

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 20th day of April, A.D. 2010***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, April 20, 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 Reverend Larry Ellis, St. Mark C.M.E. Church, 348 S. Joliet Street, Joliet, Illinois.

Reverend Ellis then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR PRO-TEM TIMOTHY M. BROPHY and DISTRICT 4 COUNCILWOMAN SUSIE A. BARBER, DISTRICT 5 COUNCILMAN WARREN C. DORRIS, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA, COUNCILMAN AT LARGE MICHAEL F. TURK and DISTRICT 3 COUNCILMAN ANTHONY UREMOVIC.

ABSENT: MAYOR ARTHUR SCHULTZ.

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

APPROVAL OF MINUTES

COUNCILWOMAN QUILLMAN moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet, Illinois held on Monday, April 5, 2010 at 3:30 p.m. and of the Regular Meeting held on Tuesday, April 6, 2010 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Finance

COUNCILMAN UREMOVIC stated the Finance Committee met yesterday and there was a review and approval of the minutes of the meeting of March 15, 2010.

COUNCILMAN UREMOVIC stated there was also a review of Council Memo #282-10 dealing with the Ceding of Joliet's 2010 Volume Cap, Council Memo #290-10 dealing with Authorization to Retain a Consultant to Perform Actuarial Analysis for the Firefighters and Police Pension Funds, and Council Memo #291-10 dealing with the RFP for the Purchase of Electricity. He said all were approved by the Finance Committee with a full recommendation to the Council.

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COUNCILMAN UREMOVIC said the City will be looking at other instruments for investing City funds in 2010. He said the interest rates are quite low at this time so the Finance Department is going to be making an extra effort to look at other avenues and instruments that are all FDIC insured and collateralized.

COUNCILMAN UREMOVIC stated the Committee reviewed the Neighborhood Improvement Program for the month of March which was placed on file. He said there was a review of the monthly cash flow report and one of the items that stands out is the income tax payments from the State of Illinois. He then asked Director of Management and Budget Ken Mihelich for a brief update on where we're at on that.

Mr. Mihelich stated last month we reported that we were about \$3.7 million behind in income tax receipts from the State of Illinois, that's up to about \$4.2 million right now and we're still running about 4 months behind. He said if we were getting the funds in, we would be projecting about a half million dollar surplus for the year, but timing is everything and we really don't expect that timing difference to end soon. He said they went on the State Comptroller's website and the income tax liability owed to cities right now is about \$360 million, and in their account to pay that there is about \$71 million, so they're short about \$287 million. He said what concerns us is that this is the time of year when we would expect a lot of those receipts to be coming in at their biggest proportions. He said it is something we will continue to monitor and watch diligently.

COUNCILMAN SHETINA asked if historically this is unusual or is the State always behind.

Mr. Mihelich said in the past he has seen it sometimes a month and on a rare occasion two months behind, but he has never seen it four months behind. He said they have seen the delay increasing over the last 18 months.

COUNCILMAN SHETINA asked what the State says about this.

Mr. Mihelich said they say that there are no funds. He said it's something he wants to make the Council aware of because he doesn't really see the State coming out of this anytime soon, and in fact it may get worse.

COUNCILMAN SHETINA said but sooner or later the funds are going to come if they get financed, one way or another.

Mr. Mihelich said he doesn't know, we're due the funds but then he thinks on the other hand the State is talking about cutting our income tax share from 10% to 7%. He said so maybe this is their way of preemptively starting to slow that down, and that's on top of this.

COUNCILMAN SHETINA asked if we can borrow assuming that we're going to get the money.

Mr. Mihelich said sure, but at this point we're fortunate that we do have reserves for cash flow purposes to get us through. He said to borrow funds is just a matter of whether the bond holder believes that the State ultimately can pay us back.

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COUNCILMAN UREMOVIC said if we do go and seek bonds and revenues we're going to have to pledge at least that anticipated revenue and if we don't get that revenue now we have a serious problem. He said so right now the State does have a serious cash flow problem and it's affecting all institutions.

Mr. Mihelich said it's something that we'll continue to monitor and we'll let the Council know whether that 4 months becomes 3 or unfortunately becomes 6 or 7 months behind.

MAYOR PRO-TEM BROPHY asked what was our total reserve balance going into this budget year.

Mr. Mihelich said our general reserves are around \$15 million.

COUNCILMAN SHETINA asked what's our balance in reserves right now.

Mr. Mihelich said we would project it probably for the year end. He said with that and some other things he would imagine we'd be about \$5 million less than that right now but it's too hard to say; there are a lot of factors involved. He said right now he's not worried about cash flows but he is saying this is continuing in the wrong direction so we will keep monitoring it.

COUNCILMAN UREMOVIC continued with his Committee report and said the Personnel Summary, March Conference, Travel and Seminar Expense Report were reviewed and accepted. He said there also was a ticketing and towing update. He said there was an examination of the Treasurer's Disbursements and Regular Claims for the month of March, which were found to be in order and placed on file.

**B. 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 recommended their approval.

COUNCILMAN TURK said they also discussed some modifications to the ComEd policies related to service requests. He said ComEd has a new policy now that if we request them to put up a light pole or any light service we'll be billed directly for that. He said if it's just a head that has to go on a pole it could be a couple hundred dollars and if it's the whole pole and the light it could be \$3,000.00. He said fortunately we're in a position where we don't get as many requests as we used to but we're probably going to have to put some money in next year's budget to allow for some of these installations.

**C. Communication, Technology and Information Systems**

MAYOR PRO-TEM BROPHY stated the Committee has a meeting scheduled for April 29, 2010 at 3:30 p.m.

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D. Land Use

COUNCILMAN SHETINA stated he received a call from the lobbyists for the Three Rivers Association of Realtors who said they had met with Bob Nachtrieb and the Historic Preservation Commission and talked about the situation with respect to multi-family apartments and residences that are in duress and causing problems, and it seems they thought that it was a pretty good meeting and are looking for a common ground. He said we appreciate the work the Commission has done on it.

Mr. Nachtrieb said they plan on meeting again with Tom Joseph of Three Rivers and Bob Ruda of the Joliet Regional Landlords Association who they already had a good discussion with.

There were no other Committee reports.

The Arbor Day Proclamation was moved up on the agenda at this time.

A. Proclamation re: Proclaiming April 30, 2010 as "Arbor Day" in the City of Joliet

COUNCILMAN SHETINA read a Proclamation issued by MAYOR SCHULTZ proclaiming April 30, 2010 as "Arbor Day" in the City of Joliet and urging all citizens to support the efforts to care for our trees and woodlands and to support our community's Forestry Program.

Mrs. Rita Renwick thanked the Council for their recognition and said they have a celebration scheduled for next Friday at Aux Sable Middle School. She then presented the following 6<sup>th</sup> grade class poster contest winners with a plaque: Brianna Blake, Mark Fiorenza, Andrew Acup and Alexandra Tomandiao.

AGENDA ITEMS AND REPORTS

A. Presentation by Sgt. Lindsey Heavener of a Check from the City Unions to Russ Slinkard and Terry D'Arcy for the Fourth of July Fireworks

Sgt. Heavener said after learning of the cancellation of the Fourth of July Fireworks, the City union representatives decided they wanted to approach their members and all of the City employees and request they help preserve this tradition. He said they did step up to the plate and on behalf of all of them he presented Mr. Slinkard with checks totaling \$3,000.00.

Mr. Slinkard thanked everyone on behalf of the Joliet July Fourth Committee and he thanked the community for their support. He said they have a number of verbal and written commitments for support but as the Police and Fire and other City employees are often first responders, they are first responders with checks in this case. He said they appreciate that very much. He said this year is the 64<sup>th</sup> year for fireworks which started here in 1946 immediately following World War II. He said they have been at the stadium since 1952. He said it was a long tradition and he thanked everyone for their help in keeping it alive.

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COUNCILMAN GIARRANTE then presented Mr. Slinkard with a check from Ralph Norberg on behalf of Joliet Firefighters Local 44. He said Mr. Norberg was unable to attend the meeting this evening.

COUNCILWOMAN QUILLMAN thanked the unions and said it means a lot.

MAYOR PRO-TEM BROPHY then moved up the Historic Preservation Award on the agenda at this time.

1. A RESOLUTION Recognizing the Month of May, 2010 as "Preservation Month" and Naming Tom Cawley as Recipient of the 3<sup>rd</sup> Annual Historic Preservation Award was presented and read.

(Council Memo #285-10)

COUNCILMAN TURK read the Resolution Recognizing the Month of May 2010 as "Preservation Month" and Naming Tom and Kathy Cawley as Recipients of the 3<sup>rd</sup> Annual Joliet Historic Preservation Commission Preservation Award. He said he's been in this building and said it is just as beautiful on the inside as it is on the outside and he congratulated them.

Mr. Cawley thanked the City Council and the Historic Preservation Commission and said without the City's assistance this wouldn't have happened and the farmhouse would probably have been demolished.

COUNCILWOMAN BARBER moved that said Resolution be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6370)

- B. Approve 2009 Neighborhood Improvement Program (NIP) Modification No. 14 – Modification to the 2009 District 3 Neighborhood Improvement Program  
(Council Memo #274-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the modifications to the 2009 District 3 Neighborhood Improvement Program by adding the following project: 1) Deer Run Estates Subdivision East Frontage Road Landscape Screening Project (\$2,533.00).

- C. Treasurer's Report – February, 2010

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

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D. Approval of the 2010 Stadium Menu at Silver Cross Field  
(Council Memo #275-10)

E. Authorization to Make Certain Repairs at Silver Cross Field  
(Council Memo #276-10)

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

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of 69.3 Acres for Bronk's Landing  
Subdivision

1. Resolution re: Approving an Annexation Agreement for 69.3  
Acres for Bronk's Landing Subdivision (#A-111-08/Dist. #1)  
(Council Memo #277-10)
2. Ordinance re: Approving the Annexation of 69.3 Acres for  
Bronk's Landing Subdivision (#A-111-08/Dist. #1)  
(Council Memo #277-10)
3. Ordinance re: Approving the Classification of 69.3 Acres for  
Bronk's Landing Subdivision to B-3 Zoning (#A-111-08/Dist.  
#1)  
(Council Memo #277-10)
4. Ordinance re: Approving the Preliminary Plat of Bronk's  
Landing Subdivision (#P-5-08/Dist. #1)  
(Council Memo #277-10)

A communication from the City Manager contained a request by the petitioner that these items be tabled to the City Council meeting to be held on June 15, 2010 in order to finalize outstanding issues with IDOT and the annexation agreement.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the June 15, 2010 City Council meeting.

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Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

**APPROVAL OF REGULAR CURRENT BILLS**

- A. Regular Payroll – March 12 – March 25, 2010 - \$2,900,546.77  
(Council Memo #278-10)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period March 12, 2010 through March 25, 2010 including a Summary of Overtime and an Overtime Budget Status Report were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

- B. Treasurer's Disbursements – March, 2010 - \$32,309,955.59

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

- C. Regular Claims – March, 2010 - \$2,253,394.26

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

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

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

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

**ORDINANCES AND RESOLUTIONS**

**A. ORDINANCES**

1. AN ORDINANCE Approving the Preliminary Plat for the Re-Subdivision of Lot 17 in Oak Leaf Center Unit 5 Subdivision as recommended by the Plan Commission was presented and read. (#P-1-10/Dist. #3)  
(Council Memo #279-10)  
(ORDINANCE NO. 16634)

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2. AN ORDINANCE Approving the Final Plat for the Re-Subdivision of Lot 17 in Oak Leaf Center Unit 5 Subdivision as recommended by the Plan Commission was presented and read. (#FP-1-10/Dist. #3)  
(Council Memo #279-10)  
(ORDINANCE NO. 16635)
  
3. AN ORDINANCE Approving the Recording Plat for the Re-Subdivision of Lot 17 in Oak Leaf Center Unit 5 Subdivision as recommended by the Administration subject to 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 \$28,837.07; 2) A 1 ¼% Inspection Fee in the amount of \$360.46; and 3) An Irrevocable Offer of Dedication for public improvements. (#RP-3-10/Dist. #3)  
(Council Memo #279-10)  
(ORDINANCE NO. 16636)

COUNCILMAN TURK moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

4. Ordinance re: Approving an Amendment to the Zoning Ordinance Regarding Spacing Requirements for the Location of Tattoo Studios (#ZO-1-10)  
(Council Memo #280-10)

MAYOR PRO-TEM BROPHY asked for a brief summary.

The City Manager stated this is a proposed amendment to the Zoning Ordinance dealing with tattoo studios. He said staff was directed to look at options regarding spatial limitations of tattoo studios. He said we worked with the Land Use Committee and the Plan Commission to bring a proposal forward that would require tattoo studios to be at least 250 ft. from a residential district and 1,000 ft. from a school, church, daycare, park, library or other tattoo business. He said the addendum deals with an issue that was raised at yesterday's Pre-Council meeting regarding how the 250 ft. and the 1,000 ft. requirement is measured. He said this addendum clarifies that we would measure from the building or the signage of the tattoo studio to the lot line of the residential much like we do with liquor licensing spatial regulations.

COUNCILWOMAN QUILLMAN said she knows we discussed this at length yesterday but after reviewing the Plan Commission meeting minutes, each one of them felt that the 250 ft. was still a little bit close and she knows other places have 1,000 ft. She said she was wondering if we could just split the difference and make it 500 ft. She said she knows there was an issue with 1,000 ft. and putting them out too far.

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The City Manager said we haven't looked at the maps to see what that would do, usually we would look to see if it would basically offer any opportunities for a tattoo shop to open. He said it probably still would at 500 ft. so if it's the Council's pleasure to go with 500 ft. from a residential district rather than 250 ft. we can make that amendment as part of the motion.

COUNCILWOMAN QUILLMAN said she would like to amend that.

COUNCILMAN SHETINA said this should go back to the Plan Commission if we're going to make a big change like this.

MAYOR PRO-TEM BROPHY asked the City Manager if there is anything pending that would be affected.

The City Manager said no. He said the Plan Commission did express an interest in extending the distance from 250 ft. so it is something that they did discuss at their meeting and they indicated if the Council was inclined to go beyond the 250 ft., then they would be supportive of that.

COUNCILMAN SHETINA moved that said item be tabled and referred back to the Plan Commission for review.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

5. Ordinance re: Approving a Variation of Use to Allow the Continuation of a Two-Unit Residence in an R-2 Zoning District Located at 1212 Cora Street (#2010-09/Dist. #4)  
(Council Memo #281-10)

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

6. AN ORDINANCE Authorizing the Ceding of Joliet's 2010 Volume Cap to Will-Kankakee Regional Development Authority (WKRDA) and Illinois Housing Development Authority (IHDA) was presented and read.  
(Council Memo #282-10)

MAYOR PRO-TEM BROPHY stated we do this once a year and he asked Director of Community and Economic Development Jim Haller to explain.

Mr. Haller stated we've been authorized through the State of Illinois to issue Industrial Revenue Bonds and that's how this all started. He said they gave us basically a line of credit on how much money we could book in Industrial Revenue Bond loans and they do this on a per capita basis. He said we get almost \$13.2 million per year of this volume cap. He said they amended the rules to allow it to be used for Mortgage Revenue Bond programs as well as Industrial Revenue Bonds and we've partaken in those Mortgage Revenue Bond programs over the past several years. He said we've split it up where we've

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given some to the Will-Kankakee Development Authority and they try to start industrial projects within the two counties. He said we have the ability if we get a prospect here to steer them to that agency and they will lend money on our behalf. He said another thing we did in the past is continue to do the Mortgage Revenue Bond program and we're recommending that money be allocated to the Illinois Housing Development Authority. He said this year we're recommending that slightly more than \$10 million be given to the Will-Kankakee Development Authority and \$3 million be given to IHDA.

MAYOR PRO-TEM BROPHY said they're neither lending our money or promising our faith and credit behind them, is that correct.

Mr. Haller said that's correct, it's a tax free bond. He said usually the repayment of the bonds are by the borrower so there is no risk to the City of Joliet. He said basically it's just a line of credit that was given to us to try to attract new industries or new mortgages to this area. He said we've been very successful at it over the years on the mortgage revenue side; the industrial side has been pretty slow over the last couple of years with the bad economy.

COUNCILMAN SHETINA asked why don't we need it.

Mr. Haller said we would have to have an industrial revenue project that we would have to make a commitment to before May 1<sup>st</sup>. He said the State always imposes a May 1<sup>st</sup> deadline and if we don't have a project to cede this to, all \$13 million of this Volume Cap or reserve goes back to the State of Illinois for them to use as they see fit. He said if we got an industrial project after May 1<sup>st</sup> we can always send them to Springfield in the hopes that they would get industrial revenue bond issuances through the State, so we either use it or lose it.

COUNCILMAN UREMOVIC said if we had the opportunity to use this we would but at this time there hasn't been anybody that staff could locate to take advantage of this \$10 million. He said ceding this to an agency is better than doing nothing because we'd lose it completely, and if we do have a situation where another one arises, they'll be able to pay this back to us at next year's same levying.

Mr. Haller said that's correct.

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16637)

7. 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:  
24416 S. Bridge Road and 1116 Elgin Avenue.  
(Council Memo #283-10)

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COUNCILMAN DORRIS moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16638)

8. Ordinance re: Increasing the Daily Parking Rates at Various  
Commuter Parking Lots  
(Council Memo #284-10 was never prepared)

**B. RESOLUTIONS**

1. Resolution re: Recognizing the Month of May, 2010 as  
"Preservation Month" and Naming Tom Cawley as Recipient  
of the 3<sup>rd</sup> Annual Historic Preservation Award  
(Council Memo #285-10)

This item was approved earlier in the meeting.

2. A RESOLUTION Supporting the Illiana Expressway was  
presented and read.  
(Council Memo #286-10)

MAYOR PRO-TEM BROPHY asked for an explanation of the addendum.

The City Manager stated at yesterday's Pre-Council meeting there was a request for the CMAP report that shows the projects that are in their GO TO 2040 transportation plan which has been provided to the Council. He said we are asking that CMAP consider adding the Illiana Expressway to a project that needs to be funded and we have the support of the County of Will, the CED and many other Will County municipalities that have taken similar action.

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: COUNCILMAN SHETINA.

Prior to his vote, COUNCILMAN SHETINA said he respectfully votes no. He said he doesn't think CMAP has any business whatsoever being involved with projects in our area. He said he thinks it's another layer of government that is not necessary, it is another group of people from Chicago who are concerned about decentralization of the central city which has occurred over the last 20 years. He said they're afraid that some other counties are going to make some inroads and while this might be nebulous with respect to the vote, he wanted to express his opinion that CMAP has no business at all being involved in this process.

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3. A RESOLUTION Declaring Certain City of Joliet Vehicles as Surplus was presented and read.  
(Council Memo #287-10)

A communication from the City Manager contained his recommendation that said Resolution be adopted and that he be authorized to dispose of said vehicles by selling them for scrap.

COUNCILMAN DORRIS moved that said Resolution be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6372)

**BIDS AND CONTRACTS**

**A. Award of Contracts**

1. Award of Contract for the Emergency Repair to the Influent Pump Station at the West Side Treatment Plant  
(Council Memo #289-10)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve Change Order No. 1, an addition of \$7,639.30 to Purchase Order No. 106708; and 2) Approve Payment No. 1 and Final in the amount of \$8,629.30 on behalf of C & T Construction.

2. Authorization to Retain Consultant to Perform Actuarial Analysis for the Firefighters and Police Pension Funds  
(Council Memo #290-10)

A communication from the City Manager contained his recommendation that the Mayor and Council retain Gabriel, Roeder, Smith & Co. (GRS) for a base fee not to exceed \$15,600.00 to perform a valuation of each plan for the period beginning January 1, 2010, and that the Administration be authorized to contract for alternative valuations for each pension fund as needed.

3. RFP for Electric Energy – Approve the Purchase of Electricity  
(Council Memo #291-10)

A report on seven fixed price proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Exelon Energy in the amount of \$0.048580 per kilowatt hour for the 24 month period beginning May, 2010.

MAYOR PRO-TEM BROPHY asked for an explanation.

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Director of Management and Budget Ken Mihelich stated this is the purchase of electricity for the water and sewer utility fund. He said seven bids were received and Exelon Energy ended up being the low bid. He said we asked for pricing on 12 months, 18 months and 24 months and we are recommending the 24 month proposal. He said it does appear that the economy is starting to pick up a little bit and with that we would see probably some increased need for electricity and other energy products and the price that came in is about 2.5% below the price that we're currently paying, so it is a nice time to lock it in. He said there certainly are no guarantees but it does give us some budget certainty.

4. Award of Contract for the 2010 Roadways Resurfacing Contract  
(Council Memo #292-10)

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 P.T. Ferro Construction Co. in the amount of \$1,148,464.37.

5. Award of Contract for the Dover Street Sanitary Sewer Service Repairs  
(Council Memo #293-10)

A report on ten 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 & Sons Excavating in the amount of \$10,820.67.

6. Award of Contract for the County Line Road and Theodore Street (Neustoneshire Subdivision) Streetlighting Project  
(Council Memo #294-10)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Van Mack Electric Company in the amount of \$96,902.50.

7. Authorization to Approve Well 18-D Emergency Repairs  
(Council Memo #295-10)

A report on two proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Water Well Solutions Service Group in the amount of \$77,288.00.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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B. Amendments, Change Orders and Payments

1. Approve Change Order No. 1 and Payment No. 1 for Rehabilitation of Neighborhood Stabilization Program Property at 2117 Dartmoor Drive  
(Council Memo #299-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$5,247.66 and Payment No. 1 in the amount of \$64,457.10 on behalf of Paul Gabriel Construction, Inc.

2. Approve Final Payment for Rehabilitation of Neighborhood Stabilization Program Property at 1013 Cypress Lane  
(Council Memo #300-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the Final Payment in the amount of \$4,200.00 on behalf of Paul Gabriel Construction, Inc.

3. Approve Final Payment for Rehabilitation of Neighborhood Stabilization Program Property at 3800 Flowermeadow Street  
(Council Memo #301-10)

The City Clerk noted that this item was taken off of the agenda.

4. Approve Final Payment for Rehabilitation of Neighborhood Stabilization Program Property at 837 Mulford Lane  
(Council Memo #302-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the Final Payment in the amount of \$1,448.00 on behalf of Paul Gabriel Construction, Inc.

5. Approve Change Order No. 1 and Payment Request No. 2 and Final for the 4522 Skylark Lane (Pheasant Landing Subdivision) Rear Yard Drainage Improvements Project – 2009 Neighborhood Improvement Program  
(Council Memo #303-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$142.00 and Payment Request No. 2 and Final in the amount of \$6,639.90 on behalf of Len Cox & Sons Excavating.

6. Approve Change Order No. 3 and Payment Request No. 9A for the City of Joliet Aggregate Contract  
(Council Memo #304-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$21,512.00 and Payment Request No. 9A in the amount of \$21,929.02 on behalf of Lafarge Joliet Inc.

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7. Approve Change Order No. 1 and Pay Estimate No. 1 for the Dewey Avenue (McDonough-Morgan) Roadway Improvement Project – 2009 Neighborhood Improvement Program  
(Council Memo #305-10)

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 \$212.50 and Pay Estimate No. 1 in the amount of \$37,169.37 on behalf of P.T. Ferro Construction Co.

8. Approve Change Order No. 1 and Payment Estimate No. 2 and Final for the Well 22D Rehabilitation Project - 2009  
(Council Memo #306-10)

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 \$9,426.45 and Payment Estimate No. 2 and Final in the amount of \$57,592.35 on behalf of Layne Christensen Co.

9. Approve Change Order No. 2 and Payment Estimate No. 4 and Final for the Rock 2 Rehabilitation Project - 2009  
(Council Memo #307-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a deduction in the amount of \$5,585.01 and Payment Estimate No. 4 and Final in the amount of \$35,333.49 on behalf of Layne Christensen Co.

10. Approve Amendment No. 6 for the Water and Wastewater Systems SCADA Design Engineering Services Agreement  
(Council Memo #308-10)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 6 in the amount of \$9,965.00 on behalf of Strand Associates Inc.

11. Approve Reimbursement for Public Utilities Improvements to PNI  
(Council Memo #309-10 was never prepared)

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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LICENSES AND PERMIT APPLICATIONS

- A. Transfer of a Class "B" Liquor License at 1609 W. Jefferson Street  
(Council Memo #311-10)

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

MAYOR

- A. Proclamation re: Proclaiming April 30, 2010 as "Arbor Day" in the City of Joliet

This item was presented earlier in the meeting.

MAYOR AND COUNCIL COMMENTS

COUNCILMAN DORRIS wished MAYOR SCHULTZ well and said he'll be glad to see him come back to work.

COUNCILWOMAN QUILLMAN said we miss the Mayor and hopes he gets well soon.

COUNCILWOMAN QUILLMAN congratulated Dispatcher Heather Hanbaum who received the Telecommunicator of the Year Award and she asked Police Chief Fred Hayes to explain.

Chief Hayes stated last week was National Telecommunicator Week and they celebrated by recognizing their emergency dispatchers in the 9-1-1 Center. He said he and Will County 9-1-1 Director Steve Figved, Communications Director Julie Ponce-Doyle and Fire Chief Formhals presented Heather Hanbaum with the 2010 Telecommunicator of the Year Award. He said she is a 7 year employee with the 9-1-1 Center and does a fantastic job every year.

COUNCILWOMAN QUILLMAN said we do appreciate all that she and all the telecommunicators do, it's a very stressful job.

COUNCILMAN SHETINA said he and COUNCILMAN TURK were confronted by an irate individual from Western Avenue with respect to the fence that is being adjudicated one way or another. He said he wanted to make sure that we're doing what we're supposed to be doing with respect to it. He said he looked at it and nothing's changed and he's not blaming anybody, but the individual feels that we haven't been as attentive as we should be on it. He said we're in court on it, is that correct.

The City Manager said yes, it's in court and he and the Corporation Counsel have been monitoring it. He said there was some miscommunication as far as the start time of the trial and that's why it was continued last week. He said we have been prosecuting it vigorously and the City's position continues to be either to remove the fence or to reach some sort of compromise with the two adjacent property owners and have the Historic Preservation Commission continue in the process to make sure whatever fence is going to be there on a long term basis fits within the guidelines for that Historic Preservation area.

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COUNCILMAN SHETINA said one thing that really concerns him is kids being killed by other kids, and he's been watching it nationwide and in the City of Chicago and we've had our share here in Joliet. He said he noticed that in many of the cases, and he is just guessing, that the shootings occur in one square mile of the City. He said it would seem to him that we need to establish a task force of some sort and if we don't have the manpower in the Police Department, that we maybe hire some of those police officers back that we just lost as a result of retirements or find a way in our own Police Department. He said he doesn't know how many men it would take to constantly patrol that area. He said we should be able to catch some of these folks and he knows we have other things to do, but he was listening to a Congressman today talking about bringing the National Guard to Chicago. He said he every weekend in Chicago 7 or 8 people are shot and several are killed and he looks at our own town which is a microcosm of Chicago and we've had 5 or 6 murders in the last months. He said he's not blaming anybody but it's the same folks that do this all the time. He said whenever someone is let out of the Youth Center or Stateville or wherever and sent into the custody of parole, the City of Joliet should know who they are and if we have to put a tail on them or whatever it takes. He said it is inexcusable and we have to be pro-active in catching some of these things before they happen. He said he thinks if we have to get people back in the system that have worked for us before and if that's not negotiable or legal or feasible then we need to find some other way to do it. He said we need to do it and be very hard nosed about it and follow every lead that we get.

MAYOR PRO-TEM BROPHY thanked the employees for their donations from the Police, Fire and Public Works Departments who stepped up to save the fireworks. He said hopefully some private citizens and corporations in town will join them.

MAYOR PRO-TEM BROPHY said on Thursday evening at the University of St. Francis they are coordinating with the Irish American Society of the County of Will on a Beer Tasting event to promote the University and the Irish American Society. He said there's a small fee to enter.

COUNCILMAN SHETINA said he's known MAYOR PRO-TEM BROPHY'S mother for a long time and he knows what she's going through and he wanted to wish her well and said we'll all say a prayer for her.

MAYOR PRO-TEM BROPHY thanked him and said he hopes she gets to see this meeting.

COUNCILMAN DORRIS said he would like the Police Chief to respond to COUNCILMAN SHETINA'S comments. He said he knows there are certain areas where we've seen quite a bit of shootings but have we narrowed it down. He said the City of Chicago said they've narrowed it down to around two square miles and he asked if we're close to being that closely knit to where we think the crimes are taking place.

Police Chief Hayes stated we do have it narrowed down pretty specifically but probably not within a one square mile area. He said the last homicide we had was up near Fairmont and Englewood and there haven't been that many shootings in that particular location for the last year or two. He said since that case we have had several shootings up there and in response to that we have beefed up our patrols in that area. He said we also have had some increase in activity on the south end near Joliet and McDonough and in the near west portion

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of the City in the St. Pat's area near Morgan and Marion. He said they review all the crime statistics every Friday and when they do that they do see the emerging hotspots in the City and we do respond accordingly to those locations. He said in Joliet we have four homicides for the year and it is on the same level as we experienced last year, however last August we had five homicides. He said we're very concerned about the level of activity as we work our way into the summer months and in response to that we're using every available resource.

Chief Hayes said in response to COUNCILMAN SHETINA'S question about whether or not we are tracking parolees, we have a pretty extensive data base on them. He said we have the photograph of the parolee and the location that the parolee is being assigned to so we track that very closely. He said he just reviewed a Federal parolee who was paroled to the Daybreak Shelter and was a sex offender so he called the Bureau of Prisons and made it very clear to them that we did not approve of that type of release to that particular location and they were very responsive to that and they have made it very clear to us that they won't allow that to take place.

Chief Hayes said there is a proliferation of guns out on the street right now and easy access to those guns. He said when we were younger, kids would settle any conflict with a fist fight on the playground, but unfortunately the youth today in response to any kind of conflict that they have instead pick up a handgun and fire indiscriminately, they have no regard for life. He said in the last shooting up on the Hill, that young boy was not the target, the shooter just sprayed the crowd and got off a shot that killed that young boy. He said in response to that we're mustering up our forces and going to these particular locations where we know the violent crime is occurring and we continue to ask for your support in doing that. He said when we meet on Fridays and identify the emerging hotspot areas we try to add additional overtime patrols so we have more than our regular complement of personnel out there. He said we'd like to step up uniform police response in those locations on top of what we normally have and we'd like to put them there on an overtime basis.

COUNCILMAN DORRIS said in the past this Council has always stepped up if there was an issue and the Police Department has needed those additional hours, and we need to know about this early so we can stop it before it gets way out of hand.

Police Chief Hayes stated we have the necessary overtime funds in our budget at this time but it may come to a point where he will have to ask for additional funds.

COUNCILWOMAN QUILLMAN said when Daybreak was here we had questioned them and they said that they do not take parolees from the prisons and that was not their policy, yet at that time there were five that had just been released to them. She asked what is their policy, are they taking these parolees and are they getting paid for that and why are they telling us one thing and doing another.

Chief Hayes said he doesn't know the answer to that but in this particular case that he mentioned he doesn't believe Daybreak was notified that this particular parolee was coming from the Federal prison system. He said in the past most of the parolees are from the Illinois Department of Corrections or State prison system.

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COUNCILWOMAN QUILLMAN said but they do in fact take parolees.

Chief Hayes said they have in the past.

COUNCILMAN SHETINA said but not sex offenders supposedly.

Chief Hayes said no, we've asked them not to accept sex offenders and they've told us that that is their policy not to. He said we've worked very diligently with the Illinois Department of Corrections to try and prevent that from happening. He said in this case he doesn't think the Federal Bureau of Prisons actually notified Daybreak. He said he thinks they approved this release with the offender and didn't get permission from the location.

COUNCILWOMAN QUILLMAN asked if we are working closely with Daybreak now with regard to parolees because in the past they have had sex offenders as well.

Chief Hayes said they have in the past and we are working very closely with them and that is the reason why we are really watching parolees at this point. He said a few years ago we didn't really track or watch parolees as closely as we do today, we now we keep a good monitor on them.

COUNCILWOMAN QUILLMAN said it's a shame too because Daybreak really provides a great service to the people who really need it and to have these criminals there is just not acceptable.

COUNCILMAN SHETINA said he thinks we need to relay to them that we supported them with respect to some money and they need to know that we are very concerned about that kind of an issue and that we take umbrage in the fact that they would serve those kinds of guys. He said he doesn't think they need to do that to stay operational, they have enough people coming there that they don't have to worry about having a clientele. He said they need to know that the City Council is very concerned about it.

MAYOR PRO-TEM BROPHY said the crime stats we count are the things that actually happen but what we don't count are the ones that don't happen and he wanted to commend the Police Chief and his staff for what they do to prevent crimes that we never experience. He said so he wants to make sure we count those stats too, it isn't enumerated but there's a lot of good work that goes into prevention as well.

The Police Chief said it is very difficult to measure crime prevention and what the final outcome of that is no one really knows. He said certainly they know there's a strong connection between drug dealing and violent crimes so that's why they really try to watch those situations.

MAYOR PRO-TEM BROPHY then thanked the volunteers at JCTV for helping with this telecast.

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ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council go into closed session at 7:35 p.m. to discuss personnel, collective bargaining, land acquisition or conveyance and pending or threatened litigation after which the meeting will be adjourned.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

Recorded on Tape