

***Proceedings of the Council of the City of Joliet, Illinois
held on the 5th day of July, A.D. 2006***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Wednesday, July 5, 2006 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Father Michael Lane, St. Jude Parish, 2212 McDonough Street, Joliet, Illinois.

Father Lane then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, DISTRICT 4 COUNCILMAN ALEX LEDESMA, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA and COUNCILMAN AT LARGE MICHAEL F. TURK.

ABSENT: NONE.

ALSO PRESENT: CITY MANAGER JOHN M. MEZERA and ASSISTANT CORPORATION COUNSEL MARY KUCHARZ.

APPROVAL OF MINUTES

COUNCILWOMAN QUILLMAN moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet held on Monday, June 19, 2006 at 3:30 p.m. and of the Regular Meeting held on Tuesday, June 20, 2006 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS and AGENDA ITEMS

A. Land Use

COUNCILMAN SHETINA reported that the Land Use Committee met on June 28th and discussed the annexation of 1,450 acres on Arbeiter Road south of Caton Farm Road. He said Neumann Homes is proposing an entire development with a golf course that would be built by Neumann and owned by the Joliet Park District. He said they have talked with the Park District and they are happy about it.

COUNCILMAN SHETINA stated that the Keating Development Company wants to put a 150 acre storage facility on Laraway and Patterson Roads. He said basically it is a landfill for old trucks. He stated the Committee is asking that the City Council file a legal objection with Will County.

The City Manager stated they would have it for them at the next meeting and the Council can approve the objection by a majority vote.

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COUNCILMAN SHETINA said COUNCILMAN UREMOVIC was concerned about some of the architectural standards on brick, vinyl, etc. He said the people from the Vinyl Siding Institute were at the meeting and talked about different gauges of vinyl that would be appropriate so you won't see the lines in the vinyl. He said some of the builders are not putting sheeting on the side; they are just putting the foam and the vinyl right on top of it. He said that is where the lines and waves are created and it is just not good construction quality. He said they are asking that the builders come to their next meeting to hear what is being discussed. He said they would like their input but they need to get away from that kind of construction. The City Manager said that is a good idea and they need to do it as soon as they can.

COUNCILMAN SHETINA stated they also talked about requiring 96 gallon toters City-wide, and they are going to hold off on this for a while.

B. Public Safety

COUNCILMAN GIARRANTE reported they are trying to schedule a Public Safety Committee meeting on July 17th before the Pre-Council meeting if they can get a quorum.

C. Public Service

COUNCILMAN TURK reported that the Public Service Committee met and discussed the contracts, change orders, pay estimates and final payments and recommended them for approval.

There were no other Committee reports.

CONSENT AGENDA

**A. Position Vacancies
(Council Memo #743-06)**

A communication from the City Manager contained his recommendation that he be authorized to fill the positions of Police Sergeant and Fire Lieutenant and any subsequent vacancies directly related to these positions.

Prior to his vote, MAYOR SCHULTZ asked if the Fire Lieutenant position that is vacant due to the termination of the incumbent is going to arbitration.

The City Manager said that's correct.

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

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN GIARRANTE asked if this Lieutenant position is replacing that individual.

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The City Manager said yes.

COUNCILMAN GIARRANTE asked what happens if he wins the arbitration. The City Manager said we would be over by one Lieutenant until there is another vacancy.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of 138 Acres Located at the Southwest Corner of Route 53 and Breen Road

1. Resolution re: Approving the Annexation Agreement for 138 Acres Located at the Southwest Corner of Route 53 and Breen Road (#A-55-05/Dist. #5)
(Council Memo #746-06)
2. Ordinance re: Approving the Annexation of 138 Acres Located at the Southwest Corner of Route 53 and Breen Road (#A-55-05/Dist. #5)
(Council Memo #746-06)
3. Ordinance re: Approving the Classification of 138 Acres Located at the Southwest Corner of Route 53 and Breen Road to R-1B and R-3 Zoning (#A-55-05/Dist. #5)
(Council Memo #746-06)
4. Ordinance re: Approving the Preliminary Plat of Primrose Subdivision (#P-3-05/Dist. #5)
(Council Memo #746-06)

The City Clerk noted that the petitioner has withdrawn their application for this annexation as they have terminated their contract with the land seller.

B. Public Hearing re: Annexation of 24208 W. Theodore Street

1. Resolution re: Approving the Annexation Agreement for 24208 W. Theodore Street (#A-23-06/Dist. #3)
(Council Memo #747-06)
2. Ordinance re: Approving the Annexation of 24208 W. Theodore Street (#A-23-06/Dist. #3)
(Council Memo #747-06)
3. Ordinance re: Approving the Classification of 24208 W. Theodore Street to B-3 Zoning (#A-23-06/Dist. #3)
(Council Memo #747-06)

The City Clerk noted that the petitioner has requested that this item be tabled indefinitely.

COUNCILMAN GIARRANTE moved that said items be tabled indefinitely.

Motion seconded by COUNCILMAN TURK.
Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY said he doesn't like the indefinite part of a table. He asked the City Manager if there is any unusual benefit or cost that the Council should be aware of.

The City Manager said no, it's really an indication that this will probably not come back to the Council for a long time. He said when it does come back and if there is an extraordinary period of time, they will give notice to the neighbors again as if it was a new annexation coming through so they know about it.

COUNCILMAN BROPHY asked if any new building standards and construction standards would apply.

The City Manager said yes.

APPROVAL OF REGULAR CURRENT BILLS

A. Regular Payroll – June 3 – June 16, 2006 - \$2,759,700.03
(Council Memo #748-06)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period June 3, 2006, through June 16, 2006 and additions to regular salaries for the period May 26, 2006 through June 8, 2006 including a 2006 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

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

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCILMAN BROPHY introduced Marianne Wolf who has written a book entitled "Joliet (Images of America)", a pictorial history of the cultural heritage of Joliet. He distributed complimentary copies to the Mayor and Council.

Ms. Wolf stated she was born and raised in Joliet and attended St. Mary Nativity School and St. Francis Academy. She said she is currently the Director of Volunteers for the Chicago Department of Cultural Affairs. She said she received a lot of help from the Joliet Historical Museum and a number of organizations and churches in town. She said on July 15th and 16th there will be a book signing event at the Slovenian Museum on Chicago Street and on August 13th there will be a book signing event at the Joliet Area Historical Museum. She said the book can also be purchased at Barnes and Noble, the Joliet Croation Club and at Amazon.com.

ORDINANCES AND RESOLUTIONS

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A. ORDINANCES

1. Preliminary, Final and Recording Plats

- a. AN ORDINANCE Approving the Final Plat of The Estates at Cedar Creek Subdivision as recommended by the Plan Commission was presented and read. (#FP-11-06/Dist. #5)
(Council Memo #749-06)
(ORDINANCE NO. 15572)
- b. AN ORDINANCE Approving the Recording Plat of The Estates at Cedar Creek Subdivision as recommended by the Administration subject to the receipt of the following fees and documentation within 60 days was presented and read: 1) A Letter of Credit or Performance Bond for public improvements in the amount of \$3,409,137.00; 2) A 1 1/4% inspection fee for public improvements in the amount of \$42,614.00; 3) A cash donation to the Joliet Park District in the amount of \$173,187.96 for improvements to the park within this subdivision; and 4) An Irrevocable Offer of Dedication for public improvements. (#RP-17-06/Dist. #5)
(Council Memo #749-06)
ORDINANCE NO. 15573)

COUNCILMAN SHETINA moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

- c. AN ORDINANCE Approving the Final Plat of Raynor Park Homes Subdivision as recommended by the Plan Commission was presented and read. (#FP-12-06/Dist. #2)
(Council Memo #750-06)
(ORDINANCE NO. 15574)
- d. AN ORDINANCE Approving the Recording Plat of Raynor Park Homes Subdivision as recommended by the Administration subject to receipt of the following fees and documentation within 60 days was presented and read: 1) A Letter of Credit or Performance Bond for public improvements in the amount of \$719,634.00; 2) A 1 ¼% inspection fee for public improvements in the amount of \$8,995.43; and 3) An Irrevocable Offer of Dedication for public improvements. (#RP-19-06/Dist. #2)
(Council Memo #750-06)
(ORDINANCE NO. 15575)

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COUNCILMAN SHETINA moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN stated the Council Memo says that the independent builders will be building these homes according to these plans. She asked what if the homeowner wants a different type of home.

The City Manager said they can come to the City and bring it to the Plan Commission and have a change made as long as it's equal to or better than what's here.

COUNCILMAN BROPHY stated he had a call about the grass. He asked the City Manager to remind them before they get to building that they need to keep the grass cut.

The City Manager said they have already communicated that to them and it was cut once but they will check on it tomorrow.

- e. AN ORDINANCE Approving the Preliminary Plat of Cumberland South Forty Subdivision Unit 3 as recommended by the Plan Commission was presented and read. (#P-7-06/Dist. #3)
(Council Memo #751-06)
(ORDINANCE NO. 15576)
- f. AN ORDINANCE Approving the Final Plat of Cumberland South Forty Subdivision Unit 3 Phase 1 as recommended by the Plan Commission was presented and read. (#FP-13-06/Dist. #3)
(Council Memo #751-06)
(ORDINANCE NO. 15577)
- g. AN ORDINANCE Approving the Recording Plat of Cumberland South Forty Subdivision Unit 3 Phase 1 as recommended by the Administration was presented and read. (#RP-20-06/Dist. #3)
(Council Memo #751-06)
(ORDINANCE NO. 15578)
- h. AN ORDINANCE Approving the Recording Plat of Cumberland South Forty Subdivision Unit 2 as recommended by the Administration subject to receipt of the following fees and documentation within 60 days was presented and read: 1) A Letter of Credit or Performance Bond for public improvements in the amount of \$1,722,995.00; 2) A 1 ¼% inspection fee for public improvements in the amount of \$21,537.00; 3) A cash donation to the Joliet Park District in the amount of \$109,731.03 for improvements to the park within this

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subdivision; and 4) An Irrevocable Offer of Dedication for public improvements. (#RP-21-06/Dist. #3)
(Council Memo #752-06)
(ORDINANCE NO. 15579)

COUNCILMAN TURK moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to her vote, COUNCILWOMAN QUILLMAN questioned the number of lots in Unit 3. She said the Plan Commission approved 54 single-family lots and the memo says 55.

The Director of Planning said that is a typographical error, and there are only 54 lots.

- i. AN ORDINANCE Approving the Final Plat of Stone City Commercial Park Subdivision as recommended by the Plan Commission was presented and read. (#FP-15-06/Dist. #5)
(Council Memo #753-06)

COUNCILMAN SHETINA moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15580)

- j. AN ORDINANCE Approving the Preliminary Plat of Spencer Road Industrial Park Subdivision as recommended by the Plan Commission was presented and read. (#FP-15-06/Dist. #5)
(Council Memo #754-06)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15581)

2. AN ORDINANCE Approving the Vacation of a Portion of a

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Public Utility and Drainage Easement at 6907 Grantham Drive as recommended by the Plan Commission was presented and read. (#V-3-06/Dist. #3)
(Council Memo #755-06)
(ORDINANCE NO. 15582)

3. AN ORDINANCE Approving the Vacation of a Portion of a 15' Public Utility Easement at 1518 Parkside Drive as recommended by the Plan Commission was presented and read. (#V-5-06/Dist. #3)
(Council Memo #756-06)
(ORDINANCE NO. 15583)

COUNCILMAN SHETINA moved that said Ordinances be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

4. AN ORDINANCE Approving the Reclassification of 821 E. Cass Street from I-2 to R-2 Zoning as recommended by the Plan Commission was presented and read. (#Z-4-06/Dist. #4)
(Council Memo #757-06)

COUNCILMAN TURK moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15584)

Prior to her vote, COUNCILWOMAN QUILLMAN asked if the home has been brought up to code.

The Director of Planning stated it has been inspected and it is up to code. He said they have been doing improvements on the exterior also.

5. AN ORDINANCE Approving a Special Use Permit to Allow the Installation of a 50 ft. high, Roof Mounted, Wireless Communication Tower at the Southwest Corner of Joliet West High School as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the tower be located at a distance, in relation to its respective height, from adjoining properties to provide a safe "fall zone" area. (#2006-57/Dist. #2)
(Council Memo #758-06)
(ORDINANCE NO. 15585)
6. AN ORDINANCE Approving a Special Use Permit to Allow the Installation of a 30 ft. high, Roof Mounted, Wireless Communication Tower at the Southwest Corner of Joliet Central High School as recommended by the Zoning Board

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of Appeals subject to the following conditions was presented and read: 1) That the tower be located at a distance, in relation to its respective height, from adjoining properties to provide a safe "fall zone" area. (#2006-58/Dist. #5)

(Council Memo #759-06)

(ORDINANCE NO. 15586)

COUNCILMAN SHETINA moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked if there was a requirement for a bond because it is on school property.

The Director of Planning said they do have a bond.

7. AN ORDINANCE Approving a Variation of Use to Allow the Continuation of a Two-Unit Residence in an R-2 District Located at 1451 Sterling Avenue as recommended by the Zoning Board of Appeals subject to the following conditions was presented and read: 1) That the structure not be expanded in the future; 2) That off street, paved parking for 3 cars be provided within 3 months and remain in the future; 3) That the owner participate in the City's Landlord Training Program and tenant screening program; 4) That if the above conditions are not completed within the specified time period or adhered to, this matter shall be scheduled for an administrative hearing; and 5) Should the property be declared a public nuisance, it shall be subject to rehearing and possible revocation of the Variation of Use. (#2006-42/Dist. #4)

(Council Memo #760-06)

COUNCILMAN BROPHY moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN LEDESMA.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15587)

8. AN ORDINANCE Accepting Easements in Association with the Installation of the Goodwill Sanitary Sewer Replacement was presented and read.

(Council Memo #761-06)

COUNCILMAN LEDESMA moved that said Ordinance be adopted.

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Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15588)

9. 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: 211 Edward Street, 8 Mississippi Avenue, 904 Summit Street and 1501 Sterling Avenue.
(Council Memo #762-06)

COUNCILMAN SHETINA moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 15589)

10. Ordinance re: Approving a Collective Bargaining Agreement with the Illinois Fraternal Order of Police Labor Council
(Council Memo #763-06)

The City Clerk noted that this item was taken off the agenda.

B. RESOLUTIONS

1. A RESOLUTION Appropriating Funds and Approving Payment Request No. 11 and Final in the amount of \$303,705.88 on behalf of the State of Illinois for the U.S. Route 30 (Plainfield Road) from Cass Street/Western Avenue to the Former EJ&E Railroad Reconstruction and Traffic Signal Modernization Project was presented and read. (Section No. 00-00353-00-LT)
(Council Memo #768-06)
(RESOLUTION NO. 5807)
2. A RESOLUTION Approving a Supplemental Resolution Appropriating Motor Fuel Tax Funds for the U.S. Route 30 (Plainfield Road) from Cass Street/Western Avenue to the Former EJ&E Railroad Reconstruction and Traffic Signal Modernization Project was presented and read.
(Council Memo #769-06)
(RESOLUTION NO. 5808)

COUNCILMAN BROPHY moved that said Resolutions be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

BIDS AND CONTRACTS

A. Award of Contracts

1. Request Authorization to Purchase Water Meter Radio Read Transmitters
(Council Memo #773-06)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to National Water Works in the amount of \$124,200.00.

2. Award of Contract for the Purchase and Installation of Historical Museum Security System
(Council Memo #774-06)

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 Commercial Electronic Systems in the amount of \$29,970.00.

3. Request Approval for Purchase of Equipment for Joliet Volunteer Television (JVTV)
(Council Memo #775-06)

A communication from the City Manager contained his recommendation that the Mayor and Council award the contract to Roscor in the amount of \$9,424.95 and to Safe Harbor in the amount of \$45,077.00.

4. Request Authorization to Approve Amendment No. 1 for the Eastside Wastewater Treatment Plant Digester Upgrade Engineering Service Agreement
(Council Memo #776-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 1 to the contract with Clark Dietz in the amount of \$26,000.00.

5. Request Authorization to Approve Amendment No. 1 for the Westside Wastewater Treatment Plant Blower Upgrade Engineering Service Agreement
(Council Memo #777-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 1 to the contract with Clark Dietz in the amount of \$27,500.00.

6. Award of Contract for Fire Station No. 10 Push-Pier Repair and Associated Construction
(Council Memo #778-06)

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A report on two bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Atlas Restoration, LLC in the amount of \$113,416.00.

7. Request Approval for the Payment of the 2006 NPDES Permit Fees
(Council Memo #779-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of \$138,500.00 in NPDES permit fees to the Illinois EPA Fiscal Services Section.

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

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN GIARRANTE stated he would like to call to the Mayor and Council's attention Council Memo #778-06 which is a contract for Fire Station No. 10 Push-Pier Repair and Associated Construction and is not being awarded to the low bidder for the reasons mentioned. He said it is pretty much self-explanatory. He said the Public Service Committee did not review this.

B. Change Orders and Payouts:

1. Approve First and Final Payment for the Center/Jefferson Landscaping Improvements Contract
(Council Memo #784-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve First and Final Payment in the amount of \$24,467.50 on behalf of Allied Landscaping.

2. Approve Change Order No. 1 for Friends of Community Public Art Contract #05-33
(Council Memo #785-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$1,200.00 on behalf of Friends of Community Public Art.

3. Approve Pay Estimate No. 4 and Final for the Well 18-D Rehabilitation Project
(Council Memo #786-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 4 and Final in the amount of \$7,068.84 on behalf of Water Well Solutions.

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4. Approve Change Order No. 1 and Payout No. 1 and Final for the 3203 Wexford Drive Yard Drain
(Council Memo #787-06)

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 \$3,305.00 and Payment No. 1 and Final in the amount of \$19,689.00 on behalf of Austin Tyler Construction.

5. Approve Change Order No. 1 and Payment No. 4 for Marketing Design Work on the 2006 Joliet Visitor Magazine
(Council Memo #788-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$6,058.00 and Payment No. 4 in the amount of \$6,058.00 on behalf of Evoke Idea Group.

6. Approve Change Order No. 1 and Pay Estimate No. 1 for the 2006 City of Joliet Aggregate Contract
(Council Memo #789-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$3,517.72 and Pay Estimate No. 1 in the amount of \$35,498.72 on behalf of Lafarge Joliet, Inc.

7. Approve Change Order No. 1 and Pay Estimate No. 2 for the Well 27-D Metering and Electric Facility Project
(Council Memo #790-06)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$11,895.00 and Pay Estimate No. 2 in the amount of \$25,096.50 on behalf of Genco Industries.

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

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Transfer of a Class "C" Liquor License for Cub Foods at 191 S. Larkin Avenue
(Council Memo #795-06)

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A communication from the Liquor Commissioner regarding the application of Hawk Operations LLC d/b/a Cub Foods for the transfer of a Class "C" Liquor License at 191 South Larkin Avenue contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

- B. Transfer of a Class "C" Liquor License for Cub Foods at 1590 N. Larkin Avenue
(Council Memo #796-06)

A communication from the Liquor Commissioner regarding the application of Hawk Operations LLC d/b/a Cub Foods for the transfer of a Class "C" Liquor License at 1590 North Larkin Avenue contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

- C. Transfer of a Class "C" Liquor License for Cub Foods at 2300 Route 59
(Council Memo #797-06)

A communication from the Liquor Commissioner regarding the application of Hawk Operations LLC d/b/a Cub Foods for the transfer of a Class "C" Liquor License at 2300 Illinois Route 59 contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

- D. Transfer of a Class "K" Liquor License for the Racetrack Located at 500 Speedway Boulevard
(Council Memo #798-06)

A communication from the Liquor Commissioner regarding the application of Levy Premium Foodservice LP doing business at Chicagoland Speedway for the transfer of a Class "K" Liquor License at 500 Speedway Boulevard contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

- E. Transfer of a Class "K" Liquor License for the Racetrack Located at 3200 S. Chicago Street
(Council Memo #799-06)

A communication from the Liquor Commissioner regarding the application of Levy Premium Foodservice LP doing business at Route 66 Raceway for the transfer of a Class "K" Liquor License at 3200 South Chicago Street contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

F. Transfer of a Class "J" Liquor License at 214 N. Ottawa Street
(Council Memo #800-06)

A communication from the Liquor Commissioner regarding the application of Illinois Community College District No. 525 d/b/a Renaissance Center for the transfer of a Class "J" Liquor License at 214 North Ottawa Street contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

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

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

Prior to his vote, COUNCILMAN SHETINA asked the Deputy Liquor Commissioner why this is required since they already have one.

The Deputy Liquor Commissioner stated a different entity is going to take over the liquor and the food service.

COUNCILMAN TURK asked in all of these cases if the resident manager has to be a resident of the City of Joliet.

The Deputy Liquor Commissioner said yes.

G. Transfer of a Class "A" Liquor License at 1520 N. Raynor Avenue
(Council Memo #801-06)

A communication from the Liquor Commissioner regarding the application of Raynor Tap, Inc. d/b/a Raynor Tap for the transfer of a Class "A" Liquor License at 1520 N. Raynor Avenue contained his recommendation that the transfer of this license is in the best interest of the City, and therefore, approval is recommended.

COUNCILWOMAN QUILLMAN asked whether the fire code violations have been abated.

The Deputy Liquor Commissioner said no. He said he is going to recommend that the license be granted but be held it until they do pass the fire inspection. He said the lender wants to make sure they are eligible to get the liquor license

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first so then they can put some money into it and fix it up to code. He said there are electrical problems that also need to be addressed there.

COUNCILMAN BROPHY said while the license is being held they will serve no alcohol.

The Liquor Commissioner said that's correct, they will serve no alcohol. He said they will not issue that license until they're done with their inspections and everything is up to code.

COUNCILWOMAN QUILLMAN moved that the recommendations of the Liquor Commissioner be concurred in with the condition that the liquor license not be issued until everything is up to code.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

MAYOR

A. A RESOLUTION Opposing the Abraham Lincoln National Airport Commission was presented and read.

COUNCILMAN SHETINA asked the City Manager for a brief explanation.

The City Manager stated there have been a number of different proposals floating around concerning the third airport. He stated they were asked to put this Resolution on the agenda. He said this has been proposed by Congressman Jesse Jackson, Jr. and in its place this Resolution supports the proposal that has been put together by Will County in concert with the Will County Center for Economic Development and the Will County Chamber. He said there are a lot of advantages of the Will County plan, most notably that it is local control as opposed to control that is vested with other municipalities that are not even in Will County.

COUNCILMAN GIARRANTE moved that said Resolution be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 5809)

The City Manager noted that this will be the last Council meeting for Dave Gerdes who has been a fabulous Police Chief for the City of Joliet for the last seven years. He said Dave has headed the Police Department during a time of unprecedented improvements in public safety. He said he supervised the reorganization and restructuring of the department and reduced crime by about 62% during his tenure with the City, and that is something that affects every one of us on a daily basis. He said all of the improvements that have been made by Dave and his great staff at the Police Department have resulted in the department being accredited which is a huge undertaking for any department. He thanked him for what he has done for the City.

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Police Chief Gerdes stated the key highlight that the City Manager mentioned was a great staff and he just guides the ship. He said they are well trained and dedicated. He said there are thousands of people he could thank through the years who have helped the Police Department and himself and it's impossible to thank them all. He said he knows they have put a lot of bad guys in prison and that is a good thing. He said it has been a great 34 years and a great career in a great City. He thanked the Mayor and City Council, the City Manager and the entire City staff for their support through the years.

The City Manager stated effective July 11th, Deputy Police Chief Fred Hayes will replace the Police Chief. He stated Deputy Chief Hayes has over 25 years of service. He said he has held many ranks within the department and was hired in 1980 as a patrol officer and has worked his way up the ranks as a gang specialist, detective, patrol division sergeant, tactical unit sergeant, patrol division lieutenant, operations division commander, investigations division commander and the last three years as the Deputy Police Chief. He said he graduated with honors from Lewis University with a Bachelor of Arts Degree in Criminal Social Justice and is currently pursuing his Masters Degree in Public Safety. He said he received the Police Officer of the Year award in 1994 and the department's highest honor, the Martin Murrin medal for heroism in 1991.

The City Manager stated Deputy Chief Hayes wanted to have his father with him today who is retired after 42 years in law enforcement. He said his father served 17 years as the Chief of Police for the Romeoville Police Department and 8 years as Chief of Police in the Gainesville, Georgia Police Department and several other departments.

Police Chief Gerdes stated he has been a little accident prone the last couple of years which has led to a few absenteeism days. He said the department never missed a beat with the Deputy Police Chief in charge. He said he never worried about things while he was gone and when he came back things were always running smoothly. He said the City of Joliet and the Joliet Police Department are really fortunate to have somebody of Deputy Chief Hayes' caliber as their Chief.

Police Chief Gerdes introduced Fred Hayes, Sr. who pinned the Police Chief's badge on Fred Hayes, Jr.

Deputy Police Chief Hayes introduced his family and said it is a great honor to be the new Police Chief. He said that under Chief Gerdes' leadership the department has gained national recognition and made tremendous progress. He said he is committed to making the best Police Department in the country even better. He said the 375 members of the Police Department and civilian personnel work hard everyday serving the community with honor, courage and commitment. He said they would be unable to accomplish their difficult jobs without the support of the Mayor and Council and he thanked them for that. He said he accepts this job with complete honor and accepts complete responsibility.

MAYOR AND COUNCIL COMMENTS:

MAYOR SCHULTZ congratulated Deputy Chief Hayes and said he is very proud because he broke both Chief Gerdes and Deputy Chief Hayes in on the Police Department.

COUNCILMAN TURK congratulated and thanked Chief Gerdes for all he's done for the City. He said whenever he has called the Chief, the Chief has addressed every concern that he's had. He also welcomed Deputy Chief Hayes and said he

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will do an excellent job. He said the staff and all of the departments do a great job and it makes him proud to be on the City Council.

COUNCILMAN SHETINA announced that the Joliet Restaurant on Clinton Street is going non-smoking as of July 15th.

COUNCILMAN SHETINA said that they received about 60 letters from Grand Prairie Townhomes on the Lake with respect to a problem with the lake and they would like to meet with the Council. He stated he would like to set up a meeting in the next couple of weeks.

COUNCILWOMAN QUILLMAN stated she was invited to "Protect Kendall Now" last week and she asked why the City pulled out as members.

The City Manager stated we did not pull out. He said what the City did was ask their executive director if he could clarify some comments he made about Joliet at a public meeting that was covered in our local newspaper. He said so far he has not made any contact. He said he has offered to meet with him and go over it because the things he said were inappropriate. He said we have indicated that we don't believe we should proceed with the organization until we understand what their real position is about Joliet.

COUNCILWOMAN QUILLMAN said with the presentation they gave it is a win-win situation. She said there are incentives for land owners, it protects open spaces, it's managed growth and there are incentives also for the homeowners to donate part of their land for development and also to preserve it for future generations which is what we want to do here, preserve these open spaces for our future. She said they were going to come and make a 18 minute DVD presentation and perhaps they could ask more questions about that as well.

The City Manager said he thinks it would be appropriate to do that. He said we have no problems with the program that was proposed, but we do have a problem with their attitude towards Joliet and we need to get that clarified.

COUNCILMAN BROPHY told the City Manager that he fully supports him in that delay and he would like to see exactly what their executive director said and what they follow up with if he ever responds.

COUNCILMAN BROPHY said retired Fire Captain Jim Corchrane sent him a note about some problems he was having with an alley.

The City Manager said he received the note and they have checked it out and a memo is coming back to COUNCILMAN BROPHY.

COUNCILMAN BROPHY said he promised the folks at Wildflower Ridge he would get a status on their sign.

The Director of Planning stated City Planner Kendall Jackson has been working with the homeowners and they have met with them the past 2 weeks and are going over the design and location with them. He said over the next couple of weeks they should have some final information. He said the money is budgeted and ready to go.

COUNCILMAN GIARRANTE said he would like to see "Protect Kendall Now" clarify their statements before we set up a meeting with them.

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COUNCILMAN GIARRANTE congratulated Chief Gerdes on his 34 years of service to the City and said he was very responsive every time he called him and he is sure Deputy Chief Hayes will do the same.

COUNCILMAN GIARRANTE said two weeks ago he mentioned about the lights in Marquette Gardens and that Commonwealth Edison hadn't been there. He said he talked to a resident, Mr. McCormick, there after the meeting and asked him to keep his eyes open. He said Mr. McCormick called him this afternoon and said there has been no one out there from Commonwealth Edison working on the lights for the last two weeks so maybe we could light a fire under them.

The City Manager stated they would call Commonwealth Edison again.

COUNCILMAN LEDESMA congratulated Chief Gerdes. He said the City has made a good choice with Deputy Chief Hayes and said he has always been very responsive and knows he will continue to do so. He said he knows he will pay very strong attention to the new gangs coming into the City.

COUNCILMAN LEDESMA said he has been getting a lot of calls on rusty water and asked when they are going to start getting clear water.

The City Manager said there will be some improvements in terms of the rust that we are seeing and it is because the wells that are pumping from the far east side have been improved significantly and their capacity is up. He said it is causing some rust that is in the bottom of the line that comes in toward the City to be disturbed a little bit more than it has in the past. He said they are adding more phosphates at more locations at this point to settle the rust down and they will also have by the end of next week another well that will be on line. He said that is a deep well and it does not have rust in it. He said we'll be able to start that up and we'll be able to shut down those wells that are far east that are causing a little bit of that settlement and it will improve the rust situation significantly.

MAYOR SCHULTZ told Chief Gerdes to have a good retirement.

He asked COUNCILMAN SHETINA when they were going to have another Land Use Committee.

COUNCILMAN SHETINA said they could probably get something going in the latter part of July.

MAYOR SCHULTZ asked COUNCILMAN SHETINA to put on the agenda what the City's position is on I-355 and also the County Jail.

COUNCILMAN SHETINA said he and COUNCILWOMAN QUILLMAN have been working with the Rialto Authority trying to get the elevators fixed and they were hoping they could get the money authorized this evening. He said they have the hard numbers.

The City Manager stated he didn't receive those numbers.

COUNCILMAN SHETINA said they will get them and we need to do something very quickly on it. He said he talked with the one tenant they were going to lose and she indicated she would like to stay if they could get the elevator going. He said they are a \$56,000 a year tenant.

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COUNCILWOMAN QUILLMAN said Board Vice President Jim Smith called her and it is becoming a dire need and the longer they wait, the more apt they are to lose tenants which they can't afford to lose. She said he asked if we could possibly push that elevator funding through as they would really appreciate it.

COUNCILMAN BROPHY asked when we do that would we bid that out or do we give them the money and they do it.

The City Manager said he didn't think that we would be in a position to contract for anything at the Rialto. He asked how they want to process the request. He asked would they want Finance Committee review. He said they will do a review now and try to get a priority list. He said he will put it on the agenda for the next meeting with some recommendations. He said he thought the total was around \$500,000 - \$600,000, so it is not a small amount of money. He said there was some comment on whether the Council wanted them to match any funds out of their fundraising efforts.

COUNCILMAN SHETINA said they have some money that has not been allocated out to other projects so there may be some money there. He said it is urgent because they need to retain the tenants.

The City Manager said if we can quantify the amount of money we can meet with their staff and bring it back to the next meeting.

MAYOR SCHULTZ said why don't we just turn it over to the Finance Committee and let them get together.

The City Manager said that would be great.

COUNCILMAN GIARRANTE said if anybody has any questions they can go to the Finance Committee meeting.

ADJOURNMENT

COUNCILMAN BROPHY moved that the Council adjourn.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

Recorded on Tape