MAYOR PRO-TEM BARBER wished the Mayor a speedy recovery and said we hope to see him next week.

ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council adjourn at 7:11 p.m.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk