

***Proceedings of the Council of the City of Joliet, Illinois
held on the 5th day of June, A.D. 2007***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, June 5, 2007 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Father Peter Jankowski, St. Patrick's Church, 7010 W. Marion Street, Joliet, Illinois.

Father Jankowski then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 4 COUNCILWOMAN SUSIE A. BARBER, DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, 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: NONE.

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

APPROVAL OF MINUTES

COUNCILMAN BROPHY moved that the minutes of the Special Meeting of the Council of the City of Joliet, Illinois held on Tuesday, May 8, 2007 at 6:30 p.m., of the Pre-Council Meeting held on Monday, May 14, 2007 at 3:30 p.m. and of the Regular Meeting held on Tuesday, May 15, 2007 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS

A. Finance

COUNCILMAN UREMOVIC stated a special meeting of the Committee was conducted yesterday afternoon and they reviewed the proposed plans for a 325 acre development at I-55 and I-80. He said the staff offered real good information to the Committee and it was reviewed with many questions and concerns. He said additional information in regards to expenses and projected revenues will be given to the Committee and full Council and after that time, a decision will be made.

COUNCILMAN UREMOVIC said they also reviewed the position and duties of the Cable Television Coordinator and its purpose. He said it will be reporting to the new Communications and Information Systems Committee. He said there was also a discussion and review of the cable franchise agreement and House

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Bill 1500 that is in Springfield right now being discussed. He said it seems to be moving forward and will be a real positive bill for both municipalities and the State and for cable competition for the consumers.

COUNCILMAN SHETINA stated as an attendee of the Committee meeting, he is asking that the Cable Television Coordinator position be pulled for now until they can look at the duties that are presented with it. He said he would like to take a look at that.

The City Manager said they will hold it for now.

COUNCILMAN UREMOVIC said there was a request for up to a \$5,000 grant to Crimestoppers which was unanimously recommended by the Committee.

COUNCILWOMAN QUILLMAN said it's for information leading to the arrest and conviction of the person or persons responsible for the murder of 14 year old Haqikah H. Suggs last week.

COUNCILMAN GIARRANTE moved that up to a \$5,000 contribution be made to Crimestoppers for information leading to the arrest and conviction of the person or persons responsible for the murder of Haqikah H. Suggs.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

MAYOR SCHULTZ asked if there were any suspects as of this date and time.

The Police Chief said they have no people of interest yet in the investigation.

B. Land Use

COUNCILMAN SHETINA stated they have a meeting set for Thursday at 3:00 p.m. and have several items on the agenda. He said COUNCILWOMAN BARBER will be taking the place of Alex Ledesma and he welcomed her on board.

C. Public Safety

COUNCILMAN GIARRANTE stated they met on Monday afternoon and discussed a problem with fireworks at the Route 66 Dragstrip. He said they had some sort of activities that went on late and the fireworks didn't go off until 11 p.m. and some of the people in the neighborhood had complained. He said they asked the Fire Chief to write some standards that if they are going to have fireworks and for some reason the events go on too late, that they tone them down a little bit.

COUNCILMAN GIARRANTE said they also discussed some floor repairs at Station No. 8 and received an update on some repairs for Station No. 10.

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COUNCILMAN GIARRANTE said the Police Chief is asking for some computer software for internal affairs and investigations and the money is in the budget for it. He said they are going to barcode property and evidence control. He said they will know through computers where everything is at and that is also in the budget and was recommended.

D. 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.

COUNCILMAN TURK said the City Manager and Planning Director were also in attendance along with representatives from O & S Holdings, the developer of the proposed development at I-55 and I-80. He said the developers were very complimentary of the appearance and potential of the City to support the mall and were very impressed with staff and the way the City operates. He said he thought the presentation was very impressive, and is a high quality project; and if everything falls in line, they would like to be open with Phase 1 in either late 2009 or early 2010. He said he thinks COUNCILWOMAN BARBER and COUNCILMAN GIARRANTE were also impressed with the quality of the project and their positive opinions on the City of Joliet and he asked if they or the City Manager had anything to add.

COUNCILMAN GIARRANTE said the individuals flew the proposed occupants of this shopping center in and they were reluctant to come to Joliet, but once they got here they were really impressed with the City and are looking forward to moving into this new mall.

COUNCILWOMAN BARBER said they seemed to be very excited about doing the job here and it was a very good meeting.

COUNCILMAN TURK said they are very interested in the appearance of the mall area as you come in off of I-80 and I-55. He said it will be very high quality and something that people will want to drive to just to see the atmosphere of it and there will be a lot of mixed stores and high end types of retailers.

COUNCILMAN GIARRANTE said it's not going to be an enclosed mall; it's going to be a lifestyle mall where you just walk down the street and shop. He said they are also talking about some condos and office space. He asked the City Manager if it was a billion dollar project.

The City Manager said it's a billion dollar to a billion and a half dollar project.

COUNCILMAN TURK said the indoor mall is a thing of the past. He said these guys travel the whole country and currently there are only two malls under development that are indoor malls; everything else that is going in are these lifestyle outdoor malls. He said it was a very upbeat meeting.

There were no other Committee reports.

CONSENT AGENDA

- A. Position Vacancies
(Council Memo #581-07)

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A communication from the City Manager contained his recommendation that he be authorized to fill the positions of Fire Chief, Sales and Marketing Specialist, Equipment Operator II, Police Aide and any subsequent vacancies directly related to these positions.

COUNCILMAN SHETINA asked if we could pull the Sales and Marketing Specialist position vacancy with the Visitors Bureau. He said he wanted to discuss the possibility that only a part-time person is needed for this position.

The Sales and Marketing Specialist position vacancy was pulled from the Council Memo.

**B. Request for City Match of Funds Raised for the American Red Cross
(Council Memo #583-07)**

A communication from the City Manager contained his recommendation that the Mayor and Council provide a corporate match for funds raised by City employees during a tag day they conducted on May 26, 2007 to benefit the Red Cross in the amount of \$3,786.08, for a total donation of \$7,572.16.

Later in the meeting, Mr. John Hines from the American Red Cross thanked the Mayor and Council for another year of matching the funds from the drive that was held on a very rainy Saturday by the employees of Joliet. He said he wanted to thank those folks for going out and collecting this money and the Mayor and Council for approving the matching funds.

**C. Approve Modifications to the 2007 Districts 1, 2 and 3
Neighborhood Improvement Program
(Council Memo #584-07)**

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve modifications to the District 1 NIP by adding the Caton Crossing Subdivision Drainage Improvements (Sanborn Storm Sewer/Chapman Court Yard Drainage) in the amount of \$60,000.00; 2) Approve modifications to the District 2 NIP by adding the 808 Caton Avenue Rear Yard Drainage (\$16,398); Wildflower Ridge Subdivision Additional Sign Funding (\$16,000); Wildflower Ridge Subdivision Drainage (\$34,348); 500 Lavinia Lane Sod Repair (\$1,500); 1219 Mayfield Rear Yard Drainage (\$12,000); 1313 Richmond Rear Yard Drainage (\$15,000); and 3) Approve modifications to the District 3 NIP by adding the Plainfield South High School Storm Water Detention Basin Improvements additional funding (\$18,103); the City's share of the Timberline (Green Meadow-Timberline Court) Resurfacing Project (\$35,000).

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

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

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PUBLIC HEARINGS

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

1. Resolution re: Amending the Annexation Agreement for Laraway Crossings Business Park (#A-6-07/Dist. #5)
(Council Memo #588-07)
2. Ordinance re: Approving the Revised Preliminary Plat of Laraway Crossings Business Park Subdivision (#P-3-07/Dist. #5)
(Council Memo #588-07)
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 #588-07)
4. Ordinance re: Approving the Final Plat of Laraway Crossings Business Park Unit 13 Subdivision (#FP-4-07/Dist. #5)
(Council Memo #588-07)
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 #588-07)
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 #588-07)
7. Ordinance re: Approving the Recording Plat of Laraway Crossings Business Park Unit 13 Subdivision (#RP-9-07/Dist. #5)
(Council Memo #588-07)

A communication from the City Manager contained a recommendation that these items be tabled to the June 19, 2007 City Council meeting due to outstanding roadway improvements on Laraway Road.

B. Public Hearing re: Annexation of 144.64 Acres Located at the Southeast Corner of Chicago and McKanna Roads

1. Resolution re: Approving the Annexation Agreement for 144.64 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #589-07)
2. Ordinance re: Approving the Annexation of 144.64 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)
(Council Memo #589-07)

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3. Ordinance re: Approving the Classification of 144.64 Acres Located at the Southeast Corner of Chicago and McKanna Roads to R-1B Zoning (#A-49-06/Dist. #3)
(Council Memo #589-07)

A communication from the City Manager contained a request by the petitioner that these items be tabled to the City Council meeting of June 19, 2007 to allow additional time to finalize details in the annexation agreement.

C. Public Hearing re: Annexation of 1504 Sterling Avenue

1. Resolution re: Approving the Annexation Agreement for 1504 Sterling Avenue (#A-5-07/Dist. #4)
(Council Memo #590-07)
2. Ordinance re: Approving the Annexation of 1504 Sterling Avenue (#A-5-07/Dist. #4)
(Council Memo #590-07)
3. Ordinance re: Approving the Classification of 1504 Sterling Avenue to R-2 Zoning (#A-5-07/Dist. #4)
(Council Memo #590-07)

A communications from the City Manager contained a request by the owner that these items be tabled to the June 19, 2007 City Council meeting due to financing concerns that have come up recently.

COUNCILMAN BROPHY moved that said items be tabled to the June 19, 2007 City Council meeting.

Motion seconded by COUNCILWOMAN BARBER.

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.

APPROVAL OF REGULAR CURRENT BILLS

- A. Regular Payroll – May 5 – May 18, 2007 - \$2,954,152.86
(Council Memo #591-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period May 5, 2007 through May 18, 2007 and additions to regular salaries for the period April 27, 2007 through May 10, 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 SHETINA moved that the recommendation of the City Manager be concurred in.

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Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. 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: 210 Clement Street, 1316 Englewood Avenue, 1102 Jerald Drive, 613 Oneida Street (garage only) and 1004 Parkwood Drive.

(Council Memo #592-07)

COUNCILMAN DORRIS moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

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. 15884)

2. AN ORDINANCE Approving Education Assistance Agreements with Certain Public and Non-Public Schools was presented and read.

(Council Memo #593-07)

COUNCILMAN BROPHY asked for an explanation.

The City Manager stated that the 2007 Budget allocates almost \$1.3 million again for the continuation of the Education Assistance Program. He said the program provides funding for all of the schools that are attended by Joliet children. He said \$39.00 is allocated per student for both public and non-public schools that is generally used for equipment, computers and technology improvements. He said for example, Joliet Grade School District 86 receives \$350,000, Joliet Township High School District 204 receives \$151,000, Plainfield Community Consolidated District 202 receives \$461,000, Troy Grade School District 30-C receives \$102,000 and the list goes on and on.

The City Manager said this is a program that the Mayor and City Council put together quite a few years ago and we've probably distributed about \$17 or \$18 million now to the local schools, and it's all funded through riverboat gaming.

COUNCILMAN SHETINA said we also give money to Minooka and other schools where we have Joliet students in those districts so it's not just spreading money around; it's legitimately spent as a result of students from Joliet being in that district.

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The City Manager said absolutely, it's all of the schools where we have children from Joliet attending.

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

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.

(ORDINANCE NO. 15885)

3. Variations of Use

- a. Ordinance re: Approving a Variation of Use to Allow Extended Hours on Friday and Saturday for an Existing Tavern Located at 435 East Jackson Street (#2007-26/Dist. #4)
(Council Memo #594-07)

A communication from the City Manager contained a recommendation by both the Zoning Board of Appeals and the Administration that the petition be denied.

COUNCILWOMAN QUILLMAN moved that said petition be denied.

Motion seconded by COUNCILMAN GIARRANTE.

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.

- b. Ordinance re: Approving a Variation of Use to Allow a Bed and Breakfast Establishment in an R-2 District Located at 958 Western Avenue (#2007-08/Dist. #2)
(Council Memo #595-07)

A communication from the City Manager contained a recommendation by the Zoning Board of Appeals that the petition be approved, and a recommendation by the Administration that the petition be denied.

Mr. Chris Wilhelmi of 965 Campbell Street stated there seems to be some non-truths being spread around about this bed and breakfast. He said his neighbors were told by a few people that their taxes would go up if the bed and breakfast was allowed and he asked if anyone could explain why that would happen.

COUNCILMAN SHETINA said that happens every time something like this occurs and it's not true.

Mr. Wilhelmi said you have a difficult task to do; you have to sit there like King Solomon and he doesn't see why these rumors are going around about something like this unless somebody is very scared about something happening in their community and he really doesn't understand why. He said he's been to bed and breakfasts and you go there and sleep, get up and have breakfast and then go to town and spend your money. He said you don't terrorize the

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neighborhood and you don't cause taxes to go up and you don't cause assessed values to go down. He said it's not right when people are going around with petitions and scaring the hell out of people with non-truths.

Ms. Lisa Luangsomkham of 1009 Western Avenue stated her concern is more as a mom. She said she has four young children and lives not too far down from the Yohnkas. She said there is tremendous traffic on Western Avenue because people use it as a shortcut instead of using Jefferson Street. She said her concern is the safety of her children and neighborhood and that's why she is so opposed to it currently because she just doesn't know what's going to happen and she hopes they take a look at all of the factors before voting yes. She said she moved to this neighborhood because it was a neighborhood, and if there was a business there she would have definitely looked elsewhere and she likes it the way it is. She asked the Council to take those things into consideration and especially the safety of her children because they love playing outside and she doesn't want to have to worry about strangers and cars.

Mrs. Annette Dobbs of 1007 Western Avenue said Lisa is her neighbor and it is difficult when neighbors have differing opinions. She said she and her husband are not afraid of what would happen to the neighborhood if the Yohnkas have their bed and breakfast. She said she has heard comments made that it shouldn't be in a neighborhood like ours, but she doesn't know what other kind of neighborhood could be showcased better than ours to have a bed and breakfast. She said she has seen more houses without signs against the bed and breakfast than with signs. She said she realizes there are probably people without signs that may not be for the bed and breakfast but she thinks if they were adamant about it they would have joined the people who are opposing this. She said she doesn't oppose this and she's sat back as many of her neighbors have because they have nothing at stake and they wait to see what will happen. She said she doesn't think people that are coming to a bed and breakfast are going to be a threat. She said their neighborhood has changed in the last 25 years and there are people that walk down the street that make her a little nervous and they aren't at a bed and breakfast. She said she thinks the Yohnkas should have a chance to do this, so she and her husband are not opposed.

Ms. Christine Merriman stated she resides 3 blocks away and she is on the Zoning Board of Appeals. She said she has recently heard all the arguments regarding this zoning variance. She said the immediate neighbors oppose the bed and breakfast for the following reasons: 1) It will bring criminals to Western Avenue; 2) It will bring zoning of more businesses to Western Avenue; 3) The profit will not be there; 4) Western Avenue property values will decrease up to 25%; 5) Western Avenue property taxes will increase; and 6) The time is not right. She said one would hope that the City Council would ask themselves what is the best interest of our town and our community and let's vote on the petition here before you and not the emotions. She said let's keep Joliet a thriving community where people want to come to visit, relocate and spend their money. She said if you can honestly say here tonight that all of the six objections the Western Avenue residences have are valid if this bed and breakfast proposal passes, you should vote no here today. She said if you want the best for Joliet, then you should vote yes on the bed and breakfast proposal here today.

Mrs. Susan Funk of 1000 Buell Avenue stated they have lived there 37 years and their 4 children grew up there. She said they love their home, the huge trees and all the good people who live in this beautiful area. She said during this time there has never been a business because this area is zoned for single family dwellings. She asked the Council to please not vote for the variance; we do not

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need a business on Western Avenue to enhance our area, it is already beautiful. She said many of us are opposed to this and we're all good people and we're not going to bear any grudges over whatever happens.

Ms. Pamela Mott of 965 Western Avenue said this is a very complex issue and she understands there are some legalities of zoning variances and those are certainly matters for the attorneys, and she also understands dreams. She said Dennis and Terry Yohnka obviously are hoping to pursue theirs. She said they bought on Western Avenue after a 10 month search because they wanted an established residential neighborhood that would remain a residential neighborhood without a cornfield across the street that next year would have 350 houses in it and unbearable traffic congestion and without the encroachment of commerce. She said she doubts they would have bought their home had this already been approved and they certainly would not have paid for it what they did. She said this is a residential community and so for the very many reasons that are demonstrated by her 180 neighbors who have signed petitions, she asks that you not ignore those good reasons and that you do not approve this request for variance.

Mr. Bob Navarro, President and CEO of the Heritage Corridor Convention and Visitors Bureau, stated they promote economic development through tourism which includes lodging, dining, attractions and shopping and they encourage their communities to have a diverse mix of those different entities. He said bed and breakfast lodging provides a unique alternative to hotels and motels. He cited statistics regarding bed and breakfasts and the clients they attract. He said they represent communities along the Illinois and Michigan Canal which are home to successful bed and breakfasts in quaint residential districts without incident. He said they support the bed and breakfast in Joliet.

Ms. Collette Garavalia of 1013 Western Avenue stated the signage doesn't match the number of 180 opposed because there was not enough time to have more signs made. She said she questions Mr. Yohnka's ability to make a determination that he would not allow anyone inside the bed and breakfast that he was not comfortable with. She said she knows random violence can occur anywhere. She said she knows a cab driver can not pick and choose who gets in his cab and she doesn't know if innkeepers have the right to do that or not. She said it is obvious what her position is.

Mr. Robert Wunderlich of 1220 Campbell Street stated he lives a block and a half away from the proposed bed and breakfast and he was contacted by the Yohnkas a year or two ago about several proposed sites where they wanted to put a bed and breakfast in. He said the home they have since purchased is the most desirable one for remodeling to put a bed and breakfast in as it was a group home before and they had several people living in there at once and probably more than they would have as a bed and breakfast at any one time. He said he has sat through the hearings and the proposed bed and breakfast in his opinion has so many stipulations from the City Planning Division that if they decide to even go through with this they would really have to keep their nose clean because they are going to get reevaluated every year, and if they're not making money, they're not going to continue doing it year after year. He said he would like to see them at least have a chance of a go at it.

Mr. Dennis Yohnka, the petitioner, stated he thinks the main concern is that they offered no evidence of undue hardship. He said they aren't experts at rehabbing and reselling houses but that's what they'll do if this petition is denied. He said there is no way a household of just two people really need 6 bedrooms, 3 full

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baths and 2 half baths and a 3 car garage. He said they bought this specifically for the bed and breakfast and they nearly doubled their real estate taxes and upped their house payment and monthly utility bills all to have the kind of grand house that they've stayed in when they visited B & B's. He said they will sell it if their petition is denied in a market that wasn't quite as strong as it was 10 months ago when they purchased it. He said they'll endure the moving expenses to have a house better suited to the needs of just two people or maybe they'll find an existing B & B in another city. He said that's the only hardship that he can really define along with a wasted investment including an emotional investment that they have made in the City. He said you have done so many important things as a Council including building NASCAR tracks, ballparks, libraries and water parks and creating a tourism department to make sure this City was a real destination, and we thought that would seem to embrace the idea of change in tourism. He said our plan would fit, but if it doesn't he understands. He mentioned people comparing the bed and breakfast to a four flat and said that was just ridiculous. He said he and his wife hope the Council members are secure enough in your leadership skills to do what's right for Joliet and what will not just appease a few of your constituents. He said they know the Council has a record for doing what's best even though sometimes it seems unpopular at first, and he thanked everyone.

COUNCILMAN SHETINA asked if the City Council or staff ever gave him any indication that they would in fact entertain the likelihood that you would get a bed and breakfast in that house.

Mr. Yohnka said no, that was not suggested.

COUNCILMAN SHETINA said he just wanted to be sure of that because it's a very difficult position. He said there are excellent people on both sides of this issue that we are all friends with and we have received letters and calls from both sides of the issue. He said nobody up here is comfortable with having to make this judgment but that's what we're here for and we'll make that judgment this evening. He said he appreciates all the work they put in and the effort that you and the folks that don't want this in your neighborhood put in, and he thanked them for coming.

Mr. Mike Petry of 960 Western Avenue said he agrees with the other points his neighbors have in opposition to this but he said he doesn't think the business side of this point has been made. He said he doesn't believe this bed and breakfast would work; it would collapse. He said he has done these kinds of projects and is aware of the costs and the amount of costs from the new fire codes from 2002 and he doesn't think they can ever be sustained by a bed and breakfast without something on a massive scale.

Attorney Carl Buck said they have done their research on costs.

COUNCILMAN GIARRANTE moved that said petition be denied.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

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Prior to his vote, COUNCILMAN BROPHY said the subject property sits in District 2 and there are many District 2 residents here, many for and many against and this is when they say the kitchen gets hot. He said the good out of this is the reawakening of our civic rights that many of you have evidenced here recently. He said thank God you are free to petition us thanks to every active and veteran military person for sacrificing their service to preserve that freedom.

COUNCILMAN BROPHY said neighbor vs. neighbor are the hardest decisions we make especially when you can't make a devil out of the opponent. He said Dennis and his wife are far from the devil and we know that in this case these applicants are civil, decent people. He said they're one of us; they're current and former CAPA residents, locally employed and multi-year Jolietans. He said in a fair fight both sides are going to do everything they can and he doesn't think Mr. Yohnka has been naïve at all. He said although they didn't pursue a campaign of letters to be sent to the Council, they did a fabulous job with every presentation and with all the written materials and with the forthrightness of the information that they gave us and the work that they put in. He said he respects them for doing it. He said they were criticized for doing it both ways, on one house they tried to do it before they bought it and on this house they made the commitment to buy the house to show their earnestness and that's to be respected too and he understands the strategy there.

COUNCILMAN BROPHY said in our case votes should always serve the greater good, but it isn't always easy to measure so we do the best we can. He said to me it all comes down to two tests, one legal and one political. He said it is pretty obvious that the technical legal test of necessity here wasn't met and we've all learned something about the variance procedure within our zoning ordinances that we may not have liked to learn, but it's a fact of life. He said any time you change or stray from the status quo it's very important to have significant unanimous support for such a change and in this case without that it just reaches a political difficulty. He said in light of those two things and all the other weight and your comments, he has to vote aye.

Prior to his vote, COUNCILMAN DORRIS said he doesn't think there are any two finer people that could run a bed and breakfast in Joliet than Mr. and Mrs. Yohnka. He said he has known them for a long time but he really made his mind up when he looked at the map that shows where the bed and breakfast would be and you see the people who oppose it who were there before the proposal came forward. He said he believes one thing that we have to do is to really support and be a representative of the people who put us in office and it's very clear in this case that the majority of the people in this community who were there first oppose the bed and breakfast, and for that reason he is going to vote aye.

Prior to his vote, COUNCILMAN GIARRANTE said he thinks most people that are here would agree with the concept of a bed and breakfast in Joliet, however nobody wants one in their neighborhood. He said that's going to be a problem. He said he also agrees with the concept, and he believes Dennis and Terri would operate a first class operation, however, like most people that signed Terry and Dennis' petition, I don't live in the neighborhood either and most of the people that signed their petition don't live in the neighborhood. He said with that in mind he must vote aye.

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Prior to her vote, COUNCILWOMAN QUILLMAN said that tonight she hopes that there will be no animosity. She said she knows they are all good people and she knows most of them that are here tonight and the Yohnkas as well and they are very wonderful people. She said for her the criteria for changing a variance has not been met and therefore she has to vote aye as well.

Prior to his vote, COUNCILMAN SHETINA said he would echo the sentiments of everybody up here and he can't improve on any of it. He said nobody's opposing a bed and breakfast, nobody's opposing the Yohnkas and nobody supports anything that would denigrate the neighborhood. He said but when you see all the neighbors in the immediate vicinity say no, how can we as a Council go in and say you're going to get it anyway. He said if there was a petition here not for a four unit or a three unit but a petition for a two unit in the neighborhood, I would think that 95% of the neighbors would be against it even though it's a small amount of space. He said he fought with the CAPA people over the years too; it wasn't easy for them to get through all this with the downzoning. He said he thought some of it was capricious, but as it turns out, he thinks they were right and he was wrong in many of those cases. He said at the same time he has voted on every kind of issue that there is and he's not afraid to vote on any issue. He said there is no right or wrong here in his opinion. He said he thinks what it all boils down to and he is going to reiterate it, is that when you have that many neighbors in the neighborhood that say no, how can you go in and say we're going to do it anyway, so it's a simple matter for him and he has to vote aye also.

Prior to his vote, COUNCILMAN TURK said he thinks it has all been said but what makes this decision like COUNCILMAN BROPHY said more difficult is because of the reputation of the Yohnkas and their community involvement. He said he thinks if this was granted there is no doubt in his mind that they would make every effort to run a very good facility. He said with that being said he thinks the job of any of us sitting up here is to get as much input on any issue that we can and keep an open mind and vote accordingly. He said he thinks when it comes down to it, we are the voice and you put us here to listen to your concerns and vote accordingly and I think to do anything different than that wouldn't be what we are here for. He said we have not received a lot of phone calls and letters, but every phone call he received was very professional, it was not threatening and it was about the issues and he appreciates that and he also votes aye.

Prior to his vote, COUNCILMAN UREMOVIC said he would like to go over three issues. He said one is when we're sitting up here and asked about a variance like this, the first thing we have to look at is economic hardship and if we don't approve this, will it create some sort of economic hardship. He said the answer is no, absolutely not and they have even indicated that.

COUNCILMAN UREMOVIC said the second issue is the character of a neighborhood and that just doesn't happen overnight or in a week or in a year, but over a number of years. He said he has been on this Council 22 years and all of CAPA was in his District when he first came on the Council. He said what they started was downzoning businesses. He said a two flat, three flat or four flat is a business. He said they wanted the character of this area to be single family and as high quality single family as it could be. He said the people that moved here and live here have sunk a lot of money into this area and over these 22 years so has the City of Joliet with tax dollars to make this one of the true jewels of Joliet.

