

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 6th day of March, A.D. 2007***

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

An Invocation was delivered by COUNCILMAN DORRIS and he 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 Regular Meeting of the Council of the City of Joliet, Illinois held on Tuesday, February 20, 2007 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

A. Baseball

COUNCILMAN GIARRANTE stated the Committee met on February 28<sup>th</sup> and discussed the Sports Hall of Fame construction at Silver Cross Field. He said they have some rough estimates of the costs and are getting some hard numbers that will be brought back to the Council.

B. Public Safety

COUNCILMAN GIARRANTE reported that the Committee met on February 26<sup>th</sup> and discussed a number of items including a change in the requirements for hiring Firefighters. He said Joliet Junior College requires everyone entering JJC to take a Compass placement test which determines reading and writing skills. He said right now that is not a part of the Fire and Police Board rules. He said the Fire and Police Board are going to meet and hire 5 people and those 5 people are going to have to take that exam. He said the feeling of the Committee was that the written entrance exam that the Firefighters take is comparable to the Compass test. He said the Corporation Counsel is going to meet with Standard and Associates to review the test and meet with the people from Joliet Junior

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College and see if the written test we require is comparable to that, and if so maybe our people will not have to take the Compass test at JJC.

COUNCILMAN GIARRANTE said the Committee also discussed new ambulance stretchers which will help eliminate a lot of back injuries. He said the total cost to the City for this is \$51,000. He said Lt. Dave Hausmann has solicited some donations to help with the cost.

Lt. Dave Hausmann said this equipment will help with safer transport of patients while helping the Fire Department's increasing number of back injuries. He said the Joliet Fire Department has joined with ATI Physical Therapy to help bring the newest and safest technology to the citizens of Joliet. He said the EMS Division with input from the Paramedic Advisory Board researched the new stair chairs and patient cots. He said these two new items on each ambulance will help carry and transport patients safely. He said the Fire Department would like to thank the Mayor and City Council, the Joliet Foreign Fire Tax Board and ATI Physical Therapy for helping fund this project. He then introduced Jason Hafner of ATI Physical Therapy.

Mr. Hafner presented a check in the amount of \$5,000 to help pay for the new equipment and to ensure the Firefighters safety and decrease their risk of injuries.

COUNCILMAN GIARRANTE stated there is sufficient funding for this in the equipment budget and we will not have to come up with new monies.

COUNCILMAN GIARRANTE said the Committee also discussed the foam agreement with the Elwood Fire Department. He said we have foam on our equipment but we don't have enough foam if a tanker spills, so if something like that would happen the Elwood Fire Protection District would be called in to assist with their foam tanker.

COUNCILMAN GIARRANTE said the Committee also discussed clothing and tuition reimbursement for the new Firefighters that are going to be hired next week, and new helmets and harnesses for the specialized rescue team. He said those things have a tendency to wear out and they need to be replaced. He said there are 14 of them at \$5,000 each.

C. Public Service

COUNCILMAN TURK said the Committee met this morning and reviewed the contracts, change orders, pay estimates and final payments and found them all to be in order and recommended them for approval. He said City Arborist Jim Teiber was in attendance to answer any questions about the 300 trees that will be planted this spring at various locations throughout the City.

There were no other Committee reports.

CONSENT AGENDA

A. Position Vacancies  
(Council Memo #225-07)

A communication from the City Manager contained his recommendation that he be authorized to fill one Fire Captain position, two Firefighter positions and any subsequent vacancies directly related to these positions.

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- B. Authorization to Enter into a Personal Services Contract with Apex Sports/World Events, Inc. to Conduct a 3on3 Basketball Festival  
(Council Memo #226-07)

A communication from the City Manager contained his recommendation that the Mayor and Council authorize the payment of \$10,000 to execute a contract with Apex Sports/World Events to establish, organize, promote and operate the Hoop World Basketball Festival to be held in the East Parking Lot of the Inwood Sports Complex on June 29 – July 1, 2007.

- C. Payment to the Plainfield Public Library District  
(Council Memo #227-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$312,900.45 to the Plainfield Public Library District in accordance with the 2002 intergovernmental agreement and an 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 \$60,521.21.

- D. Approve Modifications to the 2007 District 5 Neighborhood Improvement Program  
(Council Memo #228-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the following modifications: 1) Un-encumber \$133,960.53 from the Warren Sharpe Community Center Project which shall be re-budgeted for the Warren Sharpe Community Center Project in the 2008 District 5 Neighborhood Improvement Program; 2) Modify the previously budgeted Gardner Street (Hickory Creek – Elm Street) storm sewer project to extend the project south on Gardner from Elm to Doris Avenue at a cost of \$172,800; and 3) Budget \$17,000 for the Forest Park Community Center programs.

COUNCILMAN DORRIS asked the City Manager to explain the modifications and also the Clearview Subdivision area project. He said some people from Clearview Subdivision are here tonight and he would like them to understand what's going on.

The City Manager said there was some funding that COUNCILMAN DORRIS and the rest of the Council had allocated earlier to the Warren Sharpe Community Center that does not need to be spent at this point. He said COUNCILMAN DORRIS is requesting the Council's indulgence to take \$133,000 and un-encumber that from the Warren Sharpe Community Center project and then allocate that to two other projects or programs. He said one of the projects is the Gardner Street project and that is providing a storm sewer outfall to the Clearview Subdivision. He said the City annexed about 135 homes a few years back and provided sewer and water service but they did not have storm sewer service. He said COUNCILMAN DORRIS had previously allocated funding for part of that storm sewer outfall coming off Gardner Street and he would like to use \$116,000 of the funding from the Warren Sharpe Community Center to add to the \$172,000 that he had previously allocated to do that storm sewer project on Gardner from Elm and continue all the way up to Doris Avenue.

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The City Manager said the other \$17,000 would go to the Forest Park Community Center for the summer programs that they had previously outlined in a request made two weeks ago to the Council.

COUNCILMAN DORRIS said they had made a commitment to try and help the folks of Clearview Subdivision. He said he knows the City Manager and staff has been there during the rain when their basements are flooded and water is coming into their homes. He said this is the second step in helping to alleviate that. He said on January 1st of next year, the money for Warren Sharpe Community Center will be the first money that is set aside for the Neighborhood Improvement Program. He said they did not have a program this year that they were going to do or any major capital campaign, but the Warren Sharpe money will be the first that we set aside when we look at the 2008 Neighborhood Improvement Program.

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

Motion seconded by COUNCILMAN LEDESMA.

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 his vote, COUNCILMAN GIARRANTE asked if the three firefighter positions that are in the budget this year are for the last 6 months or is that for the whole year.

The City Manager said it wasn't for the whole year but he believes it was programmed for some time in March or April. He said they probably programmed it for 9 months because they knew when they could get into the academy.

COUNCILMAN GIARRANTE said he totally agrees with the money for the Forest Park Community Center, and he asked if we are going to be able to see a list of the people that they are going to hire.

The City Manager said he is sure that Louise Ray would be glad to give us a list of the people they hire.

Ms. Louise Ray said in the contract agreement it states that they will give that information to the Mayor and Council.

**PUBLIC HEARINGS**

A. 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)  
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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 #231-07)
  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 #231-07)
- B. 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 #231-07)
  2. Ordinance re: Approving the Annexation of 80 Acres Located West of Arbeiter Road (#A-40-06/Dist. #3)  
(Council Memo #231-07)
  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 #231-07)
- C. 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 #231-07)
  2. Ordinance re: Approving the Annexation of 40 Acres Located West of Arbeiter Road (#A-41-06/Dist. #3)  
(Council Memo #231-07)
  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 #231-07)
- D. 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 #231-07)
  2. Ordinance re: Approving the Annexation of 120 Acres Located at the Southwest Corner of Arbeiter and Walker Roads (#A-42-06/Dist. #3)  
(Council Memo #231-07)

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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 #231-07)

A communication from the City Manager contained a request by the petitioners that these items be tabled to the City Council meeting to be held on April 3, 2007 to allow additional time to complete the terms of the annexation agreements.

COUNCILMAN BROPHY moved that said items be tabled to the April 3, 2007 City Council meeting.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

- E. Public Hearing re: Annexation of 5.32 Acres Located North of Spencer Road and East of Rickey Drive

1. Resolution re: Approving an Annexation Agreement for 5.32 Acres Located North of Spencer Road and East of Rickey Drive (#A-63-06/Dist. #5)  
(Council Memo #232-07)
2. Ordinance re: Approving the Annexation of 5.32 Acres Located North of Spencer Road and East of Rickey Drive (#A-63-06/Dist. #5)  
(Council Memo #232-07)
3. Ordinance re: Approving the Classification of 5.32 Acres Located North of Spencer Road and East of Rickey Drive to R-1B Zoning (#A-63-06/Dist. #5)  
(Council Memo #232-07)

- F. Public Hearing re: Annexation of 10.18 Acres Located East of Rickey Drive and North of Spencer Road

1. Resolution re: Approving an Annexation Agreement for 10.18 Acres Located East of Rickey Drive and North of Spencer Road (#A-64-06/Dist. #5)  
(Council Memo #232-07)
2. Ordinance re: Approving the Annexation of 10.18 Acres Located East of Rickey Drive and North of Spencer Road (#A-64-06/Dist. #5)  
(Council Memo #232-07)
3. Ordinance re: Approving the Classification of 10.18 Acres Located East of Rickey Drive and North of Spencer Road to R-1B Zoning (#A-64-06/Dist. #5)  
(Council Memo #232-07)

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G. Public Hearing re: Annexation of 10.44 Acres at 1506 Rickey Drive

1. Resolution re: Approving the Annexation Agreement for 10.44 Acres at 1506 Rickey Drive (#A-68-06/Dist. #5)  
(Council Memo #232-07)
2. Ordinance re: Approving the Annexation of 10.44 Acres at 1506 Rickey Drive (#A-68-06/Dist. #5)  
(Council Memo #232-07)
3. Ordinance re: Approving the Classification of 10.44 Acres at 1506 Rickey Drive to R-1B Zoning (#A-68-06/Dist. #5)  
(Council Memo #232-07)
4. Ordinance re: Approving the Preliminary Plat of Tallgrass Point Subdivision (#P-30-06/Dist. #5)  
(Council Memo #232-07)

A communication from the City Manager contained a request by the petitioner and staff that these items be tabled to the City Council meeting to be held on March 20, 2007.

COUNCILMAN GIARRANTE moved that said items be tabled to the March 20, 2007 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.

H. Public Hearing re: 2007 Appropriation Ordinances for General Corporate Purposes and for Joliet Special Service Areas

1. AN ORDINANCE Making Appropriations For All Corporate Purposes For The Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The City of Joliet was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15799)
2. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 1994 Special Service Area Number One (Target Shopping Center Project) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15800)

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3. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 1996 Special Service Area Number Fourteen (Joliet City Center) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15801)
4. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 1999 Special Service Area Number Sixty-Six (Raceway Associates L.L.C.) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15802)
5. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number One (Prairie from Taylor to Douglas) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15803)
6. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number Two (Willard/Woodward) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15804)
7. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number Three (Nicholson from Douglas to Ruby) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15805)
8. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number Four (Dixon-Jersey) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15806)
9. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number Five (Comstock from Center to Marion) was presented and read.  
(Council Memo #233-07)  
(ORDINANCE NO. 15807)

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10. AN ORDINANCE Making Appropriation For The 2007 Fiscal Year Beginning January 1, 2007 and Ending December 31, 2007 In And For The 2006 Special Service Area Number Six (Ardith-Commonwealth) was presented and read.

(Council Memo #233-07)

(ORDINANCE NO. 15808)

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

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

COUNCILMAN TURK moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

INTRODUCTION OF NEWLY PROMOTED FIREFIGHTERS

The Fire Chief at this time introduced newly promoted Battalion Chief Brian Lucca, Captain Rodney Leggero, Lieutenant Floyd Woods and Lieutenant Neal Kruchten.

APPROVAL OF REGULAR CURRENT BILLS

- A. Regular Payroll – January 13 – January 26, 2007 - \$3,088,396.40  
(Council Memo #234-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period January 13, 2007 through January 26, 2007 and additions to regular salaries for the period January 5, 2007 through January 18, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

- B. Regular Payroll – January 27 – February 9, 2007 - \$2,964,072.78  
(Council Memo #235-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period January 27, 2007 through February 9, 2007 and additions to regular salaries for the period January 19, 2007 through February 1, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

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

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving Intergovernmental Agreements with Local School Districts for the Collection of Impact Fees was presented and read.  
(Council Memo #236-07)

COUNCILMAN BROPHY asked the City Manager for an explanation.

The City Manager stated this is an important part of the funding that the City provides to the local school districts through the developers. He said for many years we have had various impact fees for the schools and Joliet led the way in getting these impact fees put in place. He said we have a land impact fee, a building impact fee and this fee which is a school transition fee that was adopted by the City Council some time ago and forwarded on to the various school districts to see whether they would like us to collect this fee on their behalf. He said this fee of \$3,760 for each new 4 bedroom home is in addition to about another \$5,000 that we collect for the land impact fee and building impact fee, so it's probably in the neighborhood of \$9,000 per home in terms of impact fees that go just to the school districts. He said there are 12 school districts that represent Joliet residents that have executed this agreement, and they have agreed to indemnify the City as a part of the agreement.

COUNCILMAN SHETINA moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15809)

2. Preliminary, Final and Recording Plats

- a. AN ORDINANCE Approving the Revised Preliminary Plat of Liberty Meadow Estates Subdivision, a PUD as recommended by the Plan Commission was presented and read. (#P-2-07/Dist. #4)  
(Council Memo #237-07)  
(ORDINANCE NO. 15810)

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- b. AN ORDINANCE Approving the Final Plat of Liberty Meadow Estates Subdivision Unit 1, a PUD as recommended by the Plan Commission was presented and read. (#FP-1-07/Dist. #4)  
(Council Memo #237-07)  
(ORDINANCE NO. 15811)
- c. AN ORDINANCE Approving the Recording Plat of Liberty Meadow Estates Subdivision Unit 1, a PUD as recommended by the Administration subject to the receipt of the following fees and documentation within 60 days was presented and read: 1) A Performance Bond or Letter of Credit for public improvements in the amount of \$2,391,857.00; 2) A 1 ¼% Inspection Fee for public improvements in the amount of \$29,898.00; and 3) An Irrevocable Offer of Dedication for public improvements. (#RP-7-07/Dist. #4)  
(Council Memo #237-07)  
(ORDINANCE NO. 15812)

COUNCILMAN TURK moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

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 his vote, COUNCILMAN SHETINA told Housing Authority of Joliet Director Henry Morris that he knows they worked really hard on this and it's a great addition to the east side and it will be an excellent subdivision.

Prior to his vote, MAYOR SCHULTZ commended Mr. Morris on a great job.

- d. AN ORDINANCE Approving the Recording Plat of Autumn Crest Subdivision, Unit 1, a PUD. as recommended by the Administration subject to the receipt of the following fees and documentation within 60 days was presented and read: a) A Letter of Credit or Performance Bond for public improvements in the amount of \$1,784,342.00; b) A 1 ¼% Inspection Fee for public improvements in the amount of \$22,304.00; and c) An Irrevocable Offer of Dedication for public improvements. (#RP-6-07/Dist. #3)  
(Council Memo #238-07)

COUNCILMAN DORRIS moved that said Ordinance be adopted as recommended.

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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.

(ORDINANCE NO. 15813)

3. Special Use Permits

- a. Ordinance re: Approving a Special Use Permit to Allow an Increase in Occupancy of a Community Residential Home from 6 to 8 Persons at 7708 Briarcliff Drive (#2007-14/Dist. #3)  
(Council Memo #239-07)
- b. Ordinance re: Approving a Special Use Permit to Allow an Increase in Occupancy of a Community Residential Home from 6 to 7 Persons at 1226 N. Center Street (#2007-15/Dist. #3)  
(Council Memo #240-07)

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

4. AN ORDINANCE Accepting a Dedication of Right of Way for Improvements to the Intersection of Caton Farm Road and West Frontage Road (Contreras property) was presented and read.  
(Council Memo #241-07)  
(ORDINANCE NO. 15814)
5. AN ORDINANCE Accepting a Dedication of Right of Way for Improvements to the Intersection of Caton Farm Road and West Frontage Road (O'Connor property) was presented and read.  
(Council Memo #241-07)  
(ORDINANCE NO. 15815)
6. AN ORDINANCE Accepting a Dedication of Right of Way for Improvements to the Intersection of Caton Farm Road and West Frontage Road (Riverside Townes) was presented and read.  
(Council Memo #241-07)  
(ORDINANCE NO. 15816)

COUNCILMAN UREMOVIC moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

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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Prior to his vote, COUNCILMAN SHETINA asked what the time frame is on this project from start to finish.

The City Manager said the project will probably be awarded in the next couple of months, construction would begin and it would probably be completed in early 2008. He said there is a lot of traffic signal work and retaining wall work.

COUNCILMAN SHETINA asked if the prohibited left turn on Von Esch Road would still remain in effect.

The City Manager said yes, there will be no change to Von Esch Road. He said everything would stay the same on the east side, but at Caton Farm Road and the Frontage Road on the west side of I-55 things would change significantly. He said right now we have a temporary traffic signal at that location which has provided a lot of safety but we have capacity problems there because there currently are no left turn lanes. He said if you're eastbound on Caton Farm Road and you want to turn left to get on to the Frontage Road to get on to I-55 there is no protected left turn lane, so you would have to block a through lane in order to make that movement. He said this project will put in retaining walls, widen the whole intersection out, add left turn lanes and will make for a very safe intersection.

COUNCILMAN SHETINA asked if we have identified all of the right of way from Caton Farm Road up to Route 30 on the west Frontage Road as to who would be responsible for maintenance.

The City Manager said yes, we know how much we're responsible for and the portion to the north of that is Plainfield Township for a short distance and then the Village of Plainfield after that.

7. AN ORDINANCE Repealing a Variation of Use to Allow the Continuation of a Two-Unit Residence in an R-2 District Located at 1011 Valley Avenue was presented and read.  
(#2003-35/Dist. #4)  
(Council Memo #242-07)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15817)

8. AN ORDINANCE Modifying the Exempt Employee Salary and Benefit Ordinance for the Arborist Position was presented and read.  
(Council Memo #243-07)

COUNCILMAN BROPHY moved that said Ordinance be adopted.

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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. 15818)

9. AN ORDINANCE Adopting the City of Joliet – Southside Comprehensive Plan was presented and read. (#LU-1-06)  
(Council Memo #244-07)  
(ORDINANCE NO. 15819)

10. AN ORDINANCE Establishing the Cedar Creek, Sugar Creek, Jackson Creek and Jackson Branch Watershed Protection Areas was presented and read.  
(Council Memo #244-07)  
(ORDINANCE NO. 15820)

MAYOR SCHULTZ asked the City Manager for an explanation.

The City Manager explained the Council Memo and said this is a very comprehensive plan that they have been working on for over a year with various Council committees, the staff and all of the property owners and other governmental entities that are in Joliet's Southside area. He said the plan was put together by Ruettiger, Tonelli and Associates and they have done an excellent job.

COUNCILMAN TURK moved that said Ordinances be adopted.

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.

Prior to his vote, COUNCILMAN BROPHY said the proposed plan draws boundaries for almost a dozen different land uses as we have them defined just like the rest of the City is laid out for uses that are both existing or proposed so everyone knows more or less what's going in here. He said this is a boiler plate document that encourages folks to kind of target what they're going to do. He said there is no way to say for example that a gas station must go here; that isn't the intent.

The City Manager said no, it is not the intent. He said it's intended to be a very helpful guideline for staff in trying to project what the City's expenses would be in the future for infrastructure and what would be the demand for water and sewer, since if it was industrial it would be different than if it was residential or possibly commercial. He said it's also a guideline for someone who wants to make an investment in an industrial piece of property who would come to the staff and the staff would show them the industrial properties that might be contained in this document and in other comprehensive plans that the City has as a help for the City and the developer to try to find the appropriate place. He said it's a guideline also for property owners. He said if they're interested in purchasing residential property they can come to the City and they can check the document

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and see how far they might be from the planned industrial or commercial uses and get some idea of what the impact might be on their properties with the future development. He said it is very helpful but it is only a guideline and it will be subject to change. He said it will not develop exactly as we have it here but it should be fairly close.

COUNCILMAN BROPHY said it wouldn't be feasible nor would it be prudent to go in and say within each district this will be a car wash, this will be a gas station, this will be a bed and breakfast, you can't do that.

The City Manager said no and we don't intend to control the market as it pertains to the commercial side. He said we normally will present to the Council whatever the market is bringing to us and you would decide whether you feel like it would be appropriate as far as a use and as far as a use at whatever location it was proposed in.

Prior to his vote, MAYOR SCHULTZ asked if this would come back to the Council for final approval.

The City Manager said before any piece of property that is contained in this document can be developed, it will have to come to the Mayor and City Council generally several times. He said almost all of these parcels have not been subdivided yet. He said if somebody wanted to develop a residential subdivision or an industrial subdivision they would first have to come in for a preliminary plat that would have to go through the various committees and staff first and then through the Plan Commission and then to the Council. He said then it would come back to the Council again for the Final Plat and Recording Plat approval stage.

Prior to his vote, COUNCILMAN UREMOVIC said this is going to be a guideline for market activity in this area and he asked if this will be shared with the Center for Economic Development so they can take a look at this and if they have the opportunity, to send developers in this direction.

The City Manager said absolutely.

COUNCILMAN BROPHY asked if any landowners were vehemently opposed to what they were designated for.

The City Manager said no, he doesn't believe they had that kind of a situation. He said there were several property owners that were concerned about how the drainage was going to be handled and how the roads would affect their properties.

COUNCILMAN BROPHY said in the end they are all aware of how their land came into the plan and which zoning designation they received. He said we shouldn't get any surprise calls tomorrow saying how did this happen.

The Director of Community and Economic Development said we shouldn't. He said we had a series of meetings and a lot of times the land use wasn't that big of an argument or a concern with people. He said there has been enough coverage in the media so hopefully all of the folks that wanted to be heard on this item could be. He said this would be available on our website and we will have copies of it in our office and we will be able to sit with people and advise them if anybody wants to come in and talk about it in greater detail.

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Prior to his vote, COUNCILMAN SHETINA said the beneficiaries of this plan are those folks who are in the area, but what Jan Vitali, Jim Haller and Don Fisher have done over the years working both on the east side and west side, being environmentally sensitive of things we were called out on and challenged on throughout the years, it's all addressed in here. He said however the zoning ends up at least it's a flexible document and whatever market forces are at work we'd probably be able to look at the market forces and work with those. He said what he thinks has been very sensitive is our demands on the environment as well as the transportation system, the water system, all the beneficiaries of all that work that went into those other projects and there are thousands of acres of them. He said this is a real great document and he is very proud of it for the City.

The City Manager said this is probably the last comprehensive plan that Jan Vitali is going to have an opportunity to work with us on because she is retiring in April.

MAYOR SCHULTZ asked if anyone would like to speak on this issue.

Mr. Bob Gesiakowski of 21529 W. Millsdale Road said in the plan his house no longer exists and he said he knows they solicited input from the homeowners but he's not sure that the information was listened to. He said he's lived in Joliet for 19 years and pays taxes but according to this plan he doesn't have a house. He said he's been told that his property will become eminent domain and that he will be forced to sell his property to the City and he wanted to know if there is any assurance that this is not how the plan will proceed.

The City Manager asked him who told him the City was going to take his house. He asked if it was a staff person that said we're going to take your house because nobody's house is shown in this document. He said there is a guideline in here as far as what the existing land uses are and he believes that would show what Mr. Gesiakowski's land use is and in the future it does show some land uses. He said this document does not say that we are going to take anybody's house or anybody's business; the City does not do that. He said the City does not use eminent domain for the development of property by developers. He said we have not done that, it has been the City Council's policy not to do that and every meeting that he's ever been at we've always stressed that. He said we have never told anybody that we were going to take their house by eminent domain. He said he believes that is not accurate and he apologizes if Mr. Gesiakowski got that impression from anything that anybody said, but we do not plan on taking your home ever.

Mr. Gesiakowski said his house is not in an area that would be slated for development, it's on a portion of the road that is curved and is designated to be straightened and subsequently was in line as a need to take that property to straighten the road.

The City Manager said they probably will not take your house even for a road. He said he is sure there is enough property around there where it can be worked around. He said we just have never had to take anybody's home for anything like that in development; we always try to work around it. He gave Mr. Gesiakowski a copy of the plan and asked him to meet with staff after the meeting.

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Ms. Bonnie Simmons of 23915 S. Ridge Road in Elwood said she went to the meetings last year and they were allowed to speak but they told us these were just preliminary meetings and they don't mean anything and nobody really listened to them. She said as far as a road taking Mr. Gesiakowski's house, she asked them about that with her too and they said they might not take her house but the road will be right down the side of it. She said a lot of people did not get to see these plans and there were just little things in the paper.

COUNCILMAN BROPHY said we can't speak for future Councils, but this Council and any that he remembers have never taken anyone's property.

Ms. Simmons said they didn't say they'd take it but what they would do is they would run the road right down next to her house. She said they built 500 ft. off the road so they wouldn't be near a road and now they're going to build a road 50 ft. from their house.

COUNCILMAN BROPHY said we can't take your property or anything you own without your permission and your neighbor would have to sell somebody that land to do that. He said it can't happen without somebody's approval. He said there is no development that's going to go on without talking to you. He asked Ms. Simmons what is next to her.

Ms. Simmons said right now our property is bordered by what the industrial is. She said that's another thing too, we'll have industrial right next to us if our neighbor sells. She said it's a farm field now. She said the same thing with the creek that goes through their property. She said she asked about eminent domain and they said no that won't happen but then they're talking about making a path along the whole creek.

The City Manager said the Director of Community and Economic Development thinks he understands about where she is at and there has been a wonderful residential development that's been proposed generally right where she is talking about. He said there is a little bit of commercial at the corner of Ridge Road but he said he thinks she will be fine and he asked the Director of Community and Economic Development to meet with her and go over it. He said there is a lot of green space, the entire creek is being protected and there is green space up and down the whole creek and around the nearest intersection to where she is at. He said he thinks she will be pleased with it.

Prior to her vote, COUNCILWOMAN QUILLMAN said she would vote aye as long as these people are satisfied and are going to work with the staff and their concerns are addressed.

**B. RESOLUTIONS**

1. A RESOLUTION Adopting an Intergovernmental Agreement with the Elwood Fire Protection District for Firefighting Foam was presented and read.  
(Council Memo #247-07)

COUNCILMAN DORRIS moved that said Resolution be adopted.

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Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5884)

2. A RESOLUTION Accepting a 15' Wide Public Utility Watermain Easement Located at 4050 Rock Creek Boulevard was presented and read.  
(Council Memo #249-07)

COUNCILMAN LEDESMA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5885)

BIDS AND CONTRACTS

A. Award of Contracts

1. Award of Contract for the 2007 City Parks Landscape Maintenance  
(Council Memo #254-07)

A report on two bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award this contract to George's Landscaping, Inc. in the amount of \$91,855.00.

2. Authorization to Purchase Firefighter Turnout Gear for New Firefighters  
(Council Memo #255-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of six (6) sets of firefighter turnout gear from MES-Global Fire Equipment in the amount of \$11,823.00.

3. Request Authorization to Pay Tuition for Firefighter II Academy  
(Council Memo #256-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of tuition to the Oak Lawn Fire Department for six (6) firefighters in the amount of \$12,000.00.

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4. Authorization to Purchase Fire Station Wear for New Firefighters  
(Council Memo #257-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of six (6) sets of firefighter station wear from Joliet Clothing Mart in the amount of \$5,461.44.

5. Authorization to Purchase Stair-Pro Chairs and MX-Pro Cots  
(Council Memo #258-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 10 Stair-Pro Chairs and 10 MX-Pro Cots from Stryker EMS Equipment in the amount of \$56,310.

6. Award of Contract for the Demolition of 300 N. Broadway Street and 259 Western Avenue  
(Council Memo #259-07)

A report on five bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Gould Excavating in the amount of \$23,911.00.

7. Award of Contract for Printing of the 2007 Joliet Visitors Guide  
(Council Memo #260-07)

A report on eight bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to FGS Inc. in the amount of \$32,808.00.

8. Award of Contract for Printing of the 2007 Joliet Summer Events Guide  
(Council Memo #261-07)

A report on seven bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Precise Printing in the amount of \$5,290.00.

9. Award of Contract for the 2007 Spring Tree Planting Program  
(Council Memo #262-07)

A report on five bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Alaniz Landscaping Group in the amount of \$65,700.00.

10. Award of Contracts for the 2007 Biosolids Disposal Program  
(Council Memo #263-07)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council take the following actions: 1) Award the contract for the 2007 Biosolids Disposal Program to Synagro Midwest Inc. in the amount of \$698,250.00; 2) Award a professional services contract to Land Treatment Alternatives in an amount not to exceed \$56,000.00; and 3) Approve the continuing policy of providing payments to growers for making land available for the application of sludge.

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11. Award of Contract for the Chicago Street/Marion Street Parking Lot Project  
(Council Memo #264-07)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Len Cox and Sons in the amount of \$211,254.55.

12. Award of Contract for the Reed Street Watermain Project - 2007  
(Council Memo #265-07)

A report on nine bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to C. Thompson and Sons in the amount of \$32,610.00.

13. Award of Contract for the Fairmount Street Watermain Replacement Project - 2007  
(Council Memo #266-07)

A report on six bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Austin Tyler Construction in the amount of \$41,313.75.

14. Request for Authorization to Pay Tuition for EMT-P Classes  
(Council Memo #267-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of tuition to Silver Cross Will Grundy System in the amount of \$11,194.00.

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.

**B. Change Orders and Payouts**

1. Approve Change Order No. 1 and Payment No. 1 and Final for the Water Service Repairs at 2210 George Avenue  
(Council Memo #271-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase to Purchase Order No. 87210 in the amount of \$5,071.70 and Payment No. 1 and Final in the amount of \$6,061.70 on behalf of P.T. Ferro Construction.

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2. Approve Change Order No. 1 and Payment No. 1 and Final for the Water Service Repairs at 812 and 814 Morgan Street  
(Council Memo #272-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase to Purchase Order No. 87167 in the amount of \$13,496.02 and Payment No. 1 and Final in the amount of \$14,486.02 on behalf of P.T. Ferro Construction.

3. Approve Change Order No. 1 and Payment No. 1 and Final for Water Service Repairs at 1259 N. Hickory Street  
(Council Memo #273-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase to Purchase Order No. 87018 in the amount of \$5,529.04 and Payment No. 1 and Final in the amount of \$6,519.04 on behalf of Construction by Camco.

4. Approve Change Order No. 1 and Payment No. 1 and Final for the Water Service Repairs at 606 Plainfield Road  
(Council Memo #274-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase to Purchase Order No. 87116 in the amount of \$5,106.99 and Payment No. 1 and Final in the amount of \$6,096.99 on behalf of Austin Tyler Construction.

5. Approve Change Order No. 1 and Payment Estimate No. 8 for the Well 27-D Construction Project  
(Council Memo #275-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$15,866.80 and Pay Estimate No. 8 and Final in the amount of \$74,160.37 on behalf of Layne Christensen Company.

6. Approve Payment Estimate No. 3 for the Well 28-D Metering and Electric Facility  
(Council Memo #276-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Estimate No. 3 in the amount of \$45,540.00 on behalf of Genco Industries.

7. Approve Payment for Landscape Repairs at Well 27-D  
(Council Memo #277-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$11,955.00 to Lakewood Homes.

8. Approve Change Order No. 5 for 10D and 11D Water Treatment Plants and Booster Station and Reservoir Modifications Project  
(Council Memo #279-07)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5 in the amount of \$42,743.00 on behalf of Allan Mack and Sons.

9. Approve Change Order No. 2 for 18D and Washington Street Water Treatment Plants Project  
(Council Memo #280-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$9,838.00 on behalf of Allan Mack and Sons.

10. Approve Change Order No. 2 for System-wide SCADA System Construction Project  
(Council Memo #281-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$114,209.00 on behalf of Wunderlich-Malec Services.

11. Approve Change Order No. 1 for 9D and 12D Water Treatment Plants Project  
(Council Memo #282-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$229,112.19 on behalf of Williams Brothers Construction.

12. Approve Change Order No. 1 for Booster Station Upgrades Project  
(Council Memo #283-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$15,647.00 on behalf of Williams Brothers Construction.

13. Approve Payment of Snow Removal (Storm on 2/13 – 2/14/07)  
(Council Memo #284-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payments to the following contractors: Gregg W. Dobczyk Excavators (\$3,990.00); Construction by Camco, Inc. (\$5,428.34); John Russ and Company, Inc. (\$11,190.00); Joliet Sand and Gravel Company (\$14,125.00); and P.T. Ferro Construction Company (\$16,414.60).

14. Approve Payment Estimate No. 2 and Final for the Western Avenue and Lime Street Manhole Modification/Rehab Project  
(Council Memo #285-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Estimate No. 2 and Final in the amount of \$5,250.00 on behalf of Len Cox and Sons.

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15. Approve Payment for Electric Service (12-D and 9-D Water Treatment Plants)  
(Council Memo #286-07)

A communication from the City Manager contained his recommendation that the Mayor and Council: 1) Approve the payment of \$12,096.43 to Commonwealth Edison for Well 9-D; and 2) Approve the payment of \$12,012.09 to Commonwealth Edison for Well 12-D.

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

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN questioned Council Memo #273-07 and Council Memo #274-07 dealing with the frozen water lines due to the covers over the service line being removed with recent roadway projects and allowing the lines to freeze. She asked if the contractor should be responsible for that.

The City Manager said no, when a lot of these lines were put in which could have been 50 years ago, we don't have any records of how deep they were put in. He said the service lines are not dug up and exposed whenever we do the roadways, the assumption is they've been installed deep enough years ago and they're OK. He said in some cases we may lower the road 6" to 12" and usually it's fine but sometimes it's just enough. He said if the service was left a little too high 40 or 50 years ago the freeze will get down into the soil far enough that it will freeze that service line. He said we probably had 20 different locations this year where we had the frozen lines because of the colder weather and the longer periods of sub-zero weather than we've had in a long time. He said the frost went down deeper than it normally does. He said there were some that we couldn't get thawed out so we had to dig them up in order to restore service because some people were without service for a few days and that was the only way we could do it. He said we have some equipment that we use to try to thaw the lines out without digging them up but some of them were just frozen so hard that we had to dig them up. He said if this would have been in a new subdivision it would have been the developers responsibility, but in all of the new subdivisions we inspect all those lines and we know that they're deep enough and we know the grade of the street. He said this usually only happens when we get into older neighborhoods and we're trying to improve the street and lower the street because the water is running off onto the sidewalks, and when we lower the street once in a while we run into a situation like this.

Prior to his vote, COUNCILMAN GIARRANTE said we discussed this at the Public Service Committee meeting this morning. He said he hasn't recalled any of these in quite a while but this year we've had quite a few.

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MAYOR AND COUNCIL COMMENTS:

A. Mayor Schultz - Appointments

MAYOR SCULTZ placed in nomination the appointment of Amy Benish to the Joliet Historic Preservation Commission.

COUNCILMAN TURK moved that the appointment of Amy Benish to the Joliet Historic Preservation Commission be confirmed

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN UREMOVIC asked the City Manager for an update on the refuse collection container issue.

The City Manager said we have received some phone calls at City Hall about container size for picking up residential refuse. He said in the previous contracts the maximum size garbage container that you could use was 32 gallons. He said from time to time people bought cans that were larger than that and some people still have 45 and 50 gallon containers and the 50 gallon plastic containers are too heavy. He said in this contract we increased the size of the container from 32 gallons to 45 gallons, so if you have 45 gallons or less you are fine. He said if you have something over 45 gallons our contract would not require the waste hauler to pick that up physically and put it in the truck. He said you are welcome to put unlimited garbage out, including appliances, furniture and white metal and you can put out as many cans as you want. He said we don't want to get into a situation where heavy containers are causing the workman's comp cases to go up and thereby our contract costs go up and we don't want to see these people get hurt. He said the maximum in this contract is 45 gallons and we are starting to enforce it and give notices to people and work with people if they have a larger one out and trying to educate the people as to what size container they have. He said if you just want to use one big container the only container that is allowed is a 96 gallon container that can be hooked up to the truck and the machine lifts and dumps it so there is no damage to the backs of the individuals who are trying to service the home. He said those can be purchased from Waste Management. He said you are not required to purchase the container but if you want to use just one big one it has to be compatible with the vehicle.

COUNCILMAN UREMOVIC said he thinks it was a communications problem also. He said he received a phone call from the Herald News about some complaints in his district. He said he didn't get any complaints in District 3 but he did get 3 people who called and complimented Waste Management for the wonderful job that they do and the hard work they do and we really appreciate it. He said if anyone does have any problems to make sure they call.

COUNCILMAN TURK asked if Bronks Corners has announced any retail tenants yet or are getting close to announcing any.

The City Manager said he doesn't believe they have announced any yet; they have talked to some but there is no formal announcement. He said we should hear something this summer.

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COUNCILMAN TURK asked if the Super Wal-Mart on Jefferson Street is still due for a groundbreaking this month.

The City Manager said we did hear it was supposed to be this month. He said their plans are all in and have been approved but we don't have an exact date. He said we have every reason to believe it still is going to go through this month. He said the Director of Community and Economic Development will give them a call and let him know tomorrow.

COUNCILMAN TURK said they are doing some construction at the existing Wal-Mart on Larkin Avenue and he asked if they are connecting Wal-Mart to Sam's Club.

The City Manager said he thinks they are expanding Sam's Club. He said Sam's Club is going to stay there and then the Wal-Mart building will be sold in the future.

COUNCILMAN SHETINA thanked the staff for implementing the widening and the lights at Caton Farm Road and the Frontage Road. He said it has taken a long time and should work out well.

COUNCILMAN SHETINA said he has had some calls on the trash hauling issue and thanked Waste Management. He said their drivers are talking to the residents and explaining the situation to them. He said he would hope we would notify Home Depot and the rest of the stores that supply these containers that they indicate what containers are approved by the City of Joliet and what sizes are approved by the City of Joliet. He said Waste Management has been tagging the containers for about 5 weeks already telling residents if they are not valid so it hasn't been a big surprise to them. He said they are handling it in a very efficient fashion. He said we can always do things better but he's happy with the results at this point.

COUNCILWOMAN QUILLMAN asked the City Manager if we have offered any kind of help to the City of Chicago to help get them the 2016 Olympics so we could have some events down this way.

The City Manager said we have not had any contact with their staff but he didn't know if the Mayor has had any contact with them. He said he knows Chairman Moustis from the Will County Board sent some communications to Chicago indicating that Will County would do whatever they could.

COUNCILWOMAN QUILLMAN said she didn't know if it would be a plus to try and help if we were to extend our hand out to them.

MAYOR SCHULTZ said he would put a letter together and send it to Mayor Daley.

COUNCILWOMAN QUILLMAN asked if we had any plans for repairs at the Scott Street parking deck.

The City Manager said no, we did a major renovation of that seven years ago.

COUNCILWOMAN QUILLMAN said she received some complaints about the cashier's booth that it is almost being held together with duct tape. She said she hasn't seen it herself; she is just going by the complaints.

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The City Manager said they are not real upscale booths.

COUNCILWOMAN QUILLMAN said she understands that but with a lot of people coming into the City and that being one of our parking decks we need to present a nice image.

The City Manager said we'll take a look at the booths.

COUNCILWOMAN QUILLMAN said she is on the Quality of Life Taskforce and they held two meetings last week and she wanted to say that she is happy that all these people came out and voiced their opinions. She said it doesn't just affect Districts 4 and 5, it affects the City as a whole. She said she would ask this Council and has already discussed with the MAYOR if we could have a couple of more visioning sessions because some of those issues that are going to come out of this can be planned for now as far as transportation across town. She said it's just a thought and whenever the MAYOR wants to call that she would support it.

COUNCILMAN BROPHY thanked COUNCILMAN LEDESMA and COUNCILMAN DORRIS for their leadership on the District 4 and 5 Quality of Life Taskforce meeting. He said he went to the meetings and sat through the various sessions and met some really nice people and enjoyed hearing firsthand what they think is important and what the challenges and opportunities over there are. He said he thinks it was very valuable and even though his district isn't directly involved it was interesting and helpful to understand how his fellow neighbors feel about what's going on on the east side versus the west side.

COUNCILMAN BROPHY asked the Management and Budget Department to send a memo to the Council when we first have a difference in electric costs if it's significant to see what the change is with the rate increase. He said he would like to know what the effect is on finances.

COUNCILMAN BROPHY asked the Director of Public Utilities if he could follow up with him on a yard drain at 808 Caton Avenue.

COUNCILMAN BROPHY asked if Comcast needs to see us with regard to their franchise for approvals of things from time to time.

The City Manager said their franchise probably has quite a few more years to run but they do have to come in when they're implementing and installing various things to get a permit from the Public Works Department. He said generally in terms of their prices and those kinds of things they don't need our approval as long as they are in line with FCC guidelines.

COUNCILMAN BROPHY said he gets advertisements from them several times a week advertising their services which he already has. He said it certainly seems like a lot of waste for someone who has a regular foot in the door even though there is a little competition now, and he will direct that to the Comcast people, but he just wondered what our overview might be from a finance point of view.

COUNCILMAN GIARRANTE asked if the City has an ordinance that prohibits the color red in neon signs.

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The City Manager said there is not an ordinance. He said at the request of the Police and Fire Departments we have tried to prohibit any red and especially any flashing red as best we can in the signs that are approved, because from a distance it looks like an emergency vehicle is coming so we have asked people to use white and yellow lights. He said they can use red if it's a solid sign and not a flashing sign and it should be on for a certain number of seconds.

COUNCILMAN GIARRANTE said the reason he asked is because there is a sign across from Fred C. Dames on Essington Road and he thinks it's supposed to depict an American Flag but without the red in it it really looks terrible.

The City Manager said they can put the red in there if it's not a flashing type. He said they would take a look at it.

COUNCILMAN GIARRANTE asked what is happening with the gas station in front of Kmart on Jefferson Street that is vacant. He said it is an eyesore.

The City Manager said they have had no contact as far as any new developments going in there. He said normally we'll let those go for awhile before we do any kind of public nuisance.

COUNCILMAN TURK said we did do a public nuisance on them.

The Director of Community and Economic Development said he will report back on that.

COUNCILMAN LEDESMA said he and the Director of Public Works were over on Demmond and Clark and they have some serious flooding issues in regards to the hill and creek that comes behind the resident's yards. He said they are going to try to take care of that as soon as possible.

COUNCILMAN LEDESMA said he thinks all of the Council attended the Quality of Life Taskforce meetings and one of the main issues for the east side was parks. He said there are no parks and he asked why they have them on the west side but not on the east side because we're paying money to the Park District also. He said some issues were brought up on more lighting which we are looking into. He said mainly it's the recreational parks and walking trails that we are concerned about. He said he thinks it's something they should start looking into and he asked the Council Liaison to set up a meeting with the Park District to discuss future plans.

**ADJOURNMENT**

COUNCILMAN GIARRANTE moved that the Council adjourn.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

Recorded on Tape