

***Proceedings of the Council of the City of Joliet, Illinois  
held on the 21st day of August, A.D. 2007***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, August 21, 2007 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

An Invocation was delivered by Pastor Larry Tyler, Second Baptist Church, 156 S. Joliet Street, Joliet, Illinois, with a special consideration for COUNCILMAN DORRIS' brother-in-law Eddie Westmoreland who passed away recently.

Pastor Tyler then led the pledge to the flag.

**ROLL CALL**

PRESENT: DISTRICT 4 COUNCILWOMAN SUSIE A. BARBER, DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, 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: MAYOR ARTHUR SCHULTZ and DISTRICT 5 COUNCILMAN WARREN C. DORRIS.

ALSO PRESENT: DEPUTY CITY MANAGER JAMES P. SHAPARD and CORPORATION COUNSEL JEFFREY S. PLYMAN.

**APPROVAL OF MINUTES**

COUNCILMAN BROPHY moved that the minutes of the Regular Meeting of the Council of the City of Joliet, Illinois held on Tuesday, August 7, 2007 at 6:00 p.m. and of the Special Meeting held on Wednesday, August 8, 2007 at 6:00 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC and MAYOR PRO-TEM TURK.

NAYS: NONE.

**COUNCIL COMMITTEE REPORTS**

**A. Baseball**

COUNCILMAN GIARRANTE stated the Baseball Committee has a meeting scheduled for 2:45 p.m. tomorrow afternoon and they are going to discuss the Miracle League and also review an agreement with the Jackhammers regarding the Sports Hall of Fame.

**B. Finance**

COUNCILMAN UREMOVIC stated the Finance Committee conducted their regular monthly meeting this evening.

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COUNCILMAN UREMOVIC stated on August 9<sup>th</sup> there was a special meeting of the Finance Committee in reference to the six month budget review. He said during that review it was noted that expenditures are growing substantially faster than the rate of revenues and it appears that revenues have peaked in 2005. He said in the four year plan that the staff has initiated, if nothing is done with this gap between revenue and expenses, riverboat gaming monies will all be used for operations in 2010.

COUNCILMAN UREMOVIC said at this time he thinks it is imperative that we stop and look at the gap between revenues and expenses and in this budget review coming up now over this next year that we take a serious look at discretionary, as the City Manager had pointed out, and non-discretionary spending. He said also from a revenue standpoint it was pointed out that there could be an increase in the property tax and he is totally opposed to that and would not support that at all. He said he thinks it is the wrong move to make for two reasons, one being if you raise the property taxes next year, what do you do the following year if your gap isn't closed and it probably wouldn't even come close to being closed. He said secondly, the four year quadrennial assessment just came out and he just got his increase so property taxes will be going up. He said the Assessor's office has raised assessments so taxes will be going up, not because the City has raised any taxes but because the assessment has gone up by the township assessor.

COUNCILMAN UREMOVIC said the Committee will have another meeting in regards to the budget review probably in late September to further go over the conditions of revenue and expenses.

COUNCILMAN UREMOVIC then reported the Finance Committee met and reviewed the usual items on the agenda including approval of the minutes of the previous meeting held on July 16, 2007 and review of the minutes of the Special meeting held on August 9, 2007. He said there also was a review of the Neighborhood Improvement Program structure and expenses. He said they went over several of the items in the NIP account to look for ways to free up some funding for additional spending in the five districts.

COUNCILMAN UREMOVIC said there was also a review of an ordinance establishing a license for charity raffles. He asked the Corporation Counsel to explain this.

The Corporation Counsel said there was a brief summary at the meeting of a proposed ordinance just for consideration and not for presentation to the full Council at this point, as there is still some more work to be done. He said our current situation is that under Illinois law charitable raffles require a local license but the City has never adopted a local licensing ordinance. He said it may be time to take a look at adopting such an ordinance, and the thoughts of the Committee