

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, July 15, 2008 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by COUNCILMAN DORRIS and he 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 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, June 25, 2008 at 4:00 p.m. and of the Regular Meeting held on Tuesday, July 1, 2008 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

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 AND AGENDA ITEMS

A. Baseball

COUNCILMAN GIARRANTE stated that the Joliet Area Sports Hall of Fame Committee met and the fifth Annual Induction Ceremony will take place on August 1<sup>st</sup> at 5:00 p.m. in the Hall of Fame at Silver Cross Field. He said this year's inductees are Chris Facundus (Track); Ozzie and Peggy Mitchell (Martial Arts); Don Reed (Baseball); Jeff Reed (Baseball); Mary Jane Sporar (Bowling) and Wayne Vercellotti (Golf). He said the Mayor and City Council and past inductees are all invited to welcome the Class of 2008.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

B. City-County Advisory

COUNCILMAN SHETINA stated they are in the process of putting an agenda together. He said we have issues that we're dealing with on a regular basis and the City has made some clear advances in some of the purchases that we've made to show that we are in earnest. He said whenever they set the next meeting we'll be ready to go.

C. Communication, Technology and Information Systems

COUNCILMAN BROPHY said he has no report tonight but they are setting an agenda for a meeting tentatively scheduled for August 4<sup>th</sup>.

D. Finance

COUNCILMAN UREMOVIC stated the Finance Committee conducted their regular monthly meeting yesterday. He said they reviewed the minutes of the regular meeting of June 17<sup>th</sup> and also reviewed the Certificate of Deposit Account Registry Service which is another tool that the City can use to invest finance dollars that are available. He said staff is going to review this company and check with other municipalities to see what their success is with this program and bring additional information back to the Finance Committee and full Council.

COUNCILMAN UREMOVIC said there was a review and discussion of small requests for charitable contributions which were discussed at length and the present program and policy is still in place. He said they didn't make any recommendation for a change in policy at this time and they will be looking to the City Manager when they do a review for the new budget coming up in September.

COUNCILMAN UREMOVIC said there was also a request for matching funds for the American Red Cross for the money raised by the Police and Fire Departments in the amount of \$2,087.20. He said this will be voted on via Council Memo #840-08.

COUNCILMAN UREMOVIC said there was also a review of the Neighborhood Improvement Program for the month of June, a review of the Cash Flow, Personnel Summary, June Conference, Travel and Seminar Expense Report and the Treasurer's Disbursements and Regular Claims.

E. Land Use

COUNCILMAN SHETINA stated the Land Use Committee is meeting tomorrow at 4:00 p.m. for continuation of the discussion on CenterPoint and any other urgent items. He said at the end of the meeting they are going to take a bus tour of the proposed CenterPoint facility.

F. Public Service

COUNCILMAN TURK stated the Public Service Committee met this morning and reviewed the contracts, change orders, pay estimates and final payments and found them all to be in order and recommended their approval. He said they also reviewed Special Service Area No. 12 – Ivy/Margaret/Morris and will be seeking approval of that this evening.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

G. Water Park

COUNCILMAN GIARRANTE stated he met with Joliet Park District Executive Director Dominic Egizio and went over some numbers. He said their expenses, year to date, are down \$37,200 because they did not open up on Memorial Day. He said they have sold over \$53,000 more in season passes and their attendance is up so things are going very well for the water park.

There were no other Committee reports.

CONSENT AGENDA

A. Request for a City Match of Funds Raised for the American Red Cross  
(Council Memo #840-08)

A communication from the City Manager contained his recommendation that the Mayor and Council provide a corporate match of funds raised by employees of the Fire and Police Departments at a Tag Day conducted on June 28, 2008 on behalf of the American Red Cross in the amount of \$2,087.20, for a total donation of \$4,174.40.

B. Treasurer's Report – May, 2008

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

C. Proposal to Review an Analysis Performed by Kane, McKenna & Associates, Inc. of the CenterPoint Intermodal Project  
(Council Memo #841-08)

A communication from the City Manager contained his recommendation that this contract be awarded to the firm of S.B. Friedman & Co. for a fee not to exceed \$6,000.00. The funding for this contract will be reimbursed by CenterPoint Properties.

COUNCILWOMAN QUILLMAN asked the City Manager how long it will take to get this report.

The City Manager stated actually it has been completed and delivered. He said it was something we started a little earlier and when we determined it was going to exceed \$5,000.00 we put it on the agenda. He said we wanted to get it prepared in time for the meetings that are coming up this week so we'd have a good handle on the analysis.

COUNCILMAN SHETINA said he still doesn't understand the report, why it is we're doing the review and we're doing the work and we're having somebody look over our shoulder to do it. He said yesterday he didn't realize it was finished; they didn't tell us that it was done.

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

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

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.

**PUBLIC HEARINGS**

A. Public Hearing re: Annexation of 1450 S. Brandon Road

1. Resolution re: Approving an Annexation Agreement for 1450 S. Brandon Road (#A-20-07/Dist. #5)  
(Council Memo #844-08)
2. Ordinance re: Approving the Annexation of 1450 S. Brandon Road (#A-20-07/Dist. #5)  
(Council Memo #844-08)
3. Ordinance re: Approving the Classification of 1450 S. Brandon Road to I-1 Zoning (#A-20-07/Dist. #5)  
(Council Memo #844-08)

A communication from the City Manager contained a request by the petitioner that these items be tabled to the City Council meeting to be held on August 19, 2008 to allow additional time to review environmental issues and to address concerns of the surrounding neighbors.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the August 19, 2008 City Council meeting.

Motion seconded by COUNCILMAN TURK.

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.

COUNCILMAN BROPHY asked that Council Memos #852-08 and #853-08 be moved up on the agenda at this time.

1. AN ORDINANCE Approving a Special Use Permit to Allow Construction of an Over-The-Road Semi-Truck Maintenance Facility at the Spencer Road Industrial Park, Located on the South Side of Spencer Road, West of Manhattan Road as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the appropriate signage be placed at a noticeable location restricting tanker truck traffic to a right turn only, to Spencer Road, exiting the industrial park; 2) That no additional business user signage be placed on Spencer Road; 3) That the landscaping on the Spencer Road berm be completed within one month of approval; 4) That the existing tree grove (on lots 6 & 8) be preserved, where possible; 5) That submission of an approved FEMA Letter of Map Revision be submitted prior to building permit approval;

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

and 6) Should the property become a public nuisance, it shall be subject to rehearing and a possible revocation of the Special Use Permit. (#2008-29/Dist. #5)

(Council Memo #852-08)

(ORDINANCE NO. 16162)

2. AN ORDINANCE Approving the Preliminary Plat of Spencer Road Industrial Park Subdivision, Phase 2 as recommended by the Plan Commission subject to the following conditions was presented and read: a) Increase of the right turn radius for southbound Briggs Street onto westbound Spencer Road to accommodate truck traffic; b) Increase of the right turn radius on Workers Court to eastbound Spencer Road to accommodate truck traffic; and c) Submission of an approved FEMA Letter of Map Revision for the subdivision. (#P-3-08/Dist. #5)

(Council Memo #853-08)

(ORDINANCE NO. 16163)

3. AN ORDINANCE Approving the Final Plat of Spencer Road Industrial Park Subdivision, Phase 2 as recommended by the Plan Commission subject to the following conditions was presented and read: a) Increase of the right turn radius for southbound Briggs Street onto westbound Spencer Road to accommodate truck traffic; b) Increase of the right turn radius on Workers Court to eastbound Spencer Road to accommodate truck traffic; and c) Submission of an approved FEMA Letter of Map Revision for the subdivision. (#RP-7-08/Dist. #5)

(Council Memo #853-08)

(ORDINANCE NO. 16164)

4. AN ORDINANCE Approving the Recording Plat of Spencer Road Industrial Park Subdivision, Phase 2 as recommended by the Administration subject to the following conditions and receipt of the following fees and documentation within 60 days was presented and read: a) Increase of the right turn radius for southbound Briggs Street onto westbound Spencer Road to accommodate truck traffic; b) Increase of the right turn radius on Workers Court to eastbound Spencer Road to accommodate truck traffic; c) Submission of an approved FEMA Letter of Map Revision for the subdivision; d) A Letter of Credit or Performance Bond for public improvements in the amount of \$258,238.00; e) A 1 ¼% Inspection Fee for public improvements in the amount of \$3,227.97; and f) An Irrevocable Offer of Dedication for public improvements. (#RP-11-08/Dist. #5)

(Council Memo #853-08)

(ORDINANCE NO. 16165)

The City Manager stated an addendum clarified the right turn only. He said we're trying to make sure all of the truck traffic from the industrial park exits going eastbound on Spencer to Briggs and out to I-80 and to make sure that we don't have truck traffic going westbound on Spencer past Country Club Villas, the Joliet Country Club and other residential areas.

COUNCILMAN GIARRANTE said he believes yesterday Attorney Mike Hansen said the Country Club was going to have a Board Meeting today.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

Attorney Mike Hansen said the Country Club Board did meet tonight and the Board is very satisfied with the resolution proposed here tonight. He said one other thing that he has talked to the City Manager about is the next time a project comes up in this area, the City is going to look into making some additional changes, which he thinks everyone agrees are necessary. He said he thinks this development and the company that's coming to Joliet is going to be excellent for the City.

COUNCILMAN DORRIS said they were told yesterday that 40 jobs were coming with the initial construction and it's going to go up to 100 jobs. He said they also told them yesterday that they are going to look very closely at making sure those other 60 jobs will come from people within our community and he asked if that was correct.

Attorney Mike Martin, representing the petitioner, Highway Transport, said that's absolutely correct. He said they also plan to use a local contractor to construct the building which will cost in the area of \$5 to \$6 million, and they are looking for a quality contractor.

COUNCILMAN DORRIS said when they're looking for the quality contractor we have some qualified minority contractors here and if they could do some of that work it would be tremendous. He said they have been talking about the wonderful projects that are coming to the east side of Joliet and they would like some of the people that have been waiting for this to participate.

Mr. Martin said they understand that fully.

COUNCILMAN DORRIS said he'd like to work with him on that. He said it's a great project and a great new project for District 5.

COUNCILMAN DORRIS moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

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.

Prior to her vote, COUNCILWOMAN QUILLMAN stated the local jobs were also a concern of hers yesterday as well and she thanked them for working that out and said she would vote aye as well.

B. Public Hearing re: Annexation of 402 Harwood Street

1. A RESOLUTION Approving an Annexation Agreement for 402 Harwood Street as recommended by the Plan Commission was presented and read. (#A-30-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6088)

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

2. AN ORDINANCE Approving the Annexation of 402 Harwood Street as recommended by the Plan Commission was presented and read. (#A-30-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16166)
3. AN ORDINANCE Approving the Classification of 402 Harwood Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-30-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16167)

C. Public Hearing re: Annexation of 420 Harwood Street

1. A RESOLUTION Approving an Annexation Agreement for 420 Harwood Street as recommended by the Plan Commission was presented and read. (#A-31-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6089)
2. AN ORDINANCE Approving the Annexation of 420 Harwood Street as recommended by the Plan Commission was presented and read. (#A-31-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16168)
3. AN ORDINANCE Approving the Classification of 420 Harwood Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-31-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16169)

D. Public Hearing re: Annexation of 408 Harwood Street

1. A RESOLUTION Approving an Annexation Agreement for 408 Harwood Street as recommended by the Plan Commission was presented and read. (#A-32-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6090)
2. AN ORDINANCE Approving the Annexation of 408 Harwood Street as recommended by the Plan Commission was presented and read. (#A-32-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16170)
3. AN ORDINANCE Approving the Classification of 408 Harwood Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-32-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16171)

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

E. Public Hearing re: Annexation of 413 Harwood Street

1. A RESOLUTION Approving an Annexation Agreement for 413 Harwood Street as recommended by the Plan Commission was presented and read. (#A-33-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6091)
2. AN ORDINANCE Approving the Annexation of 413 Harwood Street as recommended by the Plan Commission was presented and read. (#A-33-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16172)
3. AN ORDINANCE Approving the Classification of 413 Harwood Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-33-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16173)

F. Public Hearing re: Annexation of 330 Harwood Street

1. A RESOLUTION Approving an Annexation Agreement for 330 Harwood Street as recommended by the Plan Commission was presented and read. (#A-35-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6092)
2. AN ORDINANCE Approving the Annexation of 330 Harwood Street as recommended by the Plan Commission was presented and read. (#A-35-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16174)
3. AN ORDINANCE Approving the Classification of 330 Harwood Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-35-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16175)

G. Public Hearing re: Annexation of 407 Scribner Street

1. A RESOLUTION Approving an Annexation Agreement for 407 Scribner Street as recommended by the Plan Commission was presented and read. (#A-62-08/Dist. #4)  
(Council Memo #845-08)  
(RESOLUTION NO. 6093)
2. AN ORDINANCE Approving the Annexation of 407 Scribner Street as recommended by the Plan Commission was presented and read. (#A-62-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16176)

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

3. AN ORDINANCE Approving the Classification of 407 Scribner Street to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-62-08/Dist. #4)  
(Council Memo #845-08)  
(ORDINANCE NO. 16177)

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

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

COUNCILMAN BROPHY moved that said Resolutions and Ordinances be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked for a brief concept plan of what's going to happen here in terms of the infrastructure.

The City Manager said it's probably more of a utilities issue, and basically it's a continuation of what we've been doing over the past several years for the homeowners that want to annex to the City to get water and sewer service. He said that's the same plan here. He said we are working on a fairly large project dealing with Will County to address the sewage problem in the Ridgewood area on a bigger scope. He said the County has actually come forward with a very good proposal with funding that will help us through this. He said we need to work out some of the details and bring it to the next Land Use Committee meeting after tomorrow's meeting and are trying to schedule it for July 30<sup>th</sup>. He said the County would come over and make a brief presentation about what we're trying to do as far as the big picture with Ridgewood.

COUNCILMAN SHETINA said he would like the folks in the area to know what they're going to get. He asked if they are going to get lighting.

The Director of Public Works said this project is sanitary sewer and water main.

COUNCILMAN SHETINA said no sidewalks, no lighting or curb and gutter.

The Director of Public Works said not at this time.

COUNCILMAN SHETINA said so that would come later, sidewalks at 50/50 participation like everybody else does.

The Director of Public Works said yes.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

H. Public Hearing re: Annexation of Ridgewood Park Located at Cass and Walnut Streets

1. A RESOLUTION Approving an Annexation Agreement for Ridgewood Park Located at Cass and Walnut Streets as recommended by the Plan Commission was presented and read. (#A-36-08/Dist. #4)  
(Council Memo #846-08)  
(RESOLUTION NO. 6094)
2. AN ORDINANCE Approving the Annexation of Ridgewood Park Located at Cass and Walnut Streets as recommended by the Plan Commission was presented and read. (#A-36-08/Dist. #4)  
(Council Memo #846-08)  
(ORDINANCE NO. 16178)
3. AN ORDINANCE Approving the Classification of Ridgewood Park Located at Cass and Walnut Streets to R-2 Zoning as recommended by the Plan Commission was presented and read. (#A-36-08/Dist. #4)  
(Council Memo #846-08)  
(ORDINANCE NO. 16179)

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

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

COUNCILWOMAN QUILLMAN moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

I. Public Hearing re: Annexation of 33.69 Acres Located at the Northwest Corner of Patterson Road and Millsdale Road

1. A RESOLUTION Approving an Annexation Agreement for 33.69 Acres Located at the Northwest Corner of Patterson Road and Millsdale Road as recommended by the Plan Commission was presented and read. (#A-63-08/Dist. #5)  
(Council Memo #847-08)  
(RESOLUTION NO. 6095)

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

2. AN ORDINANCE Approving the Annexation of 33.69 Acres Located at the Northwest Corner of Patterson Road and Millsdale Road as recommended by the Plan Commission was presented and read. (#A-63-08/Dist. #5)  
(Council Memo #847-08)  
(ORDINANCE NO. 16180)
3. AN ORDINANCE Approving the Classification of 33.69 Acres Located at the Northwest Corner of Patterson Road and Millsdale Road to I-1 Zoning as recommended by the Plan Commission was presented and read. (#A-63-08/Dist. #5)  
(Council Memo #847-08)  
(ORDINANCE NO. 16181)
4. A RESOLUTION Approving an Amendment to the Annexation Agreement for Autobahn Country Club as recommended by the Plan Commission was presented and read. (#A-64-08/Dist. #5)  
(Council Memo #847-08)  
(RESOLUTION NO. 6096)
5. A RESOLUTION Approving an Amendment to the Master Development Plan for Autobahn Country Club as recommended by the Plan Commission was presented and read. (#M-5-08/Dist. #5)  
(Council Memo #847-08)  
(RESOLUTION NO. 6097)
6. AN ORDINANCE Approving an Amendment to a Special Use Permit to Allow an Unlighted Open Air Recreational Facility for Outdoor Driving, Racing and Testing of Motor Vehicles and the Operation of an Outdoor Skeet Shooting Facility Located at the Northwest Corner of Patterson Road and Millsdale Road as recommended by the Zoning Board of Appeals was presented and read. (#2008-42/Dist. #5)  
(Council Memo #847-08)  
(ORDINANCE NO. 16182)

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

Attorney Mike Hansen, representing the Autobahn Country Club, stated they are here again with another phenomenal project at Autobahn and he introduced the President and one of the founders of Autobahn Country Club, Mark Basso.

Mr. Mark Basso thanked everyone for their continued support of Autobahn. He said with their new annexation they hope to have some trap shooting which is a very popular amenity that will bring in more members over the fall and winter to use the club and the restaurant. He said they hope to begin construction on the speed pavilion shortly which will have a high-end clubhouse for members, a swimming pool, 23 hotel rooms and 26 condos. He said over half of the condos are already under contract with members. He said their ground breaking ceremony will take place next month.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

Mr. Basso said with the CenterPoint project around them they want to maintain their access and preserve the beauty that they have with all of the trees and landscaping with their project. He said they have been communicating their concerns to them but they still do not have a signed agreement. He said they would also like to expand Autobahn to the west and they've let CenterPoint know that and have offered them a fair price on some of the land and expect to have a positive response from them. He said they have not received a response from them at this point so they are going to continue to work towards that and make sure their future and the City's future is carried forward.

Mr. Tim O'Donnell, one of the founders of Autobahn, expressed his appreciation to the City of Joliet for being a huge ally for them and enabling Autobahn to be a success and said they look forward to continuing its growth along with the City.

COUNCILMAN GIARRANTE asked how many acres they are considering purchasing to the west.

Mr. Basso said 80 acres.

COUNCILWOMAN QUILLMAN asked if that property is owned by private investors or is it CenterPoint property.

Mr. Basso said it is CenterPoint property and COUNCILWOMAN QUILLMAN asked how negotiations are going. Mr. Basso said they are continuing to negotiate. He said the land has some issues that would prevent it from being sustainable for very large industrial uses. He said there is a gas pipeline that cuts across the middle of it and also a pretty fair amount of 100-year floodplain, so probably over 18 acres would be lost for a development such as CenterPoint. He said that's why they think it's appropriate for them because their smaller uses would fit on it and they would be able to take more advantage of the land and bring more taxable things to the City.

COUNCILMAN DORRIS asked how long will the total build out take.

Mr. Basso said the speed pavilion will take a year so by September of next year it should be complete.

COUNCILMAN DORRIS asked when the condos would be finished.

Mr. Basso said they would be completed at the same time.

COUNCILMAN DORRIS asked if they are going to have additional employees.

Mr. Basso said they probably have over 150 employees right now and the speed pavilion will probably add easily that many more with servers, chefs and maintenance people. He said they are all local people that work at their facility.

COUNCILMAN DORRIS said the reason he keeps harping on this is because he remembers he and the Mayor sitting on his front porch in 1988 and they couldn't get anybody to build anything over there in District 5. He said now that that's happening they just want the people who live there who suffered through the hard times to participate. He said he has talked with Mr. Hansen about this and some other projects. He said he thinks it is absolutely wonderful to see this coming to District 5, and anywhere in the City this would be an asset.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

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

COUNCILMAN DORRIS moved that said Resolutions and Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

J. Public Hearing re: Establishment of the 2008 Joliet Special Service Area No. 12 – Ivy/Margaret/Morris

1. AN ORDINANCE Establishing the 2008 Joliet Special Service Area No. 12 – Ivy/Margaret/Morris was presented and read.  
(Council Memo #848-08)

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

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

COUNCILMAN GIARRANTE moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

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.

(ORDINANCE NO. 16184)

APPROVAL OF REGULAR CURRENT BILLS

A. Treasurer's Disbursements – June, 2008 - \$42,475,041.90

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

B. Regular Claims – June, 2008 - \$3,866,903.28

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

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

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

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. (COUNCILWOMAN QUILLMAN abstained from voting on any items dealing with Silver Cross Hospital)

**ORDINANCES AND RESOLUTIONS**

**A. ORDINANCES**

1. AN ORDINANCE Approving a Special Use Permit Allowing an Automotive Tire and Battery Installation Shop with a Dispatch Office for Roadside Services in an Existing Commercial Structure Located at 935 W. Jefferson Street subject to the 11 conditions contained in the Council Memo was presented and read. (#2008-26/Dist. #2)  
(Council Memo #850-08)

A communication from the City Manager contained no formal recommendation by the Zoning Board of Appeals due to a tie vote, and a recommendation by the Administration that the proposed use is not the highest and best use of the subject site, but it could be operated successfully if it is conducted in accordance with the conditions set forth in the ordinance.

COUNCILMAN BROPHY asked for an explanation of the new conditions.

The City Manager stated the supplemental memo that has been distributed outlines 11 conditions that the owner has agreed to and that City staff is recommending should the City Council decide that the request for the Special Use Permit be allowed. He said this is in response to the conversation from the last meeting where it was mentioned that there is probably some gray area that we're dealing with in the Zoning Ordinance and if the Council is so inclined to approve the request for a Special Use Permit, they wanted to make sure that appropriate conditions were imposed upon the owner and should there be any violation it would give the City the right to come in and revoke the Special Use Permit. He said the conditions are well established in advance and the operator will be required to comply. He said he spoke with the operator's attorney this evening and they have agreed to all 11 conditions.

COUNCILMAN UREMOVIC said in looking at the Zoning Board of Appeals minutes and there not being a recommendation, he believes there was a tie vote on this.

The City Manager said yes, he believes it was a three to three vote so it comes to the Council without a recommendation.

COUNCILMAN UREMOVIC said in looking at that and reviewing the Administration's recommendations you don't give it a real positive recommendation. He said the Administration believes the proposed use is not the highest and best use of the subject site, nevertheless, the Administration believes that the proposed use "could" be operated successfully if conducted in accordance with the conditions set forth. He said if it is not conducted in

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

accordance with those conditions we've got more of the onus on us to prove it and take it through court and if they want they could really stretch this out. He said he is not real comfortable with this the way it's set up and he thinks it could be better. He said you stated it could be a better use especially since we're on Jefferson Street and we're trying to redevelop that, so this property is not the best use.

The City Manager said they are of the opinion that that stretch of Jefferson Street going from Raynor Avenue to Midland Avenue has some challenges. He said there is some residential there, a lot of older businesses and some new projects with Walgreen's being the best example, so we do have a lot of hope for that stretch of Jefferson Street being a vibrant commercial zone going forward. He said that's why when we get these isolated cases that come up we want to do all we can to protect the opportunity we have to keep Jefferson Street as a vibrant commercial center. He said certainly this would have been a little easier had our Zoning Ordinance been a little clearer, but because it isn't we thought that if the City Council was looking for a fall back position we wanted to make sure that we had all of the details tied up. He said the burden is on us to monitor the use of the property and he's sure the neighbors that have a lot of concerns over this operation will let us know if any of these conditions are not being followed. He said if we do find that the owner is not complying we have the authority to go with a revocation proceeding, stop the Special Use Permit from being in effect and basically stop the operation.

COUNCILMAN SHETINA said these people came in to the City with good intentions, proper zoning and an indication they were told they could operate this kind of a business there. He said it seems to him that it is our obligation to operate under a clear glass and everything should be out in the open. He said the restrictions placed on that business are onerous and they are not getting any kind of a special consideration with respect to the eleven conditions they have on it. He said he would hope that in the future that we don't work with ex post facto law, that if a person comes in and the staff doesn't like the type of operation they are going to have even though it complies with the zoning requirement that it cannot be driven that way, it has to be driven by policy and we have a policy and a provision for Special Use classifications but he doesn't think it was followed. He said he believes these folks bought it in good faith and had the indication that there was zoning in place. He said Mr. Karges is a prominent realtor in Joliet and has no reason to do anything other than to sell somebody something that works, that has been their history and their policy. He said he thinks the City has put enough restrictions on this and he hopes they can operate. He then made a motion to approve this.

COUNCILMAN GIARRANTE said at the public hearing CAPA and St. Pat's spoke against this and he asked Carol Ann Heinemann who was in the audience if she has had a chance to look at the changes that the City is requiring and if her position has changed.

Ms. Carol Ann Heinemann, President of St. Pat's Neighborhood Association, said at the May 15<sup>th</sup> Zoning Board of Appeals meeting the St. Pat's Neighborhood Association Board opposed this Special Use. She said they do not believe that having an auto care business is the best and highest use of the property, however, with the enforcement of the conditions of the Ordinance granting special use and continuing to not allow storage of tow trucks or inoperable vehicles on the property, and if the City Council would take a look at maybe further limiting or eliminating the Sunday hours, they are not in opposition to this

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

petition. She said they will continue to be diligent in observing the property and reporting any violations to the appropriate City officials.

COUNCILWOMAN QUILLMAN asked if anyone wanted to entertain changing the hours of operation on Sunday.

COUNCILMAN DORRIS asked what the hours are on Sunday.

The City Manager said they are 10 a.m. to 5 p.m.

COUNCILMAN SHETINA said he would like to have his motion to approve with the 11 conditions included in the Council memo be voted upon.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: COUNCILWOMAN QUILLMAN and COUNCILMAN UREMOVIC.

Prior to his vote, COUNCILMAN BROPHY stated he understands the concerns of those involved in the gray area that was covered with the approval of what could go there early in the process. He said it is worth the benefit of the doubt for those involved since they came to us with professional purposes and decent business operations in mind so he is inclined to give this gentleman a chance. He said he would like to see the enforcement watched and if staff needs to visit with the owner to help him understand what it is we intend, then let's do that.

Prior to his vote, COUNCILMAN DORRIS stated he agrees with COUNCILMAN BROPHY that he would like to see another use but he believes at this time it may be the best use. He said the building is just sitting there deteriorating and if we don't get someone in there it's just going to continue to deteriorate. He said he believes the staff will hold the owner to what he's agreed to and he knows they will all keep an eye on it and he votes aye and hopes it works.

Prior to his vote, COUNCILMAN GIARRANTE said having lived right behind there for 33 years he's sure if they don't live up to these conditions that his old neighbors will be calling him and he will bring that to the City Manager's attention and he votes aye.

Prior to her vote, COUNCILWOMAN QUILLMAN said she doesn't live too far from this and she has been against this from the beginning. She said she has to support the neighborhoods and since the hours will not be changed on Sunday she cannot support this and therefore votes no.

Prior to his vote, COUNCILMAN SHETINA commented to attorney Dan Kallan who is the attorney for the petitioner that we are making an effort here to accommodate him and that there are a lot of conditions and he hopes his client knows that these are definite conditions and they need to be followed.

Mr. Kallan stated that he has reviewed the conditions with his client and has gone over them extensively. He said they intend to live by these conditions and are happy with the resolution of the dilemma we have here. He said Mr. Ahmad intends to be a good neighbor and is a very hard working man. He said this property has been vacant for too long and it needs to be upgraded and maintained and his client intends to do that.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

COUNCILMAN SHETINA said he is glad to see staff has worked it out with the petitioner. He then voted aye.

Prior to his vote, COUNCILMAN TURK said he came here this evening with the intention of voting against this petition, however, after hearing Carol Ann's comments and the assurances by the petitioner's attorney, he will vote aye.

Prior to his vote, COUNCILMAN UREMOVIC said again when you look at all the restrictions that are placed on this and will they abide by them, that is the first issue. He said the second issue is trying to enforce those restrictions and that becomes critical. He said if they don't abide by these, and it has happened in the past, the onuses are on the City, we have to spend a lot of money for legal fees and court action. He said again we're on the defense, not on the offense so with that said and not the total support of the neighborhoods he is going to have to vote no at this time.

Prior to her vote, COUNCILWOMAN BARBER said they have several restrictions that they have to live with and live up to so she votes aye.

Prior to his vote, MAYOR SCHULTZ wished them good luck and voted aye.  
(ORDINANCE NO. 16185)

2. Ordinance re: Approving a Special Use Permit to Allow Construction of an Over-The Road Semi-Truck Maintenance Facility at the Spencer Road Industrial Park, Located on the South Side of Spencer Road, West of Manhattan Road (#2008-29/Dist. #5)  
(Council Memo #852-08)
3. Ordinance re: Approving the Preliminary Plat of Spencer Road Industrial Park, Phase 2 (#P-3-08/Dist. #5)  
(Council Memo #853-08)
4. Ordinance re: Approving the Final Plat of Spencer Road Industrial Park, Phase 2 (#FP-7-08/Dist. #5)  
(Council Memo #853-08)
5. Ordinance re: Approving the Recording Plat of Spencer Road Industrial Park, Phase 2 (#RP-11-08/Dist. #5)  
(Council Memo #853-08)

The City Clerk noted these items were approved earlier in the meeting.

6. AN ORDINANCE Accepting Easements Associated with the Parkwood Drive One Million Gallon Elevated Tank Project was presented and read.  
(Council Memo #854-08)

COUNCILMAN DORRIS moved that said Ordinance be adopted.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

Motion seconded by COUNCILMAN BROPHY.

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.

(ORDINANCE NO. 16186)

7. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 1 – Prairie (Taylor-Douglas) was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16187)
8. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 2 – Willard/Woodward was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16188)
9. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 3 – Nicholson (Douglas-Ruby) was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16189)
10. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 4 – Dixon/Jersey was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16190)
11. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 5 – Comstock (Center-Marion) was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16191)
12. AN ORDINANCE Approving the Levy and Assessment of Taxes in and for the 2006 Joliet Special Service Area No. 6 – Ardith/Commonwealth was presented and read.  
(Council Memo #856-08)  
(ORDINANCE 16192)

COUNCILMAN SHETINA moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

**B. RESOLUTIONS**

1. A RESOLUTION Approving an Amendment to an Intergovernmental Agreement Between the Forest Preserve District of Will County and the City of Joliet Regarding the Rock Run Greenway Trail was presented and read.  
(Council Memo #860-08)  
(RESOLUTION NO. 6098)
  
2. A RESOLUTION Approving an Intergovernmental Agreement Between the Forest Preserve District of Will County and the City of Joliet for the Funding of a Picnic Shelter, Latrine and Drinking Fountain at Joliet Iron Works Historic Site was presented and read.  
(Council Memo #861-08)  
(RESOLUTION NO. 6099)
  
3. A RESOLUTION Approving an Intergovernmental Agreement Between the Forest Preserve District of Will County and the City of Joliet for the Design, Operation, Maintenance and Funding of a Segment of the Spring Creek Trail and Hadley Valley Preserve was presented and read.  
(Council Memo #862-08)  
(RESOLUTION NO. 6100)
  
4. A RESOLUTION Approving Authorization to Execute an Intergovernmental Agreement Between the Forest Preserve District of Will County and the City of Joliet for a Public Sign License Agreement was presented and read.  
(Council Memo #862-08)  
(RESOLUTION NO. 6101)

COUNCILMAN SHETINA stated he walks all of these trails and he would like a letter to go out to the Forest Preserve District under the Mayor's signature thanking them for the great job they do with the trails. He said they keep them clean, they are there every day and they're open every day. He said they have done a great job throughout Will County and a great job around Joliet.

COUNCILMAN SHETINA moved that said Resolutions be adopted.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY stated all of the Resolutions start out with the sentence "The City has been actively working with the Forest Preserve District" and that's a good thing to hear. He said he thinks constituents expect us to do more together to conserve tax dollars and this is the kind of cooperation that is expected of public entities and he applauds the staff for doing so and he voted aye.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

2. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$5,815.00 for the Professional Engineering Services 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 #863-08)  
(RESOLUTION NO. 6102)
  
3. A RESOLUTION Appropriating Motor Fuel Tax Funds in the amount of \$21,161.26 for the 129<sup>th</sup> Infantry Drive (Black-Ingalls) Construction was presented and read. (Section No. 99-00347-00-FP)  
(Council Memo #864-08)  
(RESOLUTION NO. 6103)

COUNCILMAN TURK moved that said Resolutions 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.

4. A RESOLUTION Authorizing the Use of HOME and IHDA Funds for the Purchase of 652 Grant Avenue was presented and read.  
(Council Memo #865-08)

COUNCILWOMAN QUILLMAN 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.

First-time homeowners Cathy Jones and Annie Cox said they really appreciate being a participant in this program and thanked the Mayor and Council and said they are very grateful.

(RESOLUTION NO. 6104)

5. A RESOLUTION Approving an Agreement for Payment to the Village of Rockdale for the City's Share of the Bellevue Avenue Roadway Improvements - 2008 was presented and read.  
(Council Memo #866-08)

COUNCILMAN SHETINA moved that said Resolution be adopted.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

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.

Prior to his vote, COUNCILMAN SHETINA stated this is a great improvement to that location as it was very difficult to negotiate your car down the road.

(RESOLUTION NO. 6105)

6. A RESOLUTION Requesting Authorization to Enter into a 2008 Justice Assistance Grant Intergovernmental Agreement Between the City of Joliet and Will County was presented and read.

(Council Memo #867-08)

COUNCILMAN SHETINA moved that said Resolution be adopted.

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.

(RESOLUTION NO. 6106)

**BIDS AND CONTRACTS**

**A. Award of Contracts**

1. Proposed Renewal of Property and Casualty Coverages  
(Council Memo #872-08)

A communication from the City Manager contained his recommendation that he be authorized to execute a contract with Arthur J. Gallagher Risk Management Services Inc. for the policy year beginning August 1, 2008 in an amount not to exceed \$634,775.00.

COUNCILMAN SHETINA stated he thinks it's important that we recognize with this insurance package the only problem we had was a little bit on workman's comp and that's basically epidemic, but we've got a nice package with very little increase to the City.

2. Award a Professional Services Contract for the Structural Review and Construction Phase Engineering for the CenterPoint Intermodal Center North Bridges/Structures  
(Council Memo #873-08)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Rempe-Sharpe and Associates in an amount not to exceed \$197,124.50.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

3. Award of Contract for the 2008 Hickory/Spring Creek Cleaning Project  
(Council Memo #874-08)

A report on seven bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Gregg Dobczyk Excavating in the amount of \$43,000.00.

4. Authorization to Approve Payment for Warning System Siren Annual Maintenance and Repairs  
(Council Memo #876-08)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve the increase to Purchase Order No. 92921 in the amount of \$794.00; and 2) Approve the payment of \$5,694.60 to Fulton Technologies.

5. Award of Contract for Rear Yard Drainage Improvements (Various Locations) – 2008 Neighborhood Improvement Program  
(Council Memo #877-08)

A report on twelve bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Superior Excavating in the amount of \$47,320.60.

6. Award of Contract for the Wilcox (Plainfield-Ruby) Roadway Improvement Project – 2008 Neighborhood Improvement Program  
(Council Memo #878-08)

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 Len Cox & Sons in the amount of \$150,157.30.

7. Authorization to Purchase Communication Center Equipment – Headsets and Accessories  
(Council Memo #879-08)

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 Call One Inc. in the amount of \$4,897.00.

8. Authorization to Purchase SWAT Equipment and Personnel Vehicle  
(Council Memo #880-08)

A report on one bid received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Supreme Indiana Operations in the amount of \$89,920.89.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

9. Authorization to Purchase Water Meters  
(Council Memo #881-08)

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 \$24,800.00.

10. Authorization to Approve Payment for Emergency Repairs of  
Sanitary Force Main at Jefferson and Infantry Streets  
(Council Memo #882-08)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve the increase to Purchase Order No. 96465 in the amount of \$24,827.03; and 2) Approve the payment of \$25,817.03 to Construction by Camco.

11. Authorization to Purchase Sewer Repair Materials  
(Council Memo #883-08)

A report on four proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Getum Inc. in the amount of \$25,550.00.

COUNCILWOMAN BARBER moved that the recommendations of the City Manager be concurred in.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

B. Change Orders and Payments:

1. Approve Change Order No. 2 and Payment Estimate No. 2 for  
the Farrell-Rosalind Water Main Project - 2008  
(Council Memo #889-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$14,375.50 and Pay Estimate No. 2 in the amount of \$508,227.13 on behalf of C. Thompson & Sons.

2. Approve Payment No. 23 for the Fairmont and Gavin Water  
Treatment Plant Project  
(Council Memo #890-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 23 in the amount of \$30,000.20, with a reduced retainage of \$85,595.49 on behalf of Vissering Construction.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

3. Approve Payment No. 22 for the Black Road Water Treatment Plant Project  
(Council Memo #891-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 22 in the amount of \$30,000.00, with a reduced retainage of \$111,774.88 on behalf of Vissering Construction.

4. Approve Amendment No. 2 and Payment Request No. 12 and Final for the Professional Engineering Services for the Black Road and Timberline Drive Roadway Widening and Traffic Signal Improvements Project  
(Council Memo #892-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 2 in the amount of \$5,815.00 and Pay Request No. 12 and Final in the amount of \$7,459.05 on behalf of Engineering Resource Associates.

5. Approve Change Order No. 2 and Payment for the New Housing Construction Project at Second and Mississippi Avenues  
(Council Memo #893-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 and Payment in the amount of \$24,571.67 on behalf of Paul Gabriel Construction.

6. Approve Change Order No. 10 for the Municipal Center Phase 2 Remodeling Project  
(Council Memo #894-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 10 in the amount of \$14,459.00 on behalf of R.L. Sohol.

7. Approve Change Order No. 3 and Payment Request No. 3 and Final for the Western Avenue Greenway Improvements Project  
(Council Memo #897-08)

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 \$9,913.10 and Pay Request No. 3 and Final in the amount of \$55,549.00 on behalf of Allied Landscaping.

8. Approve Change Order No. 2 and Pay Estimate No. 3 for the Belmont/Elizabeth/Irving Roadway Improvements Project – 2008 Neighborhood Improvement Program  
(Council Memo #898-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$14,390.17 and Pay Estimate No. 3 in the amount of \$69,287.56 on behalf of P.T. Ferro Construction Co.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

9. Approve Change Order No. 2 and Payment Request No. 2 for the 2008 Plant Mix Contract  
(Council Memo #899-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$13,200.00 and Payment Request No. 2 in the amount of \$750,061.21 on behalf of P.T. Ferro Construction Co.

10. Approve Change Order No. 2 for the Herkimer Street Storm Sewer Separation Project - 2008  
(Council Memo #900-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$24,769.13 on behalf of Austin Tyler Construction.

11. Approve Change Order No. 2 and Payment Request No. 4 and Final for the 129<sup>th</sup> Infantry Drive (Black-Ingalls) Construction  
(Council Memo #901-08)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$21,161.26 and Payment Request No. 4 and Final in the amount of \$182,336.89 on behalf of the Illinois Department of Transportation.

COUNCILWOMAN BARBER moved that the recommendations of the City Manager be concurred in.

Motion seconded by COUNCILMAN TURK.

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.

MAYOR:

- A. Bettye Gavin (National Hook Up of Black Women) re: Thanking Councilwoman Barber and the Mayor and City Council for Allowing a Local Youth Group Event

Ms. Bettye Gavin stated the National Hook Up of Black Women is a non-profit, community service organization whose mission is to improve the quality of life through the arts, education, health and human service programs. She said their youth development programs are layered to the best interest of their youth. She said they would like to acknowledge Councilwoman Susie Barber for being the "rainbow" in their youth. She said their youth are under the direction of Tom Douglas and Archie Gavin in their Passport to Success program.

COUNCILWOMAN BARBER thanked them for the acknowledgement and said if there is anything she can do to help the community and the young people do not hesitate to ask.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

B. Proclamation re: Proclaiming "Hall of Fame Day in the City of Joliet"

The City Clerk noted that this Proclamation will be read and presented at the Hall of Fame Induction Ceremony on August 1<sup>st</sup>.

COUNCILWOMAN BARBER requested that Mr. Marty Lepacek be allowed to address the Mayor and Council at this time.

COUNCILMAN GIARRANTE moved that Mr. Marty Lepacek be allowed to address the Mayor and Council.

Motion seconded by COUNCILMAN SHETINA.

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.

Mr. Marty Lepacek of 1307 E. Jackson Street said he is here today to ask the City Council to consider all reasonable legal options in regards to the relocation of Silver Cross Hospital to New Lenox. He said the Illinois Health Facilities Planning Board broke their own rules on multiple occasions. He said the State Agency report listed several deficiencies including location, alternatives, need and size and yet at the hearing on July 1<sup>st</sup> in Springfield, Silver Cross Hospital did not have to respond to these deficiencies. He said the State was given factual, independent data as to the veracity of assertions made by Silver Cross and yet these facts did not appear to carry any weight with the Planning Board whose decision was arbitrary and inconsistent with its mission.

Mr. Lepacek stated at the hearing on July 1<sup>st</sup> Silver Cross was repeatedly asked to explain why they were moving from a poorer area of Joliet to a more affluent area of New Lenox and they repeatedly responded by not answering the question directly. He said they had no answer and provided no proof even though it is their burden and against Planning Board rules. He said this half billion dollar project did not even require Planning Board members to visit the campus and they made their decision based on assertions by Silver Cross, not by facts. He said one member of the Planning Board was just assigned to his position in June. He said at the July 1<sup>st</sup> meeting, opposition was not allowed to deliver a presentation to counter assertions made by Silver Cross.

Mr. Lepacek stated this may be the first time in State history that a hospital was allowed to leave a city. He said evidence suggests that St. Joseph's Hospital may receive more of a burden especially in the emergency department because of the closing of Silver Cross Hospital. He said he thinks it's very important to try to stop this horrible precedent for the underserved communities throughout the state. He said there will be no new categories of services at the hospital, no open heart surgery or neo-natal care.

Mr. Lepacek said another misconception is the land that the New Lenox Hospital will be located on; it was not a donation or a gift. He said they bought the property in 2004 for \$4.5 million and the record indicates that this land was purchased as a farm to be used as a farm. He said at the July 1<sup>st</sup> hearing Silver Cross Hospital stated they did not know anything about a toll road at this time but according to Silver Cross tax reports there was a person on the Board of

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

Directors of Silver Cross and this same person was a director on the Illinois Tollway Authority Board. He said in 2004 an engineer was hired for the I-355 project and in 2004 plans were unveiled for the I-355 project and in 2004 ground was broken on the I-355 project, and yet Silver Cross Hospital states, under oath, they knew nothing about a highway being built in New Lenox right next to the farm they purchased in the same year.

Mr. Lepacek stated he has a document that says Silver Cross Hospital put in their application to the State of Illinois Health Department on April 28<sup>th</sup> that they will be leaving vacant the present and up-to-date facilities in 2011 and it also states that the hospital is in very good condition with in-patient and out-patient rehab facilities. He said at the same time Silver Cross is telling the people of Will County that the facility is antiquated and obsolete. He said under law they are not allowed to leave if the hospital is in good condition and can be used as a hospital. He said he believes it is very necessary to pursue every legal option.

COUNCILMAN GIARRANTE asked Mr. Lepacek if he knew how much Silver Cross has spent on public relations.

Mr. Lepacek said he knows that before they broke ground according to their own documents that \$9 million was spent, but he doesn't know exactly what it was spent on. He said he knows a great deal of money was spent on the lobbyist firm Res Publica.

**MAYOR AND COUNCIL COMMENTS:**

COUNCILMAN UREMOVIC asked the City Manager if he could call Sue Hutchinson of the Oakwood Estates Homeowners Association. He said they have a lot of concerns and questions in regards to the Silver Leaf development. He said now there's two owners that own this property and they would like to know who is responsible for some things, like the lighting and the straightening out of McDonough Street. He said recently one of the homeowners on the McDonough Street side moved the berm. He said he had left a message with Dave Mackley and he is waiting for him to find out what actually is going on. He said there is quite a bit of concern and it is not being finished the way it should.

COUNCILMAN TURK said he wanted to congratulate everyone that was involved in the race last weekend from the rally on Wednesday night and continuing through Sunday morning. He said it was a job well done by everyone involved.

COUNCILWOMAN QUILLMAN said thanks to everyone who voted for Molly Batozech, the 11 year-old who won the contest to sing the National Anthem at the Chicago Rush Arena Football quarterfinal playoff game. She said she has talked to the Mayor and she is going to ask Molly to sing the National Anthem at the next Council Meeting in August.

COUNCILWOMAN QUILLMAN said the front page of Saturday's Chicago Tribune read "Joliet blossoming into the place to be". She said we have come a long way and we are going a lot further. She said everyone that lives here should be very proud of our town -- she knows that she is.

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 15th day of July, A.D. 2008***

COUNCILMAN BROPHY thanked the staff for the trailers being gone at Walgreen's and said hopefully they won't appear at the new Walgreen's on Jefferson Street. He also thanked the Joliet Police Department, Joliet Fire Department, Public Works and the many community volunteers that all helped bring about a successful and safe race weekend. He said Joliet continues to blossom in many other ways and he issued a reminder about Waterway Daze this weekend. He said also on Saturday is the Jonathan Walsh Way dedication. He said there is also "Business After Hours" here at City Hall on July 24<sup>th</sup>. He then congratulated all the Rotary Club members of Club #78 for celebrating their 95<sup>th</sup> year in Joliet. He stated there will be a dinner on July 31<sup>st</sup>.

COUNCILMAN GIARRANTE thanked Marty Lepacek for all of his information; he did a lot of work on that. He said he knows the Joliet Police Department was concerned about the night race and a lot of work went into the race and everything went off smoothly.

MAYOR SCHULTZ said all of the City employees made a very successful weekend and he was proud of them.

**ADJOURNMENT**

COUNCILWOMAN QUILLMAN moved that the Council recess to closed session to discuss land acquisition, pending litigation and personnel at 7:20 p.m. after which the meeting will be adjourned.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

Recorded on Tape