

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 6th day of April, A.D. 2009***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Monday, April 6, 2009 at 4:00 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

COUNCILMAN DORRIS delivered the Invocation and led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ 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: DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY.

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

APPROVAL OF MINUTES

COUNCILMAN GIARRANTE moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet, Illinois held on Monday, March 16, 2009 at 3:30 p.m. and of the Regular Meeting held on Tuesday, March 17, 2009 at 6:30 p.m. stand approved as recorded.

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 SCHULTZ.

NAYS: NONE.

EXPRESSION OF APPRECIATION FOR ASSISTANCE IN DEALING WITH EMPRESS FIRE

Fire Chief Joe Formhals stated he wanted to thank the numerous organizations and municipalities that helped with the Empress fire on March 20<sup>th</sup>. He thanked the McDonald's Corporation, Pizzas 4 U, Red Cross, Al's Steak House, the Plainfield Fire Department and the 35 other different departments that assisted with providing water. He thanked several of the emergency management agencies throughout Will County that provided lighting at the scene all night long. He then thanked the Joliet firefighters for a tremendous job.

COUNCILMAN GIARRANTE mentioned the Salvation Army being there too and he said everyone did a great job.

COUNCILMAN BROPHY arrived at the meeting at this point.

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Police Chief Fred Hayes thanked the Fire Chief and the firefighters. He said the police officers worked very closely with the firemen and they were very appreciative of the efforts of the Fire Department.

Chief Hayes also thanked the police officers who volunteered in the Easter Parade yesterday.

The City Manager said members of the Department of Public Works volunteered to change their shifts so they could set up and take down for the parade and he thanked them also.

The City Manager said there is an event being held on Thursday at 10 a.m. at the Empress facility to announce plans for having employees of the Empress, while they're still employed and being paid by the Empress for the next 90 days, volunteer in the community which they have already started. He said Mike Hennessy of United Way has been very actively involved in coordinating their efforts. He said he knows the Mayor will be at the event and all of the City Council will be invited by the Empress to attend.

**COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS**

**A. Baseball**

COUNCILMAN GIARRANTE stated they haven't had a meeting but he assumes all of the prices are the same and asked the City Manager if that is the case.

The City Manager said they had a meeting on Friday afternoon and there were three items that were in question. He said he told them to work on them and bring any changes back. He said we may have a need for a Committee meeting if there is going to be any kind of change in the structure.

**B. City-County Advisory**

COUNCILMAN SHETINA asked the City Manager to report on the meeting he had with the County.

The City Manager said last Friday they invited County Board Chairman Moustis, County Executive Walsh and Chief Judge Kinney to meet with VOA Associates and the City staff and they had an opportunity to present some preliminary ideas on the County facilities. He said part of the project in trying to come up with an update of the redevelopment plan deals with making sure the County facilities are addressed and encouraging the County to keep all of their facilities in downtown Joliet. He said they spent about 2 ½ hours going through the first draft of a plan and they seemed to receive it very well. He said they talked about the staffs continuing to meet privately and work on various details and we are getting much closer to being able to reveal the plans and start getting the various committees at the County structure involved with the decision making process.

COUNCILMAN SHETINA asked when VOA's report is going to be ready.

The City Manager said it will probably be about 3 or 4 more months but the Council will see preliminary reports coming through. He said they talked about that last week and more than likely they will schedule a preliminary review with the Land Use Committee and invite all the members of the Council rather than try

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to do it at a regular Council meeting. He said that will probably happen in the next month or so.

COUNCILMAN BROPHY asked the City Manager if he has minutes from the meeting with the County to share them with the Council so they can be kept up to speed so they know what was talked about.

The City Manager said he can certainly do a meeting summary. He said that's why we'll probably end up having this before a Land Use Committee sooner rather than later so you can see what the preliminary thoughts are.

**MUSEUM UPDATE**

COUNCILMAN BROPHY said he had some comments as liaison to the Joliet Area Historical Museum. He said Director Tony Contos is doing a great job. He said they are keeping an eye on quality and on finances too. He said "Lunch with the Lincolns" in February was a sell out with 250 people and also in February a "Tribute to Reverend Singleton" attracted 350 attendees. He said in March "Midnight at the Museum" attracted about 100 young people who spent the night at the museum, they did a bus tour in cooperation with the Library and had 111 people attend, and the "Collectors Showcase and Antique Sale" attracted 141 attendees. He said the Houbolt Exhibit installation has begun and despite some obstacles the initial pieces are there and are starting to come together real nice. He said in April the "Lincoln Dinner" attracted 44 attendees and the recent "50<sup>th</sup> Anniversary Barbie" event was a complete sell out. He said they also had about 300 visitors over the weekend during the Easter Parade. He congratulated the staff for filling the space with attendees and new visitors.

**C. Land Use**

COUNCILMAN SHETINA said the Land Use Committee will meet at 3:30 p.m. on Wednesday.

**D. Public Service**

COUNCILMAN TURK said the Public Service 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 their approval. He said it should be noted that there are probably 10 different contracts on the agenda where the awarded bid was substantially lower than the engineer's estimate, so it is a good time to bid these projects and get them in the works.

There were no other Committee reports.

**CONSENT AGENDA**

**A. Position Vacancies  
(Council Memo #267-09)**

A communication from the City Manager contained his recommendation that he be authorized to fill a Utility Service Worker position, a Chief Wastewater Plant Operator position, and the necessary positions in order to ensure the proper operations of the Utilities Division. Filling these two positions will create two (2) lower vacancies that will not be filled.

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COUNCILMAN SHETINA asked the City Manager to explain why these are of such exigency that we have to replace them.

The City Manager said we've been upgrading members of our staff to fill the position of Utility Service Worker position and at this point it makes more economic sense for us to go ahead and fill it on a permanent basis. He said it will be filled from within and as we move people up there will be a vacancy at some point in the process that will remain vacant. He said we will not fill that position so we are not adding to our workforce at this point but because of the upgrade cost it certainly makes sense for us to proceed filling that one. He said the second position of Chief Wastewater Plant Operator will become vacant when the current employee who handles that position retires at the end of this month. He said the same reason is there as far as upgrading that position and it makes more sense to put someone in and then we will have a lower position that will not get filled and we will not be increasing our employee complement by having these two positions filled.

COUNCILMAN SHETINA asked if the Utility Service Worker position is responsible for taking and returning calls from the public.

Director of Public Utilities Jim Eggen said this position is one of the key personnel that would go out and respond to customer complaints, water quality issues or just trouble shooting problems at the house.

COUNCILMAN SHETINA asked if that position's number appears on their yellow phone index whereby somebody could call if there is a problem.

Mr. Eggen said no, there are several people in that position and they rotate turns for after hour calls and they are not assigned to a specific area, so a call like that would either come to him or somebody on his staff and then they would assign it to the serviceman that would be best suited for that.

COUNCILMAN SHETINA asked whose primary responsibility is it with respect to fielding the calls after hours and thereby responding to them or sending someone out.

Mr. Eggen said that would be the Utilities Operations Engineer and then if he was not available it would go to the Utilities Administrator. He said the call would typically go to the 24 hour call line that is listed on multiple City sites and the phone book.

COUNCILMAN SHETINA asked if he gets a summary of the calls that come in and how they were responded to on a regular basis.

Mr. Eggen said yes we do.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. Ordinance re: Approving the Preliminary Plat of Cherry Hill Business Park West Subdivision Unit 4 (#P-1-09/Dist. #5)  
(Council Memo #271-09)
2. Ordinance re: Approving the Final Plat of Cherry Hill Business Park West Subdivision Unit 4 (#FP-1-09/Dist. #5)  
(Council Memo #271-09)
3. Ordinance re: Approving the Recording Plat of Cherry Hill Business Park West Subdivision Unit 4 (#RP-1-09/Dist. #5)  
(Council Memo #271-09)

A communication from the City Manager contained a request by the petitioner, Northern Builders, that said items be tabled to the City Council meeting to be held on April 21, 2009 in order to work out a public works issue.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the April 21, 2009 City Council meeting.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

4. AN ORDINANCE Accepting Easements in Association with the Installation of a Yard Drain at 604 E. Palladium Drive was presented and read.  
(Council Memo #272-09)

COUNCILMAN DORRIS moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16459)

5. AN ORDINANCE Approving a Metra Commuter Facility Funding Agreement was presented and read.  
(Council Memo #273-09)  
(ORDINANCE NO. 16460)
6. A RESOLUTION Authorizing the Purchase of 10-12 New Street was presented and read.  
(Council Memo #273-09)  
(RESOLUTION NO. 6249)

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COUNCILMAN SHETINA asked for an explanation.

The City Manager stated this is an item that was discussed previously that deals with the acquisition of the warehouse south of the tracks south of Union Station. He said the City received a grant of \$2.4 million from the Federal Transit Administration a few years ago to be used to acquire the structure, demolish it and develop that area as an expanded commuter parking facility. He said the owner of the property and the City have been negotiating a purchase price and the price of \$1 million has been agreed upon for the property. He said that amount will be paid by the grant funds that we have received and the remaining \$1.4 million will be used for the demolition expense and the redevelopment of the parking lot in conjunction with Metra. He said staff has reviewed the attached agreements and are recommending approval of the acquisition of the property and use of grant funds to purchase the property.

COUNCILMAN GIARRANTE asked what is the size of the property.

The Corporation Counsel said it is around 2 acres.

COUNCILMAN BROPHY asked if we have had any diligence done on cost estimates for demo and redevelopment and all of that.

The Corporation Counsel said we don't yet have a firm estimate on demolition and there may be a need to phase the construction of the lot based on the funding that's available.

COUNCILMAN SHETINA asked if we have an environmental study on it.

The Corporation Counsel said we had a Phase 1 and a Phase 2 study done and the Phase 2 indicates that there was a fuel tank on the property that is no longer there but some of the soils do show that they're contaminated and will have to be removed. He said we're told it's a very modest remediation though.

COUNCILMAN SHETINA asked if we have to do the remediation.

The Corporation Counsel said we'll have to do that with non-Federal grant funds.

COUNCILMAN GIARRANTE asked if we could use the rest of the grant to demolish this and the Corporation Counsel said yes.

COUNCILWOMAN QUILLMAN moved that said Ordinance and Resolution be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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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:  
2807 Arches Court, 2111 Dartmoor Drive and 828 Summit Street.  
(Council Memo #274-09)

COUNCILMAN BROPHY stated it would seem that our demo list might be longer given the economic conditions, and he asked if a shorter list means the repossession banks are doing a good job with maintenance. He said we've had longer demo lists prior to these conditions and it seems to him that this list would be growing.

The City Manager said it is growing. He said an article in yesterday's Tribune stated we are in 2<sup>nd</sup> place in the number of foreclosures in the Chicagoland area, with Aurora ahead of us considerably, but he thinks there were some Plainfield mailing address houses that were included in on the Plainfield count so he thinks we have quite a few others that can be added to that number. He said he has asked the staff to start preparing a plan for dealing with the foreclosures because it is a growing problem and he thinks what we'll end up seeing is an on- going report that will keep track of what houses are in foreclosure, what's happening on a property maintenance basis, what's happening with the water bill, and we will work with the Homeowners Associations, the post office and any agency that can help us out in attacking this problem. He said he thinks we have all seen the houses that are in foreclosure start looking like they're in foreclosure especially if the owners are either gone or they don't care anymore and they just let it run down. He said we need a better way of handling it and he has asked Director of Inspections Dave Mackley and Director of Neighborhood Services Alfredo Melesio to tackle that problem. He said we might be coming back to you with a recommendation for passage of an ordinance that would require banks that are pursuing foreclosures to notify us so we can get these on our list sooner because at this point we're getting it off of services that keep track of foreclosures, but sometimes we're getting it a little later than what we should, so he thinks you'll see some information coming back in the future of handling this in a better way.

COUNCILMAN BROPHY said he has a few ideas he'd like to propose and asked if we could fit it on the Land Use agenda.

COUNCILMAN SHETINA said they have a long agenda.

COUNCILMAN BROPHY said he'll meet with the City Manager and discuss the possibility of requiring them to do a few things plus look at our opportunities for fees in these cases. He said if these things are going to cost us administrative man hours then we have to look at charging these banks for the efforts we go to. He said he also wants to make sure our Inspection Division gets in and looks at life safety i.e. mold that will be flying all over the place. He said we need to address things like that and get it in the ordinance language so if we can strengthen our position for moving these things quicker and give us a little bit of a club to get an ownership contact faster he thinks that ordinance would serve us.

COUNCILMAN SHETINA asked about the article in the Tribune yesterday.

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The City Manager said he thinks they focused on some towns that have the registry type ordinance in place and it's something we probably need to look at. He said we've been doing it by either getting information directly at City Hall or going through services that keep track of foreclosures or even just getting call ins from real estate agents and the Council has even called some in. He said we need a better way of keeping track and forcing the banks that are in the situation of getting these homes back on the market to work with us a little bit better as far as getting compliance.

COUNCILMAN SHETINA asked about the contract we are voting on today and he asked if we could piggyback that contract. He said if we do a lot of it rather than letting it go fallow, if there is a contract and it's pretty attractive can we piggyback those numbers on the contract.

COUNCILMAN BROPHY asked if he was talking about the landscaping and trimming contract.

COUNCILMAN SHETINA said yes.

The City Manager said what's on the agenda today is for dealing with properties already owned by the City. He said we're reluctant to jump in and start providing lawn service and general maintenance service because there is an upfront cost to that and right now he doesn't think we want to be incurring that and there is no guarantee we're going to get our money back through the foreclosure process. He said sometimes liens like that will end up getting discharged and there is usually not enough money in the pot to pay off the first lien holder, the mortgage holder, and then pay subsequent lien holders, so that's why we would rather work with the banks. He said it's in their best interest to try to maintain the property so they could sell it for a little better price. He said for us to go on the property and make improvements is probably a last resort more than anything else.

COUNCILMAN SHETINA said he thinks we ought to keep it as a possibility because if the banks won't respond to it or whoever else has it, rather than having it look like a foreclosed area he thinks we'd be better off cutting the grass. He said keep that in mind, at least look at it for a piggyback if we can.

COUNCILMAN BROPHY said the other thing if you look across the street and you're trying to get your home refinanced and your appraiser is looking at that photo, it really hurts the value. He said that's neighborhood stabilization by avoiding that kind of view. He said if we would either require them to use that better type of closing process, that aluminum or steel process that the one outfit showed us or charge the bank so much per opening to the tune of where it would behoove them to replace that window now instead of throwing a board on it. He said if we charged them \$250.00 per opening that might provide some incentive to get a window in there instead of throwing the board on there. He said some language like that is what he is talking about in that ordinance that he wants to see.

The City Manager said there is no doubt we need to get more aggressive in dealing with this problem; it's a problem that will be with us for a few years and even if the economy turns around we'll still have a lot of these to deal with. He said we'll be bringing something back to the Land Use Committee within a couple of weeks and maybe by then we'll have a better idea on how to handle it.

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COUNCILMAN BROPHY moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16461)

**B. RESOLUTIONS**

1. A RESOLUTION Approving an Agreement with the Illinois Department of Transportation for the Route 52/30/6 (Raynor Avenue – Mayor Art Schultz Drive) Roadway Resurfacing Project was presented and read.  
(Council Memo #278-09)  
(RESOLUTION NO. 6250)
2. A RESOLUTION Approving Funding for the Route 52/30/6 (Raynor Avenue – Mayor Schultz Drive) Roadway Resurfacing Project was presented and read.  
(Council Memo #278-09)  
(RESOLUTION NO. 6251)
3. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$9,200.00 for the Route 52/30/6 Roadway Resurfacing Project was presented and read. (Section No. 09-00417-00-RS)  
(Council Memo #279-09)  
(RESOLUTION NO. 6252)

COUNCILMAN TURK moved that said Resolutions be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

4. A RESOLUTION Approving an Agreement with the Illinois Department of Transportation for Phase I of the Barney Drive over Rock Run Tributary Number Three Improvement Project was presented and read.  
(Council Memo #280-09)

COUNCILMAN SHETINA moved that said Resolution be adopted.

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Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6253)

5. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$5,414.04 for the Phase II Engineering Services for the Essington Road Traffic Signal Interconnect Project was presented and read. (Section No. 05-00395-00-TL)  
(Council Memo #281-09)

COUNCILMAN TURK moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN asked the City Manager for an explanation.

The City Manager stated this is a Professional Services Agreement for Phase II Engineering for the Essington Road Traffic Signal Project. He said the cost is an additional \$5,400.00 for that project and staff is recommending approval paying for the project with MFT money.

COUNCILWOMAN QUILLMAN asked why is it more money.

Director of Public Works Jim Trizna said the City received a grant a couple of years ago to do interconnecting of the traffic signals on Essington from Jefferson north to Hennepin and there was some additional survey work as far as the engineering services and that's what this is for.

COUNCILMAN BROPHY asked if that is related to our proposed expansion of the turn lane on Essington onto Hennepin.

Mr. Trizna said this is independent of that. He said that is a separate project and we're in the process of acquiring right-of-way and easements at this point for Hennepin and Essington. He said we're still shooting for a Fall of 2009 bid opening for that job.

COUNCILMAN SHETINA asked what the function is of the traffic signal interconnect.

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Mr. Trizna stated we're trying to make the signals be interconnected so it'll be comparable to Jefferson Street; if you're traveling north or south on Essington we have it set up so we try to keep the traffic moving and once you get a green light you keep getting green lights and progressing if you're driving the normal speed limit. He said it'll help out the flow of traffic on Essington Road.  
(RESOLUTION NO. 6254)

6. A RESOLUTION Authorizing the Purchase of 326 Margaret Street for the Neighborhood Stabilization Program (NSP) was presented and read.  
(Council Memo #282-09)

COUNCILMAN DORRIS moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6255)

BIDS AND CONTRACTS

A. Award of Contracts

1. Award of Contract for the Theodore's Crossing West Subdivision Public Improvements - 2009  
(Council Memo #287-09)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to P.T. Ferro Construction Co. in the amount of \$289,889.25.

2. Award of Contract for the Hutchins Street/Oakland Avenue/Russell Street Roadway Improvement Project – 2009 Neighborhood Improvement Program  
(Council Memo #288-09)

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 P.T. Ferro Construction Co. in the amount of \$128,199.70.

3. Award of Contract for the Stryker Avenue (Ferris – I-80) Roadway Improvements – 2009 Neighborhood Improvement Program  
(Council Memo #289-09)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to P.T. Ferro Construction Co. in the amount of \$122,909.28.

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4. Award a Price Agreement for the 2009 Street Maintenance Materials Contracts – Aggregate Price Agreement and Bituminous Patching Materials  
(Council Memo #290-09)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Enter into the Aggregate Price Agreement Contract with Lafarge Joliet, Inc. for the following unit prices: (CA-6 - \$8.00); (CA-1 - \$11.50); (3" to 8" - \$30.00); and with Vulcan Materials Co. for the following unit prices: (CA-6 - \$7.36); (CA-1 - \$11.21); (3" to 8" - \$20.70); and 2) Enter into the Bituminous Patching Materials Price Agreement Contract with Gallagher Asphalt Materials in the amount of \$58.00/ton; P.T. Ferro Construction Co. in the amount of \$54.00/ton; and D Construction in the amount of \$46.00/ton.

5. Award of Contract for the Rowell Avenue (Mills Road – 1300' North) Roadway Improvement Project – 2009 Neighborhood Improvement Program  
(Council Memo #291-09)

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 P.T. Ferro Construction Co. in the amount of \$199,146.86.

6. Award of Contract for the 2009 Plant Mix Contract  
(Council Memo #292-09)

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 D Construction Inc. in the amount of \$1,509,028.81.

7. Award a Professional Services Agreement for the Phase I Engineering Services for the Barney Drive over Rock Run Tributary Number Three Improvement Project  
(Council Memo #293-09)

A communication from the City Manager contained his recommendation that the Mayor and City Council award a Professional Services Agreement to Willett, Hofmann & Associates, Inc. in an amount not to exceed \$50,143.67.

8. Authorization to Purchase a Sanitary Sewer Flow Meter  
(Council Memo #294-09)

A report on two proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council take the following actions: 1) Approve an increase to Purchase Order No. 100650 in the amount of \$7,971.00; and 2) Award this contract to Hach Company in the amount of \$8,970.00.

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9. Award of Contract for 2009 Lawn Mowing Services for Public Utilities  
(Council Memo #295-09)

A report on eleven bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to From the Ground Up in the amount of \$47,524.00.

10. Award of Contract for the 2009 Utilities Restoration Program Phase I  
(Council Memo #296-09)

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 P.T. Ferro Construction Co. in the amount of \$95,555.02.

11. Award of Contract for the West Acres Road (Midland-Catherine) Roadway Improvement Project – 2009 Neighborhood Improvement Program  
(Council Memo #297-09)

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 P.T. Ferro Construction Co. in the amount of \$137,565.81.

12. Award of Contract for the Caton Farm Road (IL Route 59 – Caton Ridge Drive) Street Improvements Project – 2009 Neighborhood Improvement Program  
(Council Memo #298-09)

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 Meade Electric Co. in the amount of \$349,580.25.

13. Authorization to Purchase Software License/Support for Electronic Ticket Writers  
(Council Memo #299-09)

A communication from the City Manager contained his recommendation that the Mayor and City Council approve the annual renewal of the software and hardware licenses and customer support for the electronics ticket writers by Cardinal Tracking in the amount of \$6,210.40.

14. Award of Contract for Weed Cutting and Clean Up of City Owned Properties  
(Council Memo #300-09)

A report on eight bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Culpepper's Lawn Works in the amount of \$49,298.00.

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15. Authorization to Purchase and Install Additional Card Readers  
for the Municipal Building  
(Council Memo #301-09)

A communication from the City Manager contained his recommendation that the Mayor and City Council award the contract to Oestreich Sales and Services in the amount of \$14,726.00.

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

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

ABSTAIN: COUNCILMAN DORRIS abstained from voting on Council Memo  
#289-09.

B. Amendments, Change Orders and Payments:

1. Approve Payment for GIS Software License Maintenance  
(Council Memo #306-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment in the amount of \$18,700.00 on behalf of ESRI Inc.

2. Approve Payment for Emergency Sewer Repairs at 1500  
Theodore Street  
(Council Memo #307-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment in the amount of \$10,392.63 on behalf of Len Cox & Sons.

3. Approve Payment for Emergency Water Main Repairs at 554  
Market Street  
(Council Memo #308-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment in the amount of \$6,022.00 on behalf of Austin Tyler Construction.

4. Approve Change Order No. 8 and Payment Request No. 14 for  
the Arbeiter Road Public Works Facility and the Gael Drive Fire  
Maintenance Facility  
(Council Memo #309-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 8 in the amount of \$76,331.08 and Payment Request No. 14 in the amount of \$351,262.17 on behalf of Tri-

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State Enterprises.

5. Approve Amendment No. 1 and Payment Estimate No. 10 and Final for the Phase II Engineering Services for the Essington Road Traffic Signal Interconnect Project  
(Council Memo #310-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 1 in the amount of \$5,414.04 and Payment Estimate No. 10 and Final in the amount of \$10,713.47 on behalf of Gewalt Hamilton Associates Inc.

6. Approve Change Order No. 1 and Payment No. 2 to the Contract for the Arbeiter Road Maintenance Facility Wiring  
(Council Memo #311-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 and Payment No. 2 in the amount of \$1,358.00 on behalf of Allied Electric.

7. Approve Change Order No. 1 and Payment No. 2 to the Contract for the Gael Drive Facility Expansion Wiring  
(Council Memo #312-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 and Payment No. 2 in the amount of \$3,172.50 on behalf of Allied Electric.

8. Approve Change Order No. 3 and Payment No. 3 and Final to the Contract to Update Wiring at City Facilities  
(Council Memo #313-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$1,163.00 and Payment No. 3 and Final in the amount of \$1,135.00 on behalf of Larsen Electric.

9. Approve Change Order No. 2 and Payment Estimate No. 5 for the Snow Removal for Municipal Parking Lots  
(Council Memo #314-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 and Payment Estimate No. 5 in the amount of \$1,985.00 on behalf of Trizzino Construction.

10. Approve Change Order No. 19 for the Municipal Center Phase 2 Remodeling Project  
(Council Memo #315-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 19 in the amount of \$2,662.00 on behalf of R.L. Sohol.

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11. Approve Change Order No. 1 and Payment No. 1 and Final for the Repair of Damaged Fire Vehicle – Unit FD685  
(Council Memo #316-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$245.83 and Payment No. 1 and Final in the amount of \$10,229.88 on behalf of J. Merle Jones.

12. Approve Payments for Emergency Water Main Repairs  
(Council Memo #317-09)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Increase Purchase Order No. 100613 by \$6,563.37 and approve payment of \$7,553.37 to Len Cox and Sons; and 2) Increase Purchase Order No. 100614 by \$6,935.20 and approve payment of \$7,925.20 to Construction by Camco.

13. Approve Change Order No. 1 and Payment Request No. 1 and Final Payment for the 2009 Spoils Hauling Contract  
(Council Memo #318-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$3,749.96 and Payment Request No. 1 and Final in the amount of \$40,254.96 on behalf of G-Three Construction Corp.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Transfer of a Class "I" Liquor License at 242 E. Cass Street  
(Council Memo #323-09)

A communication from the Liquor Commissioner regarding the application of Fiesta Banquets, Inc. (Diana Saucedo) d/b/a Fiesta Banquet Hall for the transfer of a Class "I" Liquor License at 242 E. Cass Street contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

COUNCILMAN TURK moved that the recommendations of the Liquor Commissioner be concurred in.

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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 BROPHY, DORRIS, GIARRANTE and MAYOR SCHULTZ.

NAYS: NONE.

Prior to his vote, COUNCILMAN DORRIS stated since this is a transfer of a liquor license, he will vote aye.

MAYOR AND COUNCIL COMMENTS

MAYOR SCHULTZ wished his wife a Happy Birthday.

COUNCILMAN SHETINA thanked Council Liaison Wenora Farrell for their Council report. He then wished everyone well and good luck tomorrow in the Election.

COUNCILWOMAN QUILLMAN said she wanted to reiterate the comments thanking our Fire Department and especially our Police Department. She said they did a great job and she is really proud of all of them and especially her husband because he volunteered yesterday as well and he never gets any credit.

COUNCILWOMAN QUILLMAN then wished everyone a very Happy Easter and good luck to everyone tomorrow in the Election.

COUNCILWOMAN BARBER wished everyone good luck tomorrow and said she would be rooting for them.

COUNCILMAN BROPHY said he asked Public Works to do a review of a flood situation on the north end of Hosmer. He said some homeowners have flood insurance on their homes that some think they don't need. He said we need a discussion about this because according to the engineer there are 7 or 8 homeowners that would benefit. He said in the past we've done some of this work with public money to benefit those few homeowners. He said we're moving into a phase where maybe we can't afford to do this, so he would like to have that discussion at some point if we can schedule that. He asked the City Manager if he could get Public Works to provide some of the engineering or scientific thoughts behind it and then we need a policy discussion to decide are we going to continue to spend NIP money on these things that benefit a small group with backyard drains and flood studies. He said in this case we have 7 or 8 people who have to carry flood insurance to the tune of about \$1,200 a year that they think they can get rid of now but without the scientific work we can't make the application to FEMA for the Letter of Map Amendment. He asked the City Manager to ask staff to prepare some material and put it on the appropriate agenda and he would like to take part in that and talk about how to move forward. He said we still get a lot of those requests and he thinks those are some of the problems we need to continue fixing.

COUNCILMAN DORRIS sent out his condolences to Bishop Robert Sanders from the All Nations Church who lost his wife this week. He asked the Police Chief if he could provide traffic control at the church for the funeral on Thursday at about 10:30 a.m. to whenever it is needed. He said they have people coming in from all over the country and they're going to need a lot of help.

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COUNCILMAN DORRIS said he looks forward to all three of his colleagues returning on Wednesday and he thinks they're going to do very well.

COUNCILMAN GIARRANTE congratulated the Police Department, Fire Department and the rest of the City employees and those that provided the water at the Empress fire. He said without the water the Firefighters wouldn't have been able to put the fires out.

COUNCILMAN GIARRANTE then wished everyone a Happy Easter and the City Manager a Happy Easter next week.

MAYOR SCHULTZ wished everyone a Happy Easter.

**ADJOURNMENT**

COUNCILMAN GIARRANTE moved that the Council recess at 4:39 p.m. to closed session to discuss personnel, collective bargaining and pending litigation after which the meeting will be adjourned.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

Recorded on Tape