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COUNCILMAN UREMOVIC said the third issue Ms. Merriman brought up was whether this was in the best interest of the town and the community, but first and foremost is the interest of the neighborhood. He said he has always felt that way and always voted that way and he is going to vote again that way tonight, and he has to vote aye to deny.

B. RESOLUTIONS

1. A RESOLUTION Authorizing a Lease Agreement with Harrington & James for the Operation of a Bistro and Bar Located at Union Station was presented and read.
(Council Memo #599-07)

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA said the staff put in a lot of effort and time on this and he thinks retired Planner Jan Vitali was one of the folks involved in this and we had a lot of people that asked us about the situation and what we needed to do. He said pro formas were gathered from people. He said he thinks the best pro forma and the best situation that the City could ask for was achieved here with a year's rent in advance to at least protect us in the event something happens with it. He thanked the staff for the work they did and he hopes these people do well.

Prior to his vote, MAYOR SCHULTZ asked if this is just for the lease of the building and the City Manager said yes.

(RESOLUTION NO. 5921)

2. A RESOLUTION Establishing Various City Council Committees was presented and read.
(Council Memo #600-07)

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

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

The City Manager said the Finance Committee had recommended that a new Council Committee be formed that would deal mostly with Communications, Information Systems and Technology. He said the Administration was asked to prepare a resolution establishing this new committee. He said this new Committee would work with a lot of different agencies in the City and with staff and cable TV. He said he thinks cable TV was one of the issues that brought this

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particular need to light so the Corporation Counsel has drafted a resolution that sets up this committee and also reestablishes the existing committees that the Council has including the Baseball Committee, the Finance Committee, the Legislative Committee, the Public Safety Committee and Public Service Committee.

Prior to his vote, COUNCILMAN UREMOVIC thanked the staff for their hard work in putting this together.

(RESOLUTION NO. 5922)

MAYOR SCHULTZ then placed in nomination the appointment of COUNCILWOMAN BARBER to the Land Use Committee.

COUNCILMAN BROPHY moved that the appointment of COUNCILWOMAN BARBER to the Land Use Committee be confirmed.

Motion seconded by COUNCILMAN DORRIS.

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.

3. A RESOLUTION Amending Resolution No. 3461 Establishing Parking Rates for City Owned and Operated Parking Facilities was presented and read. (Marion Street Parking Facility)
(Council Memo #601-07)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5923)

4. 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 Finance Director/Assistant City Treasurer Ken Mihelich as Signatory)
(Council Memo #603-07)

COUNCILMAN DORRIS moved that said Resolution be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5924)

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5. A RESOLUTION Authorizing the Acceptance and Implementation of a MDC Equipment Program from the Illinois Criminal Justice Information Authority was presented and read.
(Council Memo #604-07)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

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.

(RESOLUTION NO. 5925)

6. A RESOLUTION Recognizing the Neighborhood Watch Group of the Cumberland South Subdivision was presented and read.
(Council Memo #605-07)

COUNCILMAN UREMOVIC moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

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. 5926)

7. A RESOLUTION Declaring a Default in the Making of Subdivision Improvements – Deer Run Estates, Unit 1B was presented and read.
(Council Memo #606-07)

COUNCILMAN UREMOVIC moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

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 his vote, COUNCILMAN SHETINA said that the City Manager made a comment yesterday about how Charles Sharp has been around here for many, many years and has been a fantastic developer and done a lot of good work in Joliet. He asked what the reason is for the improvements not being made.

The City Manager said he thinks Mr. Sharp was working with Ron Tirapelli and there may have been some understanding between them where one was supposed to do the work and maybe didn't and the other one has a bond which secures that the work be done.

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COUNCILMAN SHETINA said Mr. Sharp has the bond so he has the deep pockets on it.

The City Manager said yes. He said we have discussed it with him and he understands somebody needs to do the work, and if they don't we'll pull the bond and get it done.

Prior to his vote, COUNCILMAN TURK asked how long will the process take before the works gets done or gets started out there.

The City Manager said the work could be done very shortly by Mr. Sharp or Mr. Tirapelli or whoever is responsible for it. He said we can't go quite that fast because we have to go through the bureaucracy of calling the bond and getting a check from the bonding company and sometimes that can be a relatively long process.

COUNCILMAN TURK said assuming we have to go that route, it might not be until fall.

The City Manager said it could be.
(RESOLUTION NO. 5927)

8. A RESOLUTION Appropriating Funds in the amount of \$14,877.00 for the Black Road and Timberline Drive Roadway Widening and Traffic Signal Improvements Project was presented and read. (Section No. 06-00401-00-TL)
(Council Memo #607-07)
(RESOLUTION NO. 5928)

9. A RESOLUTION Approving an Agreement with the County of Will for the Black Road and Bronk Road Traffic Signal and Roadway Widening Improvements Project was presented and read.
(Council Memo #608-07)
(RESOLUTION NO. 5929)

10. A RESOLUTION Appropriating Funds in the amount of \$696,737.00 for the Black Road and Bronk Road Traffic Signal and Roadway Widening Improvements Project was presented and read. (Section No. 05-00393-00-TL)
(Council Memo #609-07)
(RESOLUTION NO. 5930)

COUNCILMAN UREMOVIC moved that said Resolutions be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN asked if all of the questions that the neighbors had in Timberline have been answered and if they're all satisfied now.

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The City Manager said he thinks all of their questions have been answered. He said he can't say that everyone is satisfied because some of the people were interested in some safety improvements, but the majority of the people were probably more interested maintaining this subdivision the way it was. He said he thinks the majority of the people are probably satisfied at this point.

COUNCILWOMAN QUILLMAN said there's a majority and she will vote aye.

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization for Emergency Repairs to the Apparatus Floor at Fire Station No. 8
(Council Memo #614-07)

A report on three quotes received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award this contract to Pullara Concrete in the amount of \$5,825.00.

2. Authorization to Purchase Planning, Utilities and Fire Vehicles
(Council Memo #616-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the following: 1) The purchase of two (2) Ford Crown Victorias and one (1) Ford Expedition from Landmark Ford in the amount of \$63,844.00; and 2) The purchase of one (1) Ford F-350 Pickup Truck and two (2) Ford F-150 Extended Cab Pickup Trucks from Rod Baker Ford in the amount of \$64,389.78.

3. Authorization to Purchase ISPERN Radios
(Council Memo #617-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 20 Motorola mobile radios from Miner Electronics in the amount of \$6,995.00.

4. Authorization to Purchase Two Copiers for the Police Department
(Council Memo #618-07)

A report on five bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council approve the purchase of two mid-volume copiers from McGrath Office Equipment in the amount of \$19,100.00 and a price per copy for maintenance of \$0.009 for black and white and \$0.065 for color.

5. Authorization for the City Manager to Execute Contracts for the 2007 Public Art Projects
(Council Memo #619-07)

This item was voted on separately.

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6. Award of Contract for the Marion Street Median Repair
(Council Memo #620-07)

A report on five proposals 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 \$14,991.00.

7. Purchase of 2 ½ Ton Dump Trucks – Roadways Division 2007
(Council Memo #621-07)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council approve the purchase of five (5) 2 ½ ton dump trucks with plow accessories and the stainless steel dump body from Chicago International for a total cost of \$684,953.40.

8. Request Authorization to Purchase Pavement Joint Sealant
Material
(Council Memo #622-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of 18 pallets of State approved crack sealant material from the Brewer Company in the amount of \$19,880.64.

9. Award of Contract for the Cora (Ingalls-Frank) and Raub
(Douglas-Ruby) Roadway Improvement Project – 2007
Neighborhood Improvement Program
(Council Memo #624-07)

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 Len Cox & Sons in the amount of \$362,295.95.

10. Award of Contract for the Willow Avenue (Morgan – Interstate
80) Roadway Project – 2007 Neighborhood Improvement
Program
(Council Memo #625-07)

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 Len Cox & Sons in the amount of \$185,569.20.

11. Award of Contract for the Lois Place (Black – Vernon) Roadway
Improvement Project – 2007 Neighborhood Improvement
Program
(Council Memo #626-07)

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 Austin Tyler Construction in the amount of \$235,985.83.

12. Authorization to Purchase Mobile Computers for the Public
Utilities Department
(Council Memo #627-07)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of four (4) Panasonic Toughbook 19 mobile computers from CDS Office Technologies in the amount of \$15,228.00.

Prior to her vote, COUNCILWOMAN QUILLMAN asked that Council Memo #619-07 be pulled so it can be discussed further.

Prior to his vote, COUNCILMAN BROPHY said let's pull it out and do it separately because he thinks it needs discussion.

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

Motion seconded by COUNCILMAN GIARRANTE.

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.

5. Authorization for the City Manager to Execute Contracts for the 2007 Public Art Projects
(Council Memo #619-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the 2007 Public Art Program described in the Council Memo at a total cost of \$57,400.00.

COUNCILMAN BROPHY moved that Council Memo #619-07 be approved as recommended.

COUNCILWOMAN QUILLMAN said she'd like a discussion on this item.

COUNCILMAN TURK said he would second the motion in order to discuss it.

COUNCILMAN BROPHY said the reason he is suggesting approving the contract is because he thinks it's important that we do maintain the art we purchased. He said primarily these contracts here are for maintenance of existing works. He said he thinks there is only one item in there that is a new item. He said he'd like to hear the staff's opinion of the item.

The City Manager said they are aware that the members of the districts would like to do some more work on the program for art in Joliet whether they continue doing it through FCPA or through someone else, and whether they do more work or less work is completely up to the District councilpersons. He said what we did is put together what would be a very minimal program. He said in previous years the program has been in the neighborhood of \$250,000 and this program is about \$57,000. He said it is predominantly for maintenance of murals and there is one new sculpture that would be dedicated to the Lincoln Highway and would be located at Western and Broadway in the middle of an area that we've received a State grant for to improve Western Avenue. He said the rest of the money in here is for plaques that would be put on some of the artwork in some of the Districts to further explain the artwork and do some interpretive work, so it's a rather minimal program.

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COUNCILMAN GIARRANTE said he would like to amend the motion approving all of the projects. He said he can support the \$2,000 maintenance costs; they have to be maintained, but that's all he can support.

COUNCILMAN GIARRANTE moved to amend the motion approving Council Memo #619-07 to approve only the maintenance costs for the art in the City Center, District 1, District 2, District 4 and District 5 in the amount of \$2,000 each.

Motion seconded by COUNCILMAN SHETINA.

COUNCILMAN TURK asked if he wanted to include the interpretive plaques.

COUNCILMAN GIARRANTE said no, they're supposed to be self-explanatory; that's what we were told when they put them up.

COUNCILMAN BROPHY asked if we budgeted for these items in the 2007 budget.

The City Manager said yes.

COUNCILMAN BROPHY said we approved the budget that included this item and we talked about this project at Western and Broadway, and specifically said there would be this item there. He said so we are going back on a prior decision to put this item at this location.

COUNCILMAN GIARRANTE said it's not the first time we've done that.

COUNCILMAN BROPHY said he just wanted to point that out.

COUNCILMAN BROPHY said his motion on the floor is to approve Council Memo #619-07 in total.

COUNCILMAN GIARRANTE said there wasn't a second and COUNCILMAN BROPHY said COUNCILMAN TURK seconded it.

COUNCILMAN TURK said he seconded it so we could discuss it.

The Corporation Counsel clarified that what is on the floor now is COUNCILMAN GIARRANTE'S motion to amend the motion which will then need to go to a full vote.

COUNCILMAN GIARRANTE moved to amend the motion approving Council Memo #619-07 to approve only the maintenance costs for the art in the City Center, District 1, District 2, District 4 and District 5 in the amount of \$2,000 each for a total of \$10,000.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: COUNCILMAN BROPHY.

ABSTAIN: COUNCILWOMAN BARBER.

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The Corporation Counsel said now a vote would be in order, if there's no further discussion, on the implementation portion of this as outlined by COUNCILMAN GIARRANTE in his initial motion.

COUNCILMAN GIARRANTE moved to approve the maintenance costs for the existing art in the City Center, District 1, District 2, District 4 and District 5 totaling \$10,000.

Motion seconded by COUNCILMAN SHETINA.

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 her vote, COUNCILWOMAN QUILLMAN asked if this money is coming out of the General Corporate Fund and not the Neighborhood Improvement funds, according to this memo.

The City Manager said \$2,000 would come out of General Corporate and \$8,000 would come out of the District programs.

COUNCILWOMAN QUILLMAN said when we tabled this in April, weren't all of the monies coming out of the District NIP funds.

The City Manager said he is not sure if this exact memo was tabled. He said he believes this is different than the one that was tabled.

COUNCILWOMAN QUILLMAN said it is different, that's what she's questioning. She said at the bottom of page 2 it says that these projects were tabled by the Mayor and Council at the April 30, 2007 meeting but she knows this is a different proposal than what was proposed on April 30th.

The City Manager said there were more projects in that one, and what we did was we indicated at the beginning of this memo is that we are aware that the District Council people wanted to reconsider this and so we've put together a much more minimized program.

COUNCILMAN GIARRANTE said these were part of the projects that we tabled, just not all of them.

The City Manager said that's correct.

COUNCILWOMAN QUILLMAN said and this is just for the maintenance of the existing artwork and the City Manager said yes.

COUNCILWOMAN QUILLMAN said OK, she will vote aye.

Prior to his vote, COUNCILMAN UREMOVIC said he will support it this time, but he believes even maintenance should be bid out and shouldn't just be guaranteed to this one individual. He said secondly, from looking at the previous Council Memo, those funds should be unencumbered and/or unobligated from the budget and be free to the District Council person for their review.

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B. Change Orders and Payouts

1. Approve Change Order No. 2 to the Weed Cutting and Cleanup Contract
(Council Memo #632-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a deduction in the amount of \$208.00 on behalf of Culpeppers Lawn Works.

2. Approve Payment for Food and Beverages for Various Functions Related to the Illinois High School Association (IHSA) Boys Baseball Class A and AA State Finals
(Council Memo #633-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the sponsorship of the IHSA Tournaments and authorize payment of \$9,877.00 to Aramark.

3. Approve Change Order No. 1 and Payout No. 2 and Final for the Wedgewood Estates Rear Yard Drainage Improvements – 2007 Neighborhood Improvement Program
(Council Memo #634-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$8,110.85, and Payment No. 2 and Final in the amount of \$29,987.15 on behalf of Austin Tyler Construction.

4. Approve Change Order No. 1 and Payment Request No. 2 and Final for the Raynor Avenue Parking Improvement Project
(Council Memo #635-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$5,764.22 and Pay Estimate No. 2 and Final for \$4,498.76 on behalf of P.T. Ferro Construction.

5. Approve Payment Estimate No. 2 and Final for the Essington/Burr Oaks Decorative Pillars Project – 2006 Neighborhood Improvement Program
(Council Memo #636-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 2 and Final in the amount of \$8,988.40 on behalf of P.T. Ferro Construction.

6. Approve Change Order No. 1 and Payment Request No. 3 and Final for the U.S. Route 30/I-55 West Frontage Road Traffic Signal Improvements Project
(Council Memo #637-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$144,772.15 and Pay Request No. 3 and Final in the amount of \$11,466.39 on behalf of the Illinois Department of Transportation.

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7. Approve Change Order No. 1 and Payment No. 1 and Final for Repairs to the Storm Sewer at Bellevue Avenue in West Park
(Council Memo #638-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase to Purchase Order #88993 by \$21,874.79 and Payment No. 1 and Final in the amount of \$22,864.79 on behalf of Austin Tyler Construction.

8. Approve Change Order No. 2 and Payment Request No. 3 and Final for the Ingalls Avenue (Essington-Pleasant Knoll)/Jackson Street (Scott-Collins) Roadway Resurfacing Project
(Council Memo #639-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a deduction in the amount of \$37.23 and Payment Request No. 3 and Final in the amount of \$5,355.55 on behalf of P.T. Ferro Construction.

9. Approve Change Order No. 1 and Payment Request No. 2 and Final for the U.S. Route 6 at Rock Run Creek and McClintock Road Bridge Reconstruction and Traffic Signal Installation Project
(Council Memo #640-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$64,018.91 and Pay Request No. 2 and Final in the amount of \$34,052.08 on behalf of the State of Illinois Treasurer.

10. Approve Change Order No. 1 and Payment Request No. 2 and Final for the 7315 Southworth Circle Rear Yard Drainage Improvement Project
(Council Memo #641-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$3,513.00 and Pay Estimate No. 2 and Final in the amount of \$3,411.25 on behalf of Austin Tyler Construction.

11. Approve Payment Estimate No. 3 and Final for the Granite Street Pavement Repairs Contract
(Council Memo #642-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 3 and Final in the amount of \$2,666.66 on behalf of Lindblad Construction.

12. Approve Payment for Emergency Sanitary Sewer Repairs for the West Park Front Force Main
(Council Memo #643-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve an increase to Purchase Order #88950 by \$10,488.18 and Payment to Construction by Camco in the amount of \$11,487.18.

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13. Approve Change Order No. 1 to the Wheel Loader Purchase –
Roadways Division
(Council Memo #644-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$1,800.00 on behalf of Westside Tractor Sales.

14. Approve Amendment No. 1 to the Professional Engineering Services Agreement for the Timberline Drive and Black Road Traffic Signal and Roadway Widening Improvements Project
(Council Memo #645-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 1 in the amount of \$14,877.00 on behalf of Engineering Resource Associates.

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

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Transfer of a Class "C" Liquor License at 325 S. Larkin Avenue
(Council Memo #650-07)
- B. Transfer of a Class "C" Liquor License at 1532 Route 59
(Council Memo #651-07)

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

MAYOR

- A. Proclamation re: Recognizing Father Vytas Memenas on the Occasion of his 50th Anniversary in the Priesthood

Father Memenas did not attend the meeting.

- B. Presentation by Rita Renwick re: Biggest Tree Contest

Mrs. Rita Renwick stated this year the City of Joliet Tree Advisory Board sponsored a "Biggest Tree Contest" with entries from around the City. She said the winners are Scott and Ana Lockwood who live on West Marion Street. She introduced them along with their children Elizabeth and Carlos. She said they had the largest tree in the City which was a cottonwood with a circumference 4 ½ ft. off the ground of 18 ft. 6 inches and about 118 ft. tall. She presented the Lockwood family with a plaque of the winning tree.

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

MAYOR AND COUNCIL COMMENTS:

COUNCILMAN UREMOVIC stated that on 1316 Glenwood Avenue the house is for sale and it's a rental property. He said they usually have more than two families in there continuously, and he asked if staff could check with the owner because he thinks there's more density than meets the square footage of that piece of property.

COUNCILMAN UREMOVIC said about two meetings ago he asked if we could have a meeting with representatives from Congressman Weller's office, Senator Obama's and Senator Durbin's in regards to the Clean Water Act and those monies that are going to be available for overflow. He asked if we can set that meeting up shortly.

The City Manager said yes.

COUNCILMAN TURK thanked and congratulated the Joliet Visitors Bureau on the successful Route 66 kickoff they had at the Museum this weekend. He said a special thanks should go to Rebecca Lantka who obviously was out front on that. He said after talking to COUNCILMAN BROPHY who is on the Museum Board, he learned that a little over 1,000 people visited the Museum that day. He said he thinks the kickoff worked exactly as it was intended for. He said he heard two people talking and neither one of them knew the Museum existed, and they were very complimentary.

COUNCILMAN SHETINA mentioned that he saw COUNCILWOMAN QUILLMAN dancing to Grease at the Route 66 kickoff and Sunday he and COUNCILMAN TURK had the pleasure of watching COUNCILMAN BROPHY dance at the Rialto in a Dad's dance dressed up in a King Tut costume.

COUNCILMAN SHETINA said he wanted to bring up his normal subject about speeding, stop signs, and when the light turns red you stop. He said they get constant calls about it and he knows the police are out there and people are getting arrested and getting tickets and it doesn't seem to stop them. He said we need to keep on ticketing people for driving the way they are driving.

COUNCILWOMAN QUILLMAN said she also wanted to thank Rebecca Lantka as she does a fantastic job for the Visitors Bureau and she really worked hard to put this event on Saturday evening. She said she has another event going on this Saturday, Champions on the Street, and she asked everyone to come downtown and visit Joliet. She also wanted to wish her Dad and all the gentlemen up here and in the audience a happy Fathers Day on June 17th.

COUNCILMAN BROPHY said he knows if Rebecca were here she would make sure we included her committee and museum staff that helped pull that event off as it was a team effort along with the City Center Partnership. He said they also did just a hair under \$2,000 at the museum gift shop so it was a successful day. He said he was glad a lot of people got to see the new visitors center and the museum as well. He also congratulated Jodi Smith on the 48th Annual Dance Recital at the Rialto. He said the Rialto staff did a great job and it was a real professional event.

COUNCILMAN BROPHY asked the City Manager if staff could look at 923 Plaza and check its condition.

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COUNCILMAN DORRIS said he has asked COUNCILMAN UREMOVIC to put a request for funding for the distribution of a documentary about the late Katherine Dunham, a pioneering dancer and choreographer who lived in Joliet, on the next Finance Committee agenda.

COUNCILMAN DORRIS said Katherine Dunham has left a legacy and it has been requested that we honorarily name Joliet Street after her as we have some of our other residents. He said Ms. Dunham was a tremendous person, not only in Joliet, but all over the country, and he would like to make that motion.

COUNCILMAN GIARRANTE asked what portion of Joliet Street.

COUNCILMAN DORRIS said it's the portion from the railroad tracks down to where it becomes Sidney Edwards Jr. Way.

COUNCILMAN DORRIS moved that the portion of Joliet Street from the railroad tracks to Sidney Edwards Jr. Way be named after Katherine Dunham.

COUNCILWOMAN QUILLMAN said she would second that motion because Katherine Dunham was a wonderful woman and she put Joliet on the map, especially in the field of dance.

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.

COUNCILMAN DORRIS asked COUNCILMAN UREMOVIC if he could let him know when the Finance Committee meeting is going to be held because he would like to be there himself so they can resolve this.

COUNCILMAN DORRIS said they have been meeting with St. Paul's Missionary Baptist Church on Briggs Street and also the YMCA. He said St. Paul's built about a \$2 million church and they cannot use the water; they have to bring in bottled water. He asked if the petitions for voluntary annexation of the church and the YMCA have been filed.

The Director of Community and Economic Development said the petition to annex the church has been filed but he is not certain that the YMCA petition has been filed yet.

COUNCILMAN DORRIS asked if they need the YMCA to be contiguous.

The Director of Community and Economic Development said there are a couple of ways to do this. He said they have discussed this in rather great detail about how we could do a strip annexation up from the south end from Briggs or we could do a normal annexation from the east back to the west through the YMCA. He said what we decided to do is proceed with them right now because their most immediate need is that they need to get water. He said the Director of Public Utilities said they are working on getting the wheels in motion to get them water as soon as we can. He said they are on file with their annexation and we'll work out the exact path we're going to take.

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COUNCILMAN DORRIS asked if they can get the water before the annexation is actually done. He said they have filed their intent and they are going to follow through and he asked if there needs to be any action by the City Council to allow that to happen.

The City Manager said we should take a vote that would allow the staff to provide water service to them under the standard conditions that we would to anybody else that was being annexed, with the understanding that they will follow up and annex within 6 months.

COUNCILMAN DORRIS asked County Board member Margie Woods to speak to the intent of the church. He said he has spoken with her and her pastor and he knows they are definitely going to do it but before he asks that he wants to make sure they have someone from St. Paul's church that could say that is definitely their intent. He said right now they have to bring bottled water into a \$2 million building because the water that was there had he believes salmonella in it.

Mrs. Woods said they are in desperate need of healthy water and they are going to do that as soon as we get your permission. She said from what she's hearing tonight they have the permission to get the water.

COUNCILMAN DORRIS said there needs to be a recommendation by the City Council which needs to be voted on.

Mrs. Woods said they would deeply appreciate it if you could see fit to give us permission for this water on behalf of our pastor Mr. Edward Martin, Jr. and the members of the executive board.

COUNCILMAN DORRIS said the water is right in front of their church and they just come right off of Briggs Street onto their property. He said their annexation petition is pending and he would like to make a motion to allow them to hook on as soon as they can get a contractor approved by the City so they can use that church. He said they can't use the kitchen or anything; all they can do is have services and use bottled water to wash their hands.

The City Manager asked the Director of Public Utilities if an EPA permit is required for that size of a facility.

The Director of Public Utilities said no, only for the wastewater.

The City Manager said so they don't need an EPA permit and we can issue all the permits subject to the fees if the Council votes for it.

COUNCILMAN DORRIS made a motion to allow St. Paul's Missionary Baptist Church on Briggs Street to hook up to City service subject to St. Paul's paying the fees and getting the permits.

COUNCILMAN GIARRANTE seconded the motion.

Motion carried by the following vote:

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

NAYS: NONE.

Mrs. Woods thanked the Mayor and Council on behalf of the church.

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COUNCILMAN DORRIS said he was out of town last week and was told the Police Department did a tremendous job regarding the death of Haqikah Suggs who was found murdered and COUNCILWOMAN BARBER and COUNCILWOMAN QUILLMAN and the Forest Park Community Center did a tremendous job in getting the neighborhood together. He said if anybody out there knows anything at all to please call the Joliet Police Department because this really needs to be solved. He said there is a dangerous person out there and people talk, so please call the Police Department so the person who did this horrible crime to this child can be properly punished.

COUNCILMAN GIARRANTE said they can also call Crimestoppers and they don't have to leave their name.

MAYOR SCHULTZ and the City Council wished the City Clerk a Happy Birthday.

ADJOURNMENT

COUNCILMAN GIARRANTE moved that the Council adjourn.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape