

***Proceedings of the Council of the City of Joliet, Illinois
held on the 30th day of April, A.D. 2007***

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

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

Rabbi Germaine then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, 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: DISTRICT 5 COUNCILMAN WARREN C. DORRIS and COUNCILMAN AT LARGE THOMAS C. GIARRANTE.

ALSO PRESENT: CITY MANAGER JOHN M. MEZERA and CORPORATION COUNSEL JEFFREY S. PLYMAN.

APPROVAL OF MINUTES

COUNCILMAN BROPHY moved that the minutes of the Regular Meeting of the Council of the City of Joliet, Illinois held on Monday, April 16, 2007 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, LEDESMA, SHETINA, TURK, UREMOVIC
and MAYOR SCHULTZ.

NAYS: NONE.

ABSTAIN: COUNCILWOMAN QUILLMAN.

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS:

A. 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.

B. Land Use

COUNCILMAN SHETINA gave his Committee report later in the meeting.

There were no other Committee reports.

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CONSENT AGENDA

A. Position Vacancy
(Council Memo #457-07)

A communication from the City Manager contained his recommendation that he be authorized to fill one Transcriber position in the Police Department and any subsequent vacancies directly related to this position.

B. Approve Modifications to the 2007 District 4 Neighborhood Improvement Program
(Council Memo #458-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the modification to the 2007 District 4 Neighborhood Improvement Program by adding the 400 Jackson Alley (Landau-Henderson) Resurfacing Project in the amount of \$33,347.94.

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

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

PUBLIC HEARINGS

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

1. A RESOLUTION Approving an Annexation Agreement for 5.32 Acres Located North of Spencer Road and East of Rickey Drive as recommended by the Plan Commission was presented and read. (#A-63-06/Dist. #5)

(Council Memo #462-07)

(RESOLUTION NO. 5911)

2. AN ORDINANCE Approving the Annexation of 5.32 Acres Located North of Spencer Road and East of Rickey Drive as recommended by the Plan Commission was presented and read. (#A-63-06/Dist. #5)

(Council Memo #462-07)

(ORDINANCE NO. 15867)

3. AN ORDINANCE Approving the Classification of 5.32 Acres Located North of Spencer Road and East of Rickey Drive to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-63-06/Dist. #5)

(Council Memo #462-07)

(ORDINANCE NO. 15868)

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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 Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN stated she is going to vote aye but she has a couple of questions. She said she noticed that Joliet Township High School did not object to this which is fine. She said on some of the designs she noticed they didn't have windows on the sides.

The City Manager said those will be added; we make that a standard requirement now.

COUNCILWOMAN QUILLMAN said there was a note at the Plan Commission that a homeowner wanted to be compensated for some land and she asked if that was resolved.

Mr. Mark Berardelli, Spencer Development LLC, stated that land pertained to the western boundary of the property running along Rickey Drive. He said there is a six inch strip that is owned by the Highlands Homeowners Association. He said they came forward and questioned whether we were going to allow access from Rickey Drive. He said on the portion that we have there are recorded easements that were placed there by a court order in order to have access across that six inch piece of land.

COUNCILWOMAN QUILLMAN said so it has been resolved.

Mr. Berardelli said yes.

COUNCILMAN SHETINA questioned the sewer and water situation.

The Director of Public Utilities stated there is water available along Spencer Road and the developer will have to extend that within his development. He said sewer service is to the east near Cherry Hill and Spencer Road.

COUNCILMAN SHETINA asked how far that is from the development.

The Director of Public Utilities said it is about a little over a quarter of a mile to the east. He said we have a lift station that was installed to service the Cherry Hill Industrial Park and that will provide service for this property.

B. Public Hearing re: Annexation of 10.179 Acres Located East of Rickey Drive and North of Spencer Road

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1. A RESOLUTION Approving an Annexation Agreement for 10.179 Acres Located East of Rickey Drive and North of Spencer Road as recommended by the Plan Commission was presented and read. (#A-64-06/Dist. #5)
(Council Memo #462-07)
(RESOLUTION NO. 5912)
2. AN ORDINANCE Approving the Annexation of 10.179 Acres Located East of Rickey Drive and North of Spencer Road as recommended by the Plan Commission was presented and read. (#A-64-06/Dist. #5)
(Council Memo #462-07)
(ORDINANCE NO. 15869)
3. AN ORDINANCE Approving the Classification of 10.179 Acres Located East of Rickey Drive and North of Spencer Road to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-64-06/Dist. #5)
(Council Memo #462-07)
(ORDINANCE NO. 15870)

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 Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

C. Public Hearing re: Annexation of 1506 Rickey Drive

1. A RESOLUTION Approving the Annexation Agreement for 1506 Rickey Drive as recommended by the Plan Commission was presented and read. (#A-68-06/Dist. #5)
(Council Memo #462-07)
(RESOLUTION NO. 5913)
2. AN ORDINANCE Approving the Annexation of 1506 Rickey Drive as recommended by the Plan Commission was presented and read. (#A-68-06/Dist. #5)
(Council Memo #462-07)
(ORDINANCE NO. 15871)
3. AN ORDINANCE Approving the Classification of 1506 Rickey Drive to R-1B Zoning as recommended by the Plan Commission was presented and read. (#A-68-06/Dist. #5)
(Council Memo #462-07)
(ORDINANCE NO. 15872)

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4. AN ORDINANCE Approving the Preliminary Plat of Tallgrass Point Subdivision as recommended by the Plan Commission was presented and read. (#P-30-06/Dist. #5)
(Council Memo #462-07)
(ORDINANCE NO. 15873)

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 Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN BROPHY stated regarding the Preliminary Plat, the plat shows some side elevations without windows, and he asked if they have been addressed.

The City Manager said yes, we have already communicated that to the developer.

COUNCILMAN BROPHY asked if we'll get new pictures before the Final Plat and the City Manager said yes.

D. Public Hearing re: Amendment to the Annexation Agreement for Laraway Crossings Business Park

1. Resolution re: Approving an Amendment to the Annexation Agreement for Laraway Crossings Business Park (#A-6-07/Dist. #5)
(Council Memo #463-07)
2. Ordinance re: Approving the Revised Preliminary Plat of Laraway Crossings Business Park Subdivision (#P-3-07/Dist. #5)
(Council Memo #463-07)
3. Ordinance re: Approving the Preliminary and Final PUD for IKEA Distribution Center in Laraway Crossings Business Park Subdivision (#PUD-2-07/Dist. #5)
(Council Memo #463-07)
4. Ordinance re: Approving the Final Plat of Laraway Crossings Business Park Unit 13 Subdivision (#FP-4-07/Dist. #5)
(Council Memo #463-07)
5. Ordinance re: Approving the Vacation of Public Utility Easements and Grant of Public Utility Easements in Laraway Crossings Business Park Subdivision (#V-5-07/Dist. #5)
(Council Memo #463-07)

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6. Ordinance re: Approving the Plat of Dedication for Emerald Drive and Cashel Road in Laraway Crossings Business Park Subdivision (#PD-1-07/Dist. #5)
(Council Memo #463-07)

7. Ordinance re: Approving the Recording Plat of Laraway Crossings Business Park Unit 13 Subdivision (#RP-9-07/Dist. #5)
(Council Memo #463-07)

A communication from the City Manager contained a request by staff that these items be tabled to the City Council meeting of May 15, 2007, as additional time is needed to address public improvement items.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the May 15, 2007 City Council meeting.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA stated that the other day when we had the heavy rain he asked the City Manager to send staff out to take a look at the situation with respect to Sugar Creek as well as the subject itself. He asked the City Manager what the results were of that.

The City Manager said staff was out there and everything was functioning properly. He said he believes they went out there a couple of times and he asked the Director of Public Works to explain.

The Director of Public Works said Engineer Greg Ruddy routinely goes out there whenever we have an inch or a two inch rain. He said the detention ponds were all functioning properly. He said he drove to the intersection of Rt. 53 and Laraway Road and that culvert had capacity and was working fine. He said over that two day period we had about 3.4" of rain in Joliet which is a pretty substantial rain in two days.

COUNCILMAN SHETINA asked if someone went into Sugar Creek.

The Director of Public Works said Mr. Ruddy always goes into Sugar Creek and always observes where the outfall is. He said the outfall was staying within the little swales that lead north into Sugar Creek Highlands. He said it was functioning properly and there was no flooding in Sugar Creek.

APPROVAL OF REGULAR CURRENT BILLS

- A. Regular Payroll – April 7 – April 20, 2007 - \$2,904,871.28
(Council Memo #464-07)

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Biweekly Payroll Summary Reports of the total cost of regular salaries for the period April 7, 2007 through April 20, 2007 and additions to regular salaries for the period March 30, 2007 through April 12, 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.

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

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving the Preliminary/Final PUD of Westfield Louis Joliet Subdivision as recommended by the Plan Commission was presented and read. (#PUD-1-07/Dist. #1)
(Council Memo #465-07)

MAYOR SCHULTZ asked the City Manager for an explanation.

The City Manager stated that the developer is proposing a redevelopment plan for the Westfield Shopping Center which will include additional outdoor retail and a stadium seating theater addition. He said the outdoor retail is proposed for the front of the mall between Macy's and Sears and will include plaza areas with brick paver sidewalks, outdoor dining, benches, landscaping, decorative lighting and other identifying amenities. He said the existing theater will be demolished to make way for the future 14 screen theater, and as part of the redevelopment, the interior of the mall will receive a facelift to match the new look of the proposal. He said the existing parking spaces will be reduced from 5,100 to 4,614 and no additional parking is being required for the new construction. He said the Public Works Department has indicated the need to install traffic signals at the intersections of Essington and Hennepin and Essington and Ring Road. He said the \$1.2 million project will also include the installation of opposing left turn lanes for Hennepin Drive and a right turn only lane from Essington to east bound Hennepin. He said the City will fund the estimated cost of \$200,000 for these improvements as a further incentive to the development.

Attorney Michael Hansen and Mr. Bob Koys, the Manager of Westfield Louis Joliet Development, were present on behalf of the petition.

COUNCILWOMAN QUILLMAN stated she gets complaints all the time from people who shop at the mall and she asked if there were any plans to upgrade some of the stores to get better quality products, including Macy's. She said she didn't want to repeat what she's been told but we're losing a lot of our business to the other malls around the area because they don't feel there is enough variety here.

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Mr. Koys stated that is exactly why they're doing this expansion. He said they are adding about a hundred thousand square feet to bring in additional retailers that can't fit in the mall today. He said our occupancies are high and we don't have the space.

COUNCILWOMAN QUILLMAN said she doesn't want to single out just Macy's, it's J.C. Penney and Carson's as well.

Mr. Koys said they don't literally control what the department stores do with their spaces. He said the department stores have mentioned that their intentions are to do upgrades along with the mall when we do this project both on the outside as well as the inside.

COUNCILWOMAN QUILLMAN said she thinks it's going to be a nice addition.

MAYOR SCHULTZ asked when they will be finished with the expansion.

Mr. Koys said they are anticipating starting this summer and hope to be open by the 2008 holiday season.

COUNCILMAN SHETINA moved that said Ordinance be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15874)

B. Land Use

COUNCILMAN SHETINA asked to give the Land Use Committee report at this time for their meeting held on April 20, 2007 at 3:30 p.m.

COUNCILMAN SHETINA said one of the things he was concerned about and has gotten calls from citizens on are the truck routes in the City of Joliet, specifically where they run and where they should not run inside the City. He said it was surprising when they found out they could run just about anywhere they want to go. He said we have a lot of State routes in the City and those are all reasonable places for them to run and they have to follow the route that is closest to the place that they are delivering to or whatever. He said we realize that there is some abuse on it and when they do abuse it our Police Department does give them tickets.

COUNCILMAN SHETINA said he was also concerned about the amazing amount of truck traffic on Route 53. He said he has been talking for some time with County Board member Debbie Rozak who is from the Wilmington area. He said she has asked that we have a joint meeting between our Land Use Committee and Will County's Land Use Committee. He said we are looking at 2,000 or 3,000 acres down there that are probably in the Facilities Planning Area of the City of Joliet and we're looking at a whole lot of truck traffic coming in without a lot of cash flow with respect to the real estate taxes and sales taxes that could be generated by commercial and industrial. He said while we don't have complete control over it, he thinks we need to talk with the County to show them what can happen with returns of the amounts of money that we can lose as

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a result of nothing more than a truck traffic situation in there. He said he thinks the County would be amenable to having a conversation because they are obviously a player in it also. He said it's not incorporated into the City of Joliet yet and if the petitioners go to them and into the County, then we don't have any kind of a leverage with which to work. He said he thinks the County Board members are concerned about Route 53 and the traffic that is there now and it is totally inappropriate. He said the City doesn't own it but we have some responsibility there. He said the roads are a total wreck and there's not enough room and not enough lanes.

COUNCILMAN SHETINA said his main concern is that with those 2,000 to 3,000 acres that we maximize our potential opportunity to bring into the City a mixed use development rather than just a truck terminal bringing in truck by truck by truck and bringing nothing back to the school districts or anybody else. He said he thinks we need to talk to the school districts and the other taxing bodies and let them know what could occur here and hopefully get their help in aiding us in getting some kind of a mixed use development there. He asked the City Manager to explain the cash flow that we could have out there.

The City Manager said we had some preliminary discussions with Centerpoint about a little over 3,000 acres that are down there and they wanted to use about 2,200 acres for rail yard and container storage which would give the City almost no revenue off of that property. He said there would be a loss of revenue to the City once it's built out. He said compared to what we do now with our industrial subdivisions, if we were to accept those rail yards there would be a loss of about \$40 million a year to the taxing bodies.

COUNCILMAN SHETINA said that's to all the taxing bodies.

The City Manager said that's to all the taxing bodies combined per year. He said if they did the industrial the way they're doing the industrial in Elwood and giving huge parking areas away with those buildings, you'd lose another \$20 million a year. He said if we were to allow the industrial build out to go on as we've been doing it traditionally compared to if we let them go ahead with the rail yard, there would be a loss to the entire community of \$60 million per year. He said the loss per year would far exceed what they would make off the project if they sold it. He said they would get a one time shot when they sold it that would be far less than the loss per year, forever, to the community.

The City Manager said when people say we have these global transportation centers and we'd like to give you one, we should be very careful that we don't get something far less than what it sounds like. He said what we also found out on the rail yards is that 95% of the material that comes into those rail yards is going to go out on a truck and it's not going to go to the adjacent industrial buildings that are built there; it's just trucks coming in and trucks going out. He said 95% will make no stop at any industrial park in that area nor will there be any revenue to the City. He said so when you accept a rail yard, people think that rail yard is servicing the adjacent buildings, but only 5% of that happens and the rest of it is truck traffic that just uses your roads and provides congestion and becomes a maintenance responsibility. He said we've looked at some of those things and we've talked with the Land Use Committee and we want to talk with the County and their staff a little bit more and also with the school districts and make sure that people understand what's at stake here for the future. He said also the area that was proposed to be used is an area that is very environmentally sensitive and there are a lot of wetlands and drainage areas in there that in our comprehensive plan would be preserved and if you run rail yards through them

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you won't be able to do that. He said there are a lot of considerations that are transportation oriented, financially oriented and environmentally oriented that we need to look very hard at before we just jump at one of these rail yards.

COUNCILMAN SHETINA said you've had discussions with the County and you've illustrated for us the potential loss in the tax revenue so we have that information for anyone who wants it. He suggested that a joint meeting be held with the Will County Land Use Committee and the City Council as a whole to talk about this issue a little further and see if we can get them on board with us.

COUNCILMAN LEDESMA asked if the schools would be at a great loss if this was to go through by the County.

The City Manager said if the rail yard was to go in there with a cargo storage terminal the way it was proposed, the schools would lose probably \$1.2 billion over the next 30 years.

COUNCILWOMAN QUILLMAN said she previously asked the Police Chief if he could check with Homeland Security about these cargo containers and he did. She said the Police Chief said they do pose a threat but they are checked at the Federal level with high-tech equipment to make sure there is nothing in them out of the ordinary. She said she wanted to point that out and she thanked the Police Chief for checking that out.

COUNCILMAN SHETINA said restaurant proposals were reviewed for Union Station and apparently there is a successful candidate.

The City Manager said they entertained 7 or 8 different proposals and there was only one that they thought was substantial enough to recommend and that was Harrington and James. He said it is an Irish American bistro concept and is well designed and thought out, well managed and well funded. He said the lease is going to come to the Council at the next meeting. He said it looks like a real nice, upscale project. He said we've talked about the City Center and the City Center is always going to be in transition, hopefully always transitioning up. He said we have seen it transition down from time to time but as we turn over some of our tenants in our properties that we manage, we'd like to make sure that we always transition up with those properties and we think that this is a real nice upgrade. He said they are going to make use of the outdoor area with a tent similar to what McBrody's has at their facility so we think the Council will like this proposal when it comes up in a couple of weeks.

MAYOR SCHULTZ asked if they were going to have a liquor license.

COUNCILMAN SHETINA said they are and they are going to talk to the Mayor about it.

MAYOR SCHULTZ said they better get going.

COUNCILMAN TURK asked if Harrington and James plans on being open for the majority of the baseball season.

The City Manager said yes, they were hoping to open some time in June if they get everything worked out. He said they are going to be open for breakfast, lunch and dinner.

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COUNCILMAN TURK said they haven't applied for a liquor license as of yet.

The City Manager said no and we have advised them that they need to get going on it.

COUNCILMAN SHETINA said that COUNCILMAN BROPHY had a concern about viaduct clearance markings.

COUNCILMAN BROPHY said he had a call from a constituent who thought they ought to be freshened up because of the height restrictions and some aren't clear. He said staff agreed to contact various parties that would be responsible including the railroads, the County and the Township as the case may be.

2. AN ORDINANCE Approving the Preliminary Plat of Rock Run Business Park, Unit 5F as recommended by the Plan Commission was presented and read. (#P-4-07/Dist. #3)
(Council Memo #466-07)
(ORDINANCE NO. 15875)
3. AN ORDINANCE Approving the Vacation of a Portion of Olympic Boulevard within Rock Run Business Park, Unit 5F as recommended by the Plan Commission was presented and read. (#V-6-07/Dist. #3)
(Council Memo #466-07)
(ORDINANCE NO. 15876)
4. AN ORDINANCE Approving the Recording Plat of Rock Run Business Park, Unit 5F as recommended by the Administration was presented and read. (#RP-10-07/Dist. #3)
(Council Memo #466-07)
(ORDINANCE NO. 15877)

COUNCILMAN SHETINA moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN UREMOVIC asked if the easement that is going to be vacated is part of this cul-de-sac.

The City Manager said the only change here is that there is a cul-de-sac currently on Olympic Boulevard where it turns into Crossroad Drive and they're going to eliminate the cul-de-sac. He said they're just going to put a standard radius curve where those two roads come together and that's essentially the change that's going to be made.

COUNCILMAN UREMOVIC said the area in question, this large square, is not built out yet.

The City Manager said no, there are no buildings on the property yet.

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COUNCILMAN UREMOVIC said when they do come in with a development plan they will have good landscaping, berms and everything.

The City Manager said yes, absolutely.

COUNCILMAN UREMOVIC said that's perfect. He said the only other thing he had was USF Holland. He said he thought there was supposed to be some berm work in there along I-80.

The City Manager said that has not been done yet; it still has to go in and he asked the Director of Community and Economic Development when that will go in.

The Director of Community and Economic Development stated he will check with them and get a schedule of when they're going to start and get that to COUNCILMAN UREMOVIC.

5. Ordinance re: Approving a Special Use Permit to Allow the Renovation of an Existing 49-Unit Senior Residential Structure into a 45-Unit Supportive Living Facility for Senior Citizens and Disabled Individuals Located at 400 N. Bluff Street (#2007-22/Dist. #5)
(Council Memo #467-07)

COUNCILWOMAN QUILLMAN asked for an explanation.

The City Manager said there is a building at 400 N. Bluff Street that is owned by the Housing Authority of Joliet and that building was not fully occupied for a while. He said they had some foundation problems and whatnot so they began looking into whether they could offer supportive living services to their elderly and disabled tenants. He said he doesn't believe this is done routinely by Housing Authorities and this may be one of the first if not the first in the country. He said they are converting this building to offer services that would include bathing, dressing, administration of medication, shopping for the tenants, providing daily meals and whatever recreational activities would be appropriate. He said they need a Special Use Permit from the City to be able to offer those services just as any private agency would need one. He said we have reviewed it and we think it's a good use for the property and we're recommending approval.

COUNCILWOMAN QUILLMAN asked if there was a representative here from the Housing Authority.

The City Manager said he doesn't see anyone from the Housing Authority here tonight.

COUNCILWOMAN QUILLMAN said she has several questions for them regarding staffing and would like to table this until the next Council meeting.

COUNCILWOMAN QUILLMAN moved that this item be tabled to the next City Council meeting scheduled for May 15, 2007.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: COUNCILMAN LEDESMA.

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The City Manager asked COUNCILWOMAN QUILLMAN to get him her questions and he would give them to the Housing Authority Director ahead of time.

Prior to his vote, COUNCILMAN LEDESMA said he thought he heard that they were going to have medical staff on site and that's the only thing he has heard so far.

The City Manager said they would have to because they would be dispensing prescriptions and things like that so they would have to be fully staffed in accordance with the State standards. He said those are appropriate questions and we'll get some answers.

COUNCILMAN LEDESMA said he thinks it's a great plan and it's a great idea. He said we're all getting up there in age and we might land in that facility and he votes no.

6. 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: 410 Grover Street, 346 S. Joliet Street, 211 Lincoln Street, 218-220 Richards Street, 1521 Second Avenue and 454 S. Water Street.
(Council Memo #468-07)

COUNCILMAN SHETINA moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15878)

7. AN ORDINANCE Accepting a Permanent Easement for 808 Caton Avenue was presented and read.
(Council Memo #469-07)

COUNCILMAN BROPHY moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15879)

B. RESOLUTIONS

1. A RESOLUTION Approving a Supplemental Resolution Appropriating Funds in the amount of \$36,069.00 for the Phase 1 Engineering for the Essington and Hennepin Intersection Improvements Project was presented and read.
(Section No. 06-00396-00-CH)
(Council Memo #474-07)

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COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked what the engineering is for.

The City Manager said traffic at Essington and Hennepin is significant and it used to be significant only during the Christmas holiday period and now it is significant every weekend. He said the number of people that go to the Westfield Mall and the number of people that visit all of the restaurants around it continues to increase, and the number of people that use Essington Road as sort of a short-cut to get over to U.S. 30 and I-55 is also significant, so we need to do some major work at that corner.

The City Manager said that work would basically involve northbound traffic having the ability to make free right turns and dedicating a lane for that so we have to widen that out. He said we also need to expand the capacity for left turns for people that are southbound on Essington Road that are coming off of Hennepin plus some capacity expansion of the entire intersection. He said then we need to signalize the intersection with Essington and Ring Road which is adjacent to the mall and coordinate those two sets of signals so if you're getting a green light and you're crossing Hennepin on Essington, you can get a green there and go right into the mall. He said a lot of times there are weaving problems and problems with people not really knowing who has the right of way as you're entering the mall area on Ring Road. He said so all of that is going to get worked out.

COUNCILMAN SHETINA said while you're doing that are you going to keep in mind the consideration we made some time ago for the no right turn from Hennepin down Essington. He said that is abbreviated and it's very difficult to do and he hopes that is involved in the engineering process.

The City Manager said it will be involved in that and we do need to look at relaxing that a bit; it's far too restrictive at this point. He said we had a couple of folks that used to live there that wanted us to look at that so we did something there and we've had that evaluated already and they're saying it's providing some benefit at the right times, but it's providing a lot of disadvantage at other times.

COUNCILMAN SHETINA said we worked with the light and we provided a shorter light on one side because it was too long and we elongated the light on the other side to give them a chance to get through there, so we did try that with the light.

The City Manager said we did, but it's still too restrictive. He said we're going to be working with it though and we really haven't made any changes yet.

COUNCILMAN SHETINA said as long as that's a part of the equation.

The City Manager said it is.
(RESOLUTION NO. 5914)

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2. A RESOLUTION Authorizing Certain Employees of the City of Joliet to Sign Checks, Vouchers and Warrants on Behalf of the City of Joliet, Designating Financial Institutions to be Used as Depositories for City Funds was presented and read. (Addition of Hometown National Bank as City Depository)
(Council Memo #475-07)

COUNCILMAN UREMOVIC moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5915)

3. A RESOLUTION Authorizing the Sale of a Vacant Lot Located at 510 E. Washington Street subject to the following condition was presented and read: 1) Property must be cleaned up and sodded.
(Council Memo #476-07)

The City Manager stated the initial Council Memo that came out said there were two conditions, one was the property must be cleaned up and sodded and the other condition was that no other house could ever be built on the property. He said we've talked with the property owner and he was purchasing it with the understanding that he would use it probably for many years just for his own uses. He said but at some point in time if he wanted to build a new house there and came in and worked with the City on all of our standards and worked out any of the floodplain considerations that he would be able to build a house there some day should he choose to. He said with the amount that he is paying it would be appropriate to allow him to do that sometime in the future should he want to. He said we just eliminated that provision in the revised Council Memo.

COUNCILWOMAN QUILLMAN asked would he keep the house he now currently has and build another one on this lot or tear the other one down.

The City Manager said actually he doesn't have any plans right now to build on that lot but he doesn't want to have the restriction there. He said in the future he would like to have the ability to have a house on the lot that he has now and also to build a new house on this lot should he choose to do that.

COUNCILWOMAN QUILLMAN said even though it's in a floodplain.

The City Manager said the floodplain will probably diminish in the future. He said we're currently going through a process to have that floodplain fully evaluated and many of the properties in that neighborhood and areas further to the north are probably no longer in the floodplain so the State is working on reevaluating that. He said there have been some tremendous changes downstream from the Fourth Avenue Bridge and the Second Avenue Bridge that has added a lot of capacity to the creek and so the State is going to try to get a recertification of the floodplain. He said whether it affects this property now or whether that would have to be done in the future, he would still have to abide by that.

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COUNCILWOMAN QUILLMAN said but what about the density in the neighborhood which is why we bought the property and tore it down in the first place.

The City Manager said he thinks the reason that we bought the property is because it was a problem property. He said it was a problem for the Police Department and it was a problem for the neighborhood the way that it was operated and the dilapidated condition of the property. He said that's why we did that. He said if there was a new home built there he thinks it would demand an owner based on a new home value who would care for it and it would not be a rental property.

COUNCILMAN LEDESMA said you mentioned the floodplain and the State working on reducing or eliminating it and you said up north and he asked if that would include Abe Street, Henderson Street and Jackson Street. He said all of that section is in the floodplain and he believes that his neighbor to the west is the last house on the floodplain line boundary.

The City Manager said they're going to look at all of it but they don't know what the impact has been yet to any of it.

COUNCILMAN SHETINA asked if this was offered to everybody with the understanding that they could build on that lot.

The City Manager said yes.

COUNCILMAN BROPHY said it was listed at fair market value with no restrictions. He said if we included the restriction it's worth only \$1,100 - \$1,500 at best as a side yard.

COUNCILWOMAN QUILLMAN said wasn't the lot sold after the building was torn down.

COUNCILMAN BROPHY said it's being sold now. He said the City bought it and tore the building down.

COUNCILWOMAN QUILLMAN said right, but there's no building there now so it was purchased as a vacant lot without a home on it. She said then what COUNCILMAN SHETINA is asking is was it offered with the intent that you could not build on this piece of property.

The City Manager said no it was not. He said it was offered as a buildable lot.

COUNCILWOMAN QUILLMAN said then why does it say here no other house is to be built on the property.

The City Manager said it says that because there was some discussion to that effect at the Land Use Committee when it was brought up. He said that the Director of Community and Economic Development remembered that there was some discussion about that so that was put in there. He said however the owner had placed his offer as it was offered initially which was buildable so he said he would have to withdraw his offer of \$9,000 if he couldn't build on it. He said the owner said he would pay \$1,500 if it was a non-buildable lot so COUNCILMAN BROPHY'S estimate is right in the ballpark.

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COUNCILMAN SHETINA said we would never accept that anyway; it's worth more than that as an adjacent owner. He said he just wanted to make sure everyone had the same opportunity.

The City Manager said it was offered to everybody as a buildable lot and we received the \$9,000 offer from him.

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, TURK, UREMOVIC, BROPHY, LEDESMA and
MAYOR SCHULTZ.

NAYS: COUNCILWOMAN QUILLMAN.

Prior to his vote, COUNCILMAN LEDESMA stated any time there is a new home built in any given neighborhood on a vacant lot that has been a past problem it improves the neighborhood. He said it beautifies the area and it makes it much better looking and much safer and he votes aye.

(RESOLUTION NO. 5916)

4. A RESOLUTION Declaring Certain City of Joliet Property as Surplus (Two Ambulance Stair Chairs and Two Ambulance Cots) was presented and read.
(Council Memo #477-07)

A communication from the City Manager contained his recommendation that said Resolution be adopted and that the Fire Chief be authorized to donate one Ambulance Stair Chair and one Ambulance Cot each to Joliet Junior College and Silver Cross Will Grundy EMS.

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

ABSTAIN: COUNCILWOMAN QUILLMAN abstained on the items being
donated to Silver Cross Will Grundy EMS.

(RESOLUTION NO. 5917)

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization for the City Manager to Execute Contracts for the
2007 Public Art Projects
(Council Memo #482-07)

The City Clerk stated that COUNCILMAN DORRIS has requested that this item be tabled to the June 5, 2007 City Council meeting.

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COUNCILMAN BROPHY moved that said item be tabled to the City Council meeting of June 5, 2007.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

2. Award of Contract for the Woodlawn Avenue Decorative Streetlighting Project – 2007 Neighborhood Improvement Program
(Council Memo #483-07)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Utility Dynamics Corporation in the amount of \$141,273.00.

COUNCILMAN UREMOVIC asked if he could get a timetable on when this project will start.

The Director of Public Works stated they are going to have a pre-construction meeting and order the streetlights and they will know more after that. He said it could be a month and a half away. He said he will give him an update after the pre-construction meeting.

3. Award of Contract for the I-55 West Frontage Road/Division at Gaylord Roadway Improvements – 2007 Neighborhood Improvement Program
(Council Memo #484-07)

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 “D” Construction in the amount of \$260,633.70.

4. Award of Contract for the Repair of the Steel Bollards and Chain on the East Riverwalk at the Police/City Hall Parking Lot
(Council Memo #485-07)

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 Wellner Construction in the amount of \$12,280.00.

5. Award of Contract for the Washington Street (Railroad Tracks – Adella Avenue) Storm Sewer Improvement Project – 2007 Capital Improvement Program
(Council Memo #486-07)

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 J.S. Alberico Construction Co. in the amount of \$165,501.25.

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6. Award of Contract for the 2007 Manganese Sulfate Solution Purchase
(Council Memo #487-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Viking Chemical Co. in the amount of \$7.80 per gallon of solution for an amount not to exceed \$219,351.60.

7. Award of Contract for the St. Louis Street Watermain Replacement Project - 2007
(Council Memo #488-07)

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 Cabo Construction in the amount of \$128,952.10.

8. Award of Contract for the 2007 Sidewalk/Curb Replacement Project – 2007 Neighborhood Improvement Program
(Council Memo #489-07 was never prepared)
9. Award of Demolition Contract No. 1325-0606 (823 E. Cass and 1228 Fairmount)
(Council Memo #490-07)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Terminate the contract with ACS, Inc.; and 2) Authorize the award of this contract to Aces Demolition in the amount of \$14,900.00.

10. Request Approval for Purchase of Polk City Directories
(Council Memo #491-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 41 Polk City Directories from Polk Directories in the amount of \$9,079.45.

11. Award of Demolition Contract No. 1417-0507 (717 E. Jackson Street)
(Council Memo #492-07)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Alliance Demolition Services, Inc. in the amount of \$14,890.00.

12. Award of Contract for the Purchase of Shirts for the Public Works and Public Utilities Department - 2007
(Council Memo #493-07)

A report on three proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to JJ Sport in the amount of \$9,293.01.

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13. Award of Contract for Elevator Maintenance 2007 - 2009
(Council Memo #494-07)

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 Valley Elevator in the amount of \$26,424.00.

14. Approval of Reimbursement to the Joliet Park District for the Installation of Playground Equipment at Squires Mill at Brockway Landing Subdivision
(Council Memo #495-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the reimbursement of \$22,338.75 to the Joliet Park District.

15. Award of 2007 Lawn Mowing Contract
(Council Memo #496-07)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council take the following actions: 1) Reject the bids received on March 27, 2007 for the 2007 Lawn Mowing Services; 2) Reject the low bid received on April 23, 2007 from T & T Services for being incomplete; and 3) Award the contract for the 2007 Lawn Mowing Services to Grasshopper Lawn Care in the amount of \$82,414.00.

COUNCILMAN BROPHY 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, LEDESMA, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, TURK and MAYOR SCHULTZ.

NAYS: NONE.

B. Amendments, Change Orders and Payouts

1. Approve Change Order No. 3 for Well 9D Emergency Repairs Project
(Council Memo #501-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3, a deduct in the amount of \$15,349.63 on behalf of Water Well Solutions.

2. Approve Payment No. 1 and Final for the Emergency Vehicle Preemption (EVP) Improvements at IL 59 and Caton Farm Road Associated with the Caton Farm Road at IL 59 Roadway/Traffic Signal Modernization Improvements
(Council Memo #502-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 1 and Final in the amount of \$2,277.00 on behalf of the Illinois Department of Transportation.

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3. Approve Change Order No. 1 and Payment Request No. 1 and Final for the Caton Farm Road (Pebble Beach Drive – Cryder Lane) at Illinois 59 Roadway/Traffic Signal Modernization Improvements
(Council Memo #503-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a decrease in the amount of \$115,533.09 and Payment Request No. 1 and Final in the amount of \$361,576.74 on behalf of the Will County Highway Department.

4. Approve Payment Request No. 1 and Final for the Rowell Avenue Storm Sewer Project
(Council Memo #504-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Request No. 1 and Final in the amount of \$24,630.00 on behalf of Len Cox & Sons.

5. Approve Change Order No. 3 and Payment Estimate No. 3 and Final for the Campbell Street Water Main Project - 2006
(Council Memo #505-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3, a deduction in the amount of \$10,733.87 and Pay Estimate No. 3 and Final in the amount of \$11,960.55 on behalf of P.T. Ferro Construction Company.

6. Approve Change Order No. 1 for the Well #17-D Rehabilitation Project - 2007
(Council Memo #506-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$45,255.00 on behalf of Layne Christensen Co.

7. Approve Amendment No. 1 to the Professional Services Contract for the Phase 1 Engineering Services for the Essington and Hennepin Intersection Improvements Project
(Council Memo #507-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 1 to the contract with Civiltech Engineering Inc. in an amount not to exceed \$36,069.00.

8. Approve Change Order No. 1 and Payment Request No. 2 and Final for the Purchase of Aerators for the Old Renwick Trail and Wexford Subdivisions
(Council Memo #508-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$729.00 and Payment Request No. 2 and Final in the amount of \$3,378.48 on behalf of John Deere Landscapes.

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9. Approve Change Order No. 1 for the IWIN Compatible Mobile Data Computers Users Fees
(Council Memo #509-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,353.50 on behalf of Central Management Services.

10. Approve Change Order No. 1 and Pay Estimate No. 1 and Final for the 2007 Spoils Hauling Contract
(Council Memo #510-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$3,616.67 and Pay Estimate No. 1 and Final in the amount of \$43,953.42 on behalf of P.T. Ferro Construction Company.

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

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS:

- A. Issuance of a Class "D" Liquor License at 2231 W. Jefferson Street
(Council Memo #515-07)

Deputy Liquor Commissioner Dan Campus explained the communication from the Liquor Commissioner regarding the application of MJ & LK Enterprises, Inc. d/b/a Vito & Nicks II for the issuance of a Class "D" Liquor License at 2231 W. Jefferson Street which contained the recommendation that the issuance of this license is in the best interest of the City, and therefore, approval is recommended.

COUNCILMAN BROPHY moved that the recommendation of the Liquor Commissioner be concurred in.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

MAYOR

- A. Proclamation re: Proclaiming May 5, 2007 as "Bookie Magee's Kentucky Derby Day"

COUNCILWOMAN QUILLMAN read a Proclamation issued by MAYOR SCHULTZ recognizing and congratulating Bookie Magee's on their upcoming "Kentucky Derby Day".

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Mr. David Mihelich and Mr. Mike King thanked the Mayor and Council for their recognition.

MAYOR AND COUNCIL COMMENTS:

COUNCILMAN UREMOVIC stated he has gotten a couple of phone calls in regards to a traffic problem on West Marquette and Glenwood Avenue. He said it seems like students from Joliet West High School are parking on Marquette real close to Glenwood Avenue past the "No Parking" signs. He said he has noticed our Police Department has been giving them tickets. He said the individual caller asked if the sign can be moved back a little bit further from the intersection if that would help.

The City Manager said he would talk with the Director of Public Works about that and get something worked out.

COUNCILMAN SHETINA said he would like to comment on the effects of the recent rain that we had. He said he was in several basements on Saturday in some of the areas that we have had problems with before and they weren't affected this time. He said they were concerned and called in but water didn't get into the basements in Caton Crossing.

COUNCILMAN SHETINA said one area affected is draining a whole farm field with respect to a Plainfield development and they were being asked to cap a pipe on both ends and they are drawing about 4" through a pipe through their sub pump. He said they have gone through two sub pumps and they're on their third one now in about 2 weeks. He said so we are draining that field and he would like to see if in fact Neighborhood Improvement Program money could be used to help defray some of the expense of that. He said he thinks it's around \$2,000 for the capping and a couple of sub pumps. He congratulated the staff on their response. He said some of the creeks rose a lot quicker than they thought. He said he also went over and looked at Demmond Street and the water was gone the next day. He said you can see the source of it is the creek coming down from Rosalind south that inundates that area and he thinks that's something that needs to be taken care of by the development that will occur with the Housing Authority.

The City Manager said in terms of the situation at Clearwater Springs, our staff has met with Plainfield staff and he said there is a series of field tiles in the back of this person's home. He said we were able to meet with the farmer and he showed us where the field tiles were and there is a field tile that comes to the back of the property where this person lives. He said that field tile was always active but the water flows to the north and to the north of there they've started a little construction and some of the construction traffic has gone across the area and they believe that they have crushed the outlet for the field tile. He said so where water used to pass out through those field tiles it is now backing up and coming out towards this property owner's home. He said they have asked Plainfield to meet with the developer and to dig up those areas where they think the field tiles have been smashed and to open that up so there is no back pressure towards this person's home. He said we also indicated that we would cap that off for them although that may not be a good permanent solution. He said the permanent solution would be to take the pressure off of that whole system by opening up that field tile system and then eventually connecting it to the storm sewers that they put in.

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The City Manager said on Demmond Street we're going to go in there and we may have to work with the property owners but that property that was in the photo in the newspaper, just to the north of that is owned by the Housing Authority of Joliet. He said just to the east of these people's back yard, that is owned by the City of Joliet. He said what we're going to do is between now and when the Housing Authority builds their detention pond these people are going to have a lake in their backyard that will control that flow, but until then we're going to build a temporary berm that's probably only going to be a couple of feet in height but it will allow that catch basin in the back yard to function. He said when the capacity of that is exceeded, instead of having the flood routing go through these people's yard or home the flood routing will go out onto Hague Court and it will be on the City's streets where the flood routing should be. He said so there will be a temporary situation that will be constructed and then there will be a permanent one constructed this summer when the Housing Authority does their project.

COUNCILMAN SHETINA stated he would ask that when there is a contact between an engineer or anybody from sewer or water that a constant dialogue be held with those folks so that they know there is a point person they can talk to and they have that person's number so they aren't left out in the wind. He said that's important to people.

The City Manager said it is important and it's now a requirement with the Public Works Department that any call that comes in related to drainage will go to Engineer Greg Ruddy. He said Mr. Ruddy will now be responsible for logging in all of those calls and it will be his responsibility to follow up and make sure that there is a permanent solution that is identified for each one of those calls.

The City Manager said on the sanitary sewer side of it that information will go to Public Utilities Director Jim Eggen and he will log those in. He said Mr. Eggen will be responsible for following up on those items. He said we met this morning on all of those items and they have follow up actions to take on all of those. He said he has also asked them to put together a list of all of the drainage problems that we've taken care of in the last 4 or 5 years because it's easy for us to forget what we've taken care of and we don't want homeowners to think that because there are 4 or 5 problems out there that haven't been taken care of that we haven't been doing anything. He said they're going to put that together for the Mayor and Council's information and for dissemination to homeowners' groups and whatnot because we have lots and lots of projects, some not so expensive and some a little more expensive that we've taken care of over the years.

COUNCILMAN SHETINA said that's fine, he appreciates it.

COUNCILMAN LEDESMA said on the same subject, they met on Friday at 402 Navajo and they have the same type of rear yard flooding and staff said they were going to look into it and take some action and he hopes they do. He said the water comes down from the hilly area that he believes belongs to the Park District and it comes down right into their backyard a few feet away from their kitchen.

The City Manager said we need to do some more survey work out there and then we're going to put a swale system behind there to pick up that water. He said now it just sheet flows across the property and comes right into their yard and ends up near this person's garage because there wasn't an adequate swale put between the homes, so we will be working with them.

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COUNCILMAN SHETINA said yesterday they attended a function at St. Pat's church for Father Memenas who was with the City of Joliet as a Police Chaplain as well as a Fire Chaplain for a short time. He said what a wonderful life story this man has and what a warrior he was in his service of God. He said he thinks his story at least bears witness from this City Council and the Mayor's signature thanking him for his service to the City of Joliet. He asked if we could put something together to wish him the best in the future. He said he's not quitting; he's still working at St. Anthony's.

The City Manager said we'll work on a Proclamation or something and maybe invite him to a meeting.

COUNCILMAN SHETINA said that would be great.

COUNCILWOMAN QUILLMAN thanked Brentiana Summers from Hufford Junior High School who invited her to a Holocaust Memorial put on by the 8th grade class at the Joliet Jewish Congregation. She said it was a very moving service with two Holocaust survivors telling their stories. She said the students did a wonderful job.

COUNCILWOMAN QUILLMAN said there is a Police Memorial Mass at St. Mary's Nativity on May 5th at 5:30 p.m. with a ceremony at the Will County Courthouse to follow. She said it is a beautiful ceremony and she invited people to please come to commemorate all our police officers that have fallen in the line of duty.

COUNCILMAN BROPHY said the Museum has an oral history project going on where they put people on video tape and let them tell their stories. He said it may be a good idea to include Father Memenas in that so that his stories would be preserved forever.

COUNCILMAN BROPHY said he wanted to call everyone's attention to the groundbreaking that he attended for "JULIE", the Joint Utility Locating Information for Excavators. He said their location off of Executive Drive here in Joliet serves the entire State of Illinois outside of the City of Chicago for all utility type digs. He said there are dozens and dozens of people working there and there are dozens and dozens of communities that wanted that office. He said there was talk amongst their board about where they might relocate to get bigger space and they decided to stay in Joliet and add onto their building they have here. He said the other day there was a watermain break and the resident called and JULIE was out there within 45 minutes and the City of Joliet was right behind them fixing it so she was very happy with the service from both entities so he wanted to pass that on. He said Mark Frost is their General Manager who invited him out there. He said they are very nice people and we should be grateful they are here and there are a lot of very good jobs there and more to come.

COUNCILMAN BROPHY said he has some friends in the 1000 block of Westminster to add to the list. He said it's one of those cases where when it rains this one house gets the sewage backup in their basement for the entire block. He said he's checked with other neighbors and nobody else has that backup so we can locate the problem and we can put him on the list. He said like Mr. Eggen did for the homeowner on Hosmer Street, we need to find a solution to that because for every rain they have sewage coming back and in 2007 we shouldn't have to live with that. He said it's just one of those that haven't been fixed yet. He also thanked the Director of Public Utilities for the 808 Caton project.

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COUNCILMAN LEDEMSA said a few months ago they cleared up the detention pond by the Park Hill Subdivision. He said they mentioned installing an aerator and he would like to see that go through. He said we did mention installing an aerator like the other detention ponds down on Route 6. He said he thinks they look great and he thinks that neighborhood is well deserved of one.

COUNCILMAN LEDESMA said regarding Heggie Park, he went through it on Sunday and he thinks it's sickening to continue to allow those people to drink and urinate behind the trees and cars. He said we have to put a stop to that. He said this Sunday was very, very bad and he would like the Police Department to talk to the Park District. He said even though there is a sign that says no alcoholic beverages allowed, they continue to do it. He said let's start issuing some tickets and let's clean it up. He said they play soccer there even though it is not a soccer field; it's a park for families. He said if that's the way it's going to be used because we don't have any other soccer fields then OK, but stop the alcohol consumption that's going on in there.

COUNCILMAN LEDESMA said regarding liquor licenses, he hopes District 4 stays the way it is with no more liquor licenses being allowed; we have enough taverns and package liquors. He said with too much alcohol it creates unsafe streets. He said he would appreciate it if the Mayor and Deputy Liquor Commissioners would keep it that way.

COUNCILMAN LEDESMA said this will probably be his last Council meeting and he is very proud to say that from the cotton fields of Texas to the steel mill to the restaurant business, he has ended up sitting here with great people, a great Mayor, City Manager, staff, engineers and a Deputy City Manager who always, always followed up when he called him and he thanked him. He thanked Jim Haller and said it started with Dick Bazzarone and now with Dave Mackley and Alfredo Melesio. He said everybody who works for the City of Joliet is great and has always worked with him and he never had any problems.

COUNCILMAN LEDESMA said we went forward with the projects that were needed in District 4. He said when he was first elected District 4 was in disarray with vacant lots, burnt buildings, gangs and shootings. He said if you go look at it now it has thoroughly changed around. He said there were street improvements starting from the west side to the far east side and the center of his community. He said the businesses that came in including the recent \$2 million project, which even though it was built non-union, was still built on Ohio and Chicago Street. He said you can't beat that. He said there is another one that's just about finished on Collins Street that is about a \$1 million project. He said he is very proud because he came in at a bad time when a lot of development needed to be fixed and with the help and assistance from everybody in the City of Joliet it came forward and we were very successful. He said he's not saying he did it, but the community did it and the City of Joliet did it. He said he is very proud and will walk out with his head high and his cowboy hat on, being from Texas. He thanked the District 4 residents, the staff here, COUNCILMAN BROPHY and his mentor COUNCILMAN SHETINA. He said whenever he had questions he was the person to guide him the right way; he never told him anything wrong and he told him where to go. He thanked COUNCILMAN TURK, COUNCILMAN UREMOVIC and MAYOR SCHULTZ who said his door is always open and he made him wait a couple of minutes but he still walked in. He said it's been a great honor to go from the cotton fields of Texas to the City Chamber, you can't beat that and he wants somebody to beat his record. He said with that being said, thank you very much, it was an honor. He said he will stay in the public's

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eye and continue to work; he won't carry the Councilman badge or sit up here but he will stay active in the community. He said whoever needs any information and wants some help, feel free to call him at his house.

MAYOR SCHULTZ said it was a pleasure working with him.

MAYOR SCHULTZ asked the City Manager when the next meeting was.

The City Manager said the next meeting is scheduled for May 8th which is intended to be a Swearing-In ceremony for all of the Councilmen that have been elected or re-elected. He said there is still a question in District 4 as to who would be officially certified as having won the election. He asked the Corporation Counsel to explain what would happen if there were to be an appeal or recount.

The Corporation Counsel said May 8th is currently the scheduled date for the County Clerk to announce the official results of the Councilmanic races including District 4 and the Mayoral race so we won't know officially under the current schedule until a week from tomorrow who all the official winners are according to the Will County Clerk. He said we have scheduled for May 8th the ceremonial meeting which traditionally is held for each of the elected Councilmen and the Mayor to take their oath of office for the next term. He said we expect sometime by next Tuesday we'll know who received the most votes. He said there are procedures under the Election Code for recounts. He said losing candidates can file a recount petition and there are technical rules that apply to that and the candidates that do that can also seek interim relief from the Will County Circuit Court to request that the City Council not swear in the candidate for a district that is still under judicial review. He said we don't know if that's going to occur and frankly there is only one race which is the 4th District where this could possibly occur based on the media reports on the election results. He said he doesn't know if there is going to be enough of a difference in that race either, but it is possible that we will have a slight delay in the swearing in for the 4th District. He said if that does occur COUNCILMAN LEDESMA will be invited back for another Council meeting because until his successor takes the oath of office, he remains the Councilman for District 4.

COUNCILMAN LEDESMA said it would be an honor to be here.

The Corporation Counsel said it's pretty likely we'll know by May 8th who the County Clerk has certified for all five Councilmanic districts and the Mayor's office and we may know by then whether or not we can proceed with the complete swearing in of all five races plus the Mayor's office.

It was requested that the Council recess to closed session to discuss pending litigation.

ADJOURNMENT

COUNCILMAN BROPHY moved that the Council recess to closed session to discuss pending litigation after which the meeting will be adjourned.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape