

***Proceedings of the Council of the City of Joliet, Illinois
held on the 16th day of June, A.D. 2009***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, June 16, 2009 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

An Invocation was delivered by Pastor Lonnie Posley, New Canaan Land Christian Church, 225 E. Clinton Street, Joliet, Illinois.

Pastor Posley then 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 DORRIS moved that the minutes of the Special Meeting of the Council of the City of Joliet, Illinois held on Wednesday, May 27, 2009 at 4:00 p.m., of the Pre-Council Meeting held on Monday, June 1, 2009 at 3:30 p.m. and of the Regular Meeting held on Tuesday, June 2, 2009 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

APPOINTMENT OF MAYOR PRO-TEM

COUNCILWOMAN BARBER moved that COUNCILMAN TURK be appointed Mayor Pro-Tem for the period July 1, 2009 thru September 30, 2009.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. 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.

COUNCILMAN TURK said they also discussed Council Memo #533-09 dealing with the Purchase of Water Meter Equipment. He said some materials for the Parkwood Drive Water Tower are also included in that contract which is on schedule and should be operational by July 1st.

B. Finance

COUNCILMAN UREMOVIC asked the Director of Management and Budget to give the report.

Mr. Mihelich stated the Finance Committee scheduled to meet yesterday was postponed so they talked about a few things at the Pre-Council meeting. He said they had a quick review of the 2008 Comprehensive Annual Financial Report which is the annual audit and they also talked briefly about the 2008 Annual Treasurer's Report. He said the only other item they discussed besides their normal items was the retention of the consultant to perform the actuarial analysis for the Firefighters and Police Pension Funds which is something they do every year. He said the rest of the items they will be reviewing at next month's Finance Committee meeting.

There were no other Committee reports.

CONSENT AGENDA

A. Receipt of the 2008 Comprehensive Annual Financial Report
(Council Memo #499-09)

B. 2008 Annual Treasurer's Report
(Council Memo #500-09)

C. Treasurer's Report – April, 2009

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

D. Position Vacancies
(Council Memo #501-09)

A communication from the City Manager contained his recommendation that he be authorized to fill two Wastewater Plant Operator II positions and the necessary positions in order to ensure the proper operations of the Utilities Division.

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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, COUNCILMAN DORRIS and MAYOR SCHULTZ.

NAYS: NONE.

PUBLIC HEARINGS

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

1. Resolution re: Approving an Annexation Agreement for 69.3 Acres for Bronk's Landing Subdivision (#A-111-08/Dist. #1)
(Council Memo #504-09)
2. Ordinance re: Approving the Annexation of 69.3 Acres for Bronk's Landing Subdivision (#A-111-08/Dist. #1)
(Council Memo #504-09)
3. Ordinance re: Approving the Classification of 69.3 Acres for Bronk's Landing Subdivision to B-3 and R-1B Zoning (#A-111-08/Dist. #1)
(Council Memo #504-09)
4. Ordinance re: Approving the Preliminary Plat of Bronk's Landing Subdivision (#P-5-08/Dist. #1)
(Council Memo #504-09)

A communication from the City Manager contained a request by the petitioner that said items be tabled to the City Council meeting to be held on August 18, 2009 in order to finalize outstanding issues with IDOT and the annexation agreement.

COUNCILMAN GIARRANTE moved that said items be tabled to the August 18, 2009 City Council meeting.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

B. Public Hearing re: Annexation of 39.51 Acres South of Route 6 and East of Terry Drive

1. Resolution re: Approving an Annexation Agreement for 39.51 Acres South of Route 6 and East of Terry Drive (#A-90-08/Dist. #3)
(Council Memo #505-09)

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2. Ordinance re: Approving the Annexation of 39.51 Acres South of Route 6 and East of Terry Drive (#A-90-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 39.51 Acres South of Route 6 and East of Terry Drive to I-2 Zoning (#A-90-08/Dist. #3)
(Council Memo #505-09)
- C. Public Hearing re: Annexation of 13.9 Acres South of Route 6 and East of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 13.9 Acres South of Route 6 and East of Terry Drive (#A-91-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 13.9 Acres South of Route 6 and East of Terry Drive (#A-91-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 13.9 Acres South of Route 6 and East of Terry Drive to I-2 Zoning (#A-91-08/Dist. #3)
(Council Memo #505-09)
- D. Public Hearing re: Annexation of 11.88 Acres South of Route 6 and East of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 11.88 Acres South of Route 6 and East of Terry Drive (#A-92-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 11.88 Acres South of Route 6 and East of Terry Drive (#A-92-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 11.88 Acres South of Route 6 and East of Terry Drive to I-2 Zoning (#A-92-08/Dist. #3)
(Council Memo #505-09)
- E. Public Hearing re: Annexation of 36.58 Acres South of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 36.58 Acres South of Terry Drive (#A-93-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 36.58 Acres South of Terry Drive (#A-93-08/Dist. #3)
(Council Memo #505-09)

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3. Ordinance re: Approving the Classification of 36.58 Acres South of Terry Drive to I-2 Zoning (#A-93-08/Dist. #3)
(Council Memo #505-09)
- F. Public Hearing re: Annexation of 14.38 Acres South of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 14.38 Acres South of Terry Drive (#A-94-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 14.38 Acres South of Terry Drive (#A-94-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 14.38 Acres South of Terry Drive to I-2 Zoning (#A-94-08/Dist. #3)
(Council Memo #505-09)
- G. Public Hearing re: Annexation of 23.02 Acres South of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 23.02 Acres South of Terry Drive (#A-95-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 23.02 Acres South of Terry Drive (#A-95-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 23.02 Acres South of Terry Drive to I-2 Zoning (#A-95-08/Dist. #3)
(Council Memo #505-09)
- H. Public Hearing re: Annexation of 11.43 Acres South of Terry Drive
1. Resolution re: Approving an Annexation Agreement for 11.43 Acres South of Terry Drive (#A-96-08/Dist. #3)
(Council Memo #505-09)
 2. Ordinance re: Approving the Annexation of 11.43 Acres South of Terry Drive (#A-96-08/Dist. #3)
(Council Memo #505-09)
 3. Ordinance re: Approving the Classification of 11.43 Acres South of Terry Drive to I-2 Zoning (#A-96-08/Dist. #3)
(Council Memo #505-09)
- I. Public Hearing re: Annexation of 22.31 Acres South of Route 6
1. Resolution re: Approving an Annexation Agreement for 22.31 Acres South of Route 6 (#A-97-08/Dist. #3)
(Council Memo #505-09)

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2. Ordinance re: Approving the Annexation of 22.31 Acres South of Route 6 (#A-97-08/Dist. #3)
(Council Memo #505-09)
3. Ordinance re: Approving the Classification of 22.31 Acres South of Route 6 to I-2 Zoning (#A-97-08/Dist. #3)
(Council Memo #505-09)

A communication from the City Manager contained a request by the petitioner, CenterPoint Joliet LLC, that said items be tabled to the City Council meeting to be held on September 15, 2009.

COUNCILMAN DORRIS moved that said items be tabled to the September 15, 2009 City Council meeting.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

J. Public Hearing re: Annexation of 1013 Ridgewood Avenue

1. A RESOLUTION Approving an Annexation Agreement for 1013 Ridgewood Avenue as recommended by the Plan Commission was presented and read. (#A-3-09/Dist. #4)
(Council Memo #506-08)
(RESOLUTION NO. 6271)
2. AN ORDINANCE Approving the Annexation of 1013 Ridgewood Avenue as recommended by the Plan Commission was presented and read. (#A-3-09/Dist. #4)
(Council Memo #506-08)
(ORDINANCE NO. 16480)
3. AN ORDINANCE Approving the Classification of 1013 Ridgewood Avenue to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-3-09/Dist. #4)
(Council Memo #506-08)
(ORDINANCE NO. 16481)

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

Mr. Arturo Paramo of 1013 Ridgewood Avenue said they would like to be incorporated into the City of Joliet.

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

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COUNCILMAN DORRIS moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

K. Public Hearing re: Annexation of 75.63 Acres at the Southwest Corner of Millsdale and Vetter Roads

1. Resolution re: Approving an Annexation Agreement for 75.63 Acres at the Southwest Corner of Millsdale and Vetter Roads (#A-4-09/Dist. #4)
(Council Memo #507-09)
2. Ordinance re: Approving the Annexation of 75.63 Acres at the Southwest Corner of Millsdale and Vetter Roads (#A-4-09/Dist. #4)
(Council Memo #507-09)
3. Ordinance re: Approving the Classification of 75.63 Acres at the Southwest Corner of Millsdale and Vetter Roads to I-2 Zoning (#A-4-09/Dist. #4)
(Council Memo #507-09)
4. Ordinance re: Approving the Preliminary Plat of Stepan Industrial Park (#P-3-09/Dist. #4)
(Council Memo #507-09)

The City Clerk advised that the petitioner has requested that these items be tabled to the City Council meeting to be held on July 7, 2009.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the July 7, 2009 City Council meeting.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked the City Manager if there was any resolution or update on the Baseline Road extension.

The City Manager said that is still being worked on and is in the hands of the Federal government. He said we have been supplying them and CenterPoint with a lot of information and cooperating the best we can. He said we still remain in favor of extending Baseline Road to connect with Vetter.

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APPROVAL OF REGULAR CURRENT BILLS

A. Treasurer's Disbursements – May, 2009 - \$27,485,105.31

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

B. Regular Claims – May, 2009 - \$3,373,883.68

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

C. Regular Payroll – May 2 – May 15, 2009 - \$3,175,792.12
(Council Memo #508-09)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period May 2, 2009 through May 15, 2009 including a 2009 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

D. Regular Payroll – May 16 – May 29, 2009 - \$3,065,063.17
(Council Memo #509-09)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period May 16, 2009 through May 29, 2009 including a 2009 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

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

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

MAYOR SCHULTZ moved the Proclamation up on the agenda at this time.

A. Proclamation re: Recognizing Robert Kelly for his 50 Years of Service as a Stagehand

COUNCILWOMAN QUILLMAN read a Proclamation issued by MAYOR SCHULTZ recognizing Robert Kelly on his 50th Anniversary as a member of Stagehand Local 124 of the International Alliance of Theatrical Stage Employees and Moving Picture Operators and his service at the Rialto Theater.

Mr. Kelly thanked the Mayor and Council for their recognition.

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ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving the Preliminary Plat of Durec's Subdivision as recommended by the Plan Commission was presented and read. (#P-4-09/Dist. #1)
(Council Memo #510-09)
(ORDINANCE NO. 16482)
2. AN ORDINANCE Approving the Recording Plat of Durec's Subdivision as recommended by the Administration was presented and read. (#RP-3-09/Dist. #1)
(Council Memo #510-09)
(ORDINANCE NO. 16483)

COUNCILMAN SHETINA moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

3. Ordinance re: Approving the Preliminary Plat of Pucel's Resubdivision (#P-5-09/Dist. #2)
(Council Memo #511-09)
4. Ordinance re: Approving the Final Plat of Pucel's Resubdivision (#FP-3-09/Dist. #2)
(Council Memo #511-09)

The City Clerk noted that these items were tabled to July 7, 2009 at the Pre-Council meeting yesterday.

5. Ordinance re: Approving the Reclassification of 406 N. Nicholson Street from R-2 (single-family residential) to R-3 (one and two-family residential) Zoning (#Z-15-08/Dist. #5)
(Council Memo #512-09)

A communication from the City Manager contained a recommendation by both the Plan Commission and the Administration that the petition be denied.

COUNCILMAN DORRIS moved that said petition be denied.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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Prior to his vote, COUNCILMAN GIARRANTE said he asked yesterday about some of the violations and was told that they had problems getting a building permit, but he is looking at some of the violations listed in the memo and they don't need a building permit to fix them. He said there's about 40 of them here and they haven't been repaired.

6. AN ORDINANCE Approving a Special Use Permit to Allow a Child Day Care Center in an Existing Structure of the Joliet Township High School District Administration Building Located at 300 Caterpillar Drive as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the maximum capacity of the facility not exceed 75 children; 2) That the site be developed in accordance with the site plan; 3) That if the required conditions are not met, the matter shall be scheduled for an administrative review hearing with possible revocation of the Special Use Permit; and 4) Should the property be declared a public nuisance, the petition will be scheduled for review by the Zoning Board of Appeals with possible revocation of the Special Use Permit. (#2009-19/Dist. #3)
(Council Memo #513-09)

COUNCILMAN TURK moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN UREMOVIC asked if this is located on the northeast corner or the northwest corner.

The City Manager said it is located at the northeast corner of McDonough and Caterpillar in the old Herald News building that the school district purchased. He said most of the building will be used for school district administrative offices and a portion of it will be used for the day care center. He said the drop off point will be on the north side of the building in the parking lot area, children will be required to be walked in by the parents and there will be a play area on the south side of the building which will be enclosed with a fence.

COUNCILMAN UREMOVIC said so there is no new construction.

The City Manager said no, this is within the parameters of the existing building. He said he went through it a couple of weeks ago and they are doing major reconstruction with five new classrooms and an eating area. He said it's a very nice operation.

(ORDINANCE NO. 16484)

7. AN ORDINANCE Approving a Special Use Permit to Allow a Private Vehicle Service and Repair Facility in an Existing Commercial Structure Located at 557 N. Scott Street as

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recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That no inoperable vehicles be allowed to be stored outside the building; 2) That business hours will not be expanded from 6 a.m. to 6 p.m.; 3) That the Administration review the operation and report to the City Council the findings after one year of operation; 4) That the Special Use Permit granted shall herein terminate and lapse unless a building permit or certificate of occupancy is obtained not later than 180 days of the effective date of this ordinance and the erection or alteration of a building is started or the use is commenced within such period; 5) Should the property be declared a public nuisance, it shall be subject to a rehearing and a possible revocation of the Special Use Permit. (#2009-22/Dist. #5)

(Council Memo #514-09)

COUNCILMAN DORRIS moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: COUNCILMAN UREMOVIC.

Prior to his vote, COUNCILMAN UREMOVIC asked what would happen with the one year review if things don't work out the way they are supposed to.

The City Manager said at that point we will bring it back to the Council with a request to revoke the Special Use Permit.

COUNCILMAN UREMOVIC asked if legally they can challenge this if the Council votes no on this continuation.

The City Manager said if we denied the Special Use Permit this evening he is sure the owner would consider a challenge to the City Council's decision. He said if it is denied we would then make a record as to the reason for the denial so it is clear why the Council is denying it.

COUNCILMAN UREMOVIC asked if this fits with the Downtown Plan.

The City Manager said we are recommending approval of this because this property has been used for an auto repair use in the past; it had Lingle Glass in it and that business operated successfully there for many years. He said the north end of the Downtown Plan will call for private enterprise and lots of small private businesses and we believe we have enough limitations on this particular operation to make sure it does not affect our ability to market the remainder of downtown.

COUNCILMAN UREMOVIC said this is also going to include semi-truck repair.

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The City Manager said this operation will do mobile vehicle repair service and most of the repair work is done off-site and not at the facility itself. He said if a truck breaks down a call is made to this business and a crew will be dispatched to go out to repair the truck at the site where it is broken down and it is not brought back to this facility. He said this is basically a home base.

Director of Community and Economic Development James Haller said the only other thing that staff took into consideration is that this was a commercial venture that did have auto repair in the past. He said the buildings take up almost all of the lot, to the north is a public alley that people can't even park in and to the south is other buildings. He said the alley goes all the way through to Chicago Street and this particular operation has no place to park except for a very small area right outside the garage door with on-street public parking in front of it. He said when we toured the facility we asked where they would park disabled vehicles and they said the only place to put them is indoors. He said the whole operation will totally be indoors within that building with nothing outside because there is no outside.

COUNCILMAN UREMOVIC said once again this document says the use includes semi-truck repairs to be done on-site.

Mr. Haller said he does that on a mobile basis. He said a truck from time to time might come in to get parts but he does the repair of vehicles on the highway.

COUNCILMAN UREMOVIC then voted no. He said he doesn't think it's the best use at this time for this facility.

(ORDINANCE NO. 16485)

8. AN ORDINANCE Approving a Variation of Use to Allow the Continuation of an Auto Repair Facility Located at 1311 Collins Street as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) The structures (main building and accessory garage) may not be expanded; 2) Should the property be declared a public nuisance, the matter shall be scheduled for administrative hearing and possible revocation of the Variation of Use; 3) Outdoor storage of disabled vehicles shall not be permitted at the site; 4) Serviced vehicles may not be stored in excess of 3 days at the subject site; and 5) Should the petitioner fail to meet the required conditions, the matter shall be scheduled for administrative review and possible revocation of the Variation of Use. (#2009-23/Dist. #4)

(Council Memo #515-09)

COUNCILMAN GIARRANTE moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

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Prior to her vote, COUNCILWOMAN QUILLMAN asked if we could do a one year review for this one as well.

The City Manager said we could.

COUNCILWOMAN QUILLMAN said she thought it was standard that we put that in these zoning cases.

The City Manager said we do them on a case by case basis.

Mr. Haller said historically we don't do a one year review unless it's something that's real onerous and controversial and sometimes we'll do a 3 year review. He said we always have the ability that should it ever be declared a public nuisance we can remand it back to the Zoning Board of Appeals for another public hearing and bring it back to the Council for a revocation.

COUNCILWOMAN QUILLMAN said for these particular businesses, wouldn't a one year review keep them on their toes and keep us informed so we wouldn't have to go through that whole process.

Mr. Haller stated this one was a little bit different also because the operator has been in this property for more than 4 years unbeknownst to any of us that he didn't have the proper zoning to operate this auto repair facility. He said this property has been occupied as an auto repair for probably 50 years or more. He said we're familiar with him because we've been giving him business licenses to do auto repair for the last 4 years.

(ORDINANCE NO. 16486)

9. AN ORDINANCE Accepting Easements in Association with the Installation of the Westport/Jeffrey Yard Drains and Storm Sewer was presented and read.
(Council Memo #516-09)

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16487)

B. RESOLUTIONS

1. A RESOLUTION Recognizing the Neighborhood Watch Group of the Southside Neighborhood Organization was presented and read.
(Council Memo #520-09)

COUNCILMAN TURK moved that said Resolution be adopted.

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Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6272)

2. A RESOLUTION Authorizing the Execution of a Consortium Agreement for the Chicago Regional Application for Neighborhood Stabilization Program Funds was presented and read.

(Council Memo #521-09)

(RESOLUTION NO. 6273)

3. A RESOLUTION Authorizing the Purchase and Conveyance of 1112 Nowell Avenue for the Neighborhood Stabilization Program (NSP) was presented and read.

(Council Memo #522-09)

(RESOLUTION NO. 6274)

COUNCILMAN DORRIS moved that said Resolutions be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

4. A RESOLUTION Approving an Agreement with Metra for a New 46 Space Commuter Parking Facility on East Washington Street and an Agreement Consolidating Existing Operating Agreements for Metra Commuter Parking Facilities was presented and read.

(Council Memo #523-09)

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6275)

5. A RESOLUTION Urging the U.S. Congress to Appropriate Funds to Recover the Fallen Marines Killed in the Battle of Tarawa During World War II was presented and read.

(Council Memo #524-09)

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Mr. Deno Zazzetti of 1705 N. Hickory Street in Crest Hill said he is hoping that the Mayor and City Council pass this Resolution to appropriate funds to recover the fallen Marines including his brother. He said he is working with a group out of Florida called History Flight to recover the remains of the missing Marines. He said they would like to get the word out and for someone in Washington to hear them so they could fund this project.

COUNCILWOMAN QUILLMAN asked if he had contacted Congresswoman Debbie Halvorson and Mr. Zazzetti said they have contacted many people. She said she thinks Congresswoman Halvorson would be interested in this and said she will give her a copy of this Resolution.

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6276)

BIDS AND CONTRACTS

A. Award of Contracts

1. Award of Contract for the Westport/Jeffrey Yard Drains – 2009 Neighborhood Improvement Program
(Council Memo #528-09)

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 Len Cox & Sons in the amount of \$25,927.50.

2. Authorization to Approve Installation of Electrical Conduits at Laraway Road Elevated Tank Site
(Council Memo #529-09)

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 Fox Electrical in the amount of \$5,700.00.

3. Award of Contract for the Mason Avenue/Meadow Wood Drive/Westport Drive Conduit Installation for Streetlight Improvements – 2009 Neighborhood Improvement Program
(Council Memo #530-09)

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 Utility Dynamics in the amount of \$9,980.00.

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4. Award of Contract for the Illinois Route 59 (North of Country Glen Court to South of DuPage River Bridge) Roadway Lighting Project – Underground Work Only
(Council Memo #531-09)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Walsh Construction in the amount of \$391,789.00.

5. Authorization to Purchase Water Meter Equipment
(Council Memo #533-09)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to H & D Waterworks in the amount of \$93,535.00.

6. Authorization to Purchase Computers for the Police Department
(Council Memo #534-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 7 OptiPlex 760 desktop computers from Dell at a cost of \$6,484.00 and 7 Microsoft Office Professional Plus 2007 Licenses from CDW-G at a cost of \$2,109.38.

7. Authorization to Enter into a Maintenance Agreement for Closed Circuit Television Cameras, Hirsch Door Security System and Fire Alarm System
(Council Memo #535-09)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Thompson Electronics in the amount of \$11,050.00 for the period June 10, 2009 thru June 10, 2010.

8. Authorization to Retain Consultant to Perform Actuarial Analysis for the Firefighters and Police Pension Funds
(Council Memo #536-09)

A communication from the City Manager contained his recommendation that the Mayor and Council retain Gabriel, Roeder, Smith & Co. (GRS) for a fee not to exceed \$15,600.00 to perform a valuation of each plan for the period beginning January 1, 2009, and that the Administration be authorized to contract for the alternative valuations as contained in the Council Memo for each pension fund as needed.

9. Award of Professional Services Contract with Ceridian for a Human Resources/Payroll System
(Council Memo #537-09)

This item was approved at the Pre-Council meeting yesterday.

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10. Award of Contract for Professional and Consulting Services for the Joliet Regional Multimodal Transportation Center Facility Plan
(Council Memo #538-09)

A report on nine proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to VOA Associates, Inc. in an amount not to exceed \$125,000.00.

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

NAYS: NONE.

B. Amendments, Change Orders and Payments:

1. Approve Change Order No. 1 and Pay Estimate No. 1 for the Rowell Avenue (Mills Road – 1300' North) Roadway Improvement Project – 2009 Neighborhood Improvement Program
(Council Memo #543-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$4,125.00 and Pay Estimate No. 1 in the amount of \$50,869.04 on behalf of P.T. Ferro Construction Co.

2. Approve Change Order No. 8 for the Eastside Wastewater Treatment Plant Digester Improvements Construction Project
(Council Memo #544-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 8 in the amount of \$49,359.00 on behalf of Williams Brothers Construction.

3. Approve Payment No. 11 and Final for the Westside Wastewater Treatment Plant Blower Upgrade Construction Project
(Council Memo #545-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 11 and Final in the amount of \$42,204.82 on behalf of Williams Brothers Construction.

4. Approve Change Order No. 9 and Payment No. 20 for the Cofiltration HMO Water Treatment Equipment Procurement Project
(Council Memo #546-09)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 9, a deduction in the amount of \$2,626.05 and Payment No. 20 in the amount of \$207,677.47 with a reduced retainage of \$175,303.48 on behalf of Layne Western.

5. Approve Change Order No. 1 and Payment No. 2 for the West Acres Road (Midland – Catherine) Roadway Improvement Project – 2009 Neighborhood Improvement Program
(Council Memo #547-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$40,842.78 and Payment No. 2 in the amount of \$128,279.02 on behalf of P.T. Ferro Construction Co.

6. Approve Change Order No. 1 for the Hutchins Street/Oakland Avenue/Russell Street Roadway Improvements Project – 2009 Neighborhood Improvement Program
(Council Memo #548-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$864.74 on behalf of P.T. Ferro Construction Co.

7. Approve Change Order No. 1 for the 2009 Sidewalk/Curb Replacement Project – 2009 Neighborhood Improvement Program
(Council Memo #549-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$7,702.00 on behalf of M & A Cement Works.

8. Approve Change Order No. 5 and Payment Estimate No. 8 and Final for the Well 22D to Well 10D Raw Water Transmission Main Construction Project
(Council Memo #550-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5, a deduction in the amount of \$70,927.00 and Payment Estimate No. 8 and Final in the amount of \$41,837.77 on behalf of Len Cox & Sons.

9. Approve Change Order No. 3 and Payment Estimate No. 4 and Final for the IL Route 59 Water Main Project - 2008
(Council Memo #551-09)

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 \$41,182.65 and Payment Estimate No. 4 and Final in the amount of \$13,040.90 on behalf of L A Sites, Inc.

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10. Approve Amendment No. 3 to the Rock Run Interceptor Capacity Study Engineering Services Agreement
(Council Memo #552-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 3 in the amount of \$618,195.00 on behalf of Clark Dietz, Inc.

11. Approve Change Order No. 5 for the Contract for the Weed Cutting and Clean-Up of City Owned Properties
(Council Memo #553-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 5 in the amount of \$740.00 on behalf of Culpeppers Lawn Works.

12. Approve Change Order No. 2 to the Contract for Network/Phone Infrastructure Maintenance for the Master Communication System
(Council Memo #554-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, an addition of \$268.51 per month to the contract with Sentinel Technologies.

13. Approve Change Order No. 2 for the Monthly Maintenance Agreement for Wireless Network Maintenance
(Council Memo #555-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, an addition of \$434.50 per month to the contract with Sentinel Technologies.

14. Approve Change Order No. 20 for the Municipal Center Phase 2 Remodeling Project
(Council Memo #556-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 20 in the amount of \$3,624.00 on behalf of R.L. Sohol.

15. Approve Payment Estimate No. 2 for the Well 10D Rehabilitation Project – 2009
(Council Memo #557-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Estimate No. 2 in the amount of \$64,635.30 on behalf of Water Well Solutions Service Group.

16. Approve Change Order No. 3 and Payment Estimate No. 3 and Final for the 2007 Sidewalk/Curb Replacement Project – 2007 Neighborhood Improvement Program
(Council Memo #558-09)

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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 \$5,959.79 and Payment Estimate No. 3 and Final in the amount of \$1,736.59 on behalf of M & A Cement Works.

17. Approve Payment of the 2009 Wastewater Discharge NPDES Permit Fees
(Council Memo #559-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$137,500.00 on behalf of the Illinois EPA.

18. Approve Payment Estimate No. 6 for the Asset Management and Work Order Software for the Public Utilities Department
(Council Memo #560-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment Estimate No. 6 in the amount of \$16,435.00 on behalf of Trimble Navigation.

19. Approve Change Order No. 1 for the Joliet City Center Development Plan
(Council Memo #561-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$17,575.00 on behalf of VOA Associates, Inc.

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

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

MAYOR

- A. Proclamation re: Recognizing Robert Kelly for his 50 Years of Service as a Stagehand

This item was presented earlier in the meeting.

MAYOR AND COUNCIL COMMENTS

COUNCILMAN UREMOVIC stated on behalf of the Joliet Junior College Scholarship Committee he would like to present a \$1,000 check to Mayor Schultz and the City of Joliet for use by any student from Joliet West or Joliet Central to attend Joliet Junior College.

COUNCILMAN TURK wished COUNCILMAN SHETINA and his wife Sue a Happy 50th Wedding Anniversary.

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COUNCILMAN SHETINA asked about the rain event we are having today and asked Director of Public Works Jim Trizna if he has gotten any calls yet on flooding.

Mr. Trizna stated this rain is mainly on the west side but not too far west. He said Picardy Subdivision had 4 inches this afternoon and at 5 p.m. they had 2.8 inches near Pershing Grade School, but far west they only had 2 inches which is substantially less. He said east of the river we didn't get as much rain.

COUNCILMAN DORRIS said from about 5:15 p.m. to 6:15 p.m. it just poured and all of the drainage ditches are full.

Mr. Trizna said we got a lot of rain in about 2 hours and there were issues on Essington Road but it is receding pretty quickly.

COUNCILMAN SHETINA said across from City Hall there is a huge hole where all of the gravel was washed out.

The City Manager said we do have some intersections that are closed and he asked Deputy Police Chief Pat Kerr to give a brief report.

Deputy Kerr said we have 4 intersections barricaded at this time: Glenwood and Hammes, Black and Infantry, McDonough and Mission and Jefferson and Hammes. He said we have 8 intersections that are flooded including Infantry and Douglas, Essington and Ingalls, McDonough and Mission, West Acres and Springfield, Theodore and Gaylord, Madison and Glenwood and Plainfield and Ingalls. He said we're keeping an eye on them.

COUNCILMAN SHETINA asked what kind of an action plan do we have; there's no question it's serious.

The City Manager said Mr. Trizna has already talked to Roadway Engineer Mike Eulitz to make sure we have street crews ready to go and the Police Department is on top of it and the Fire Department is ready to respond to any calls.

COUNCILMAN SHETINA then mentioned a letter he received from Debbie Ortiz in the Cumberland Subdivision with respect to some flowers in the medians. He asked staff to look at that and he said the residents are happy to work with us.

COUNCILWOMAN QUILLMAN said she attended the International Association of Firefighters Boot Camp for the Muscular Dystrophy Association. She said they are planning strategies to "Fill the Boot" which will be held in August. She asked everyone to give freely because they do a great job not only for Muscular Dystrophy but also ALS.

COUNCILWOMAN QUILLMAN said she also attended a luncheon at Harrah's with the City Manager and staff regarding the Autobahn and she asked the City Manager to explain.

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The City Manager said Harrah's has partnered with the Autobahn to have Harrah's sponsor Mazda races that will take place at the Autobahn on July 24th thru the 27th. He said they are national races and there will be events at Harrah's in the evenings. He said it is being billed as the 1st Inaugural Race so we're counting on this being very successful this year and bringing more race fan enthusiasts to Joliet in the coming years.

COUNCILWOMAN QUILLMAN then wished everyone a happy and safe 4th of July and Happy Birthday to the Mayor.

ADJOURNMENT

COUNCILMAN DORRIS moved that the Council adjourn at 7:07 p.m.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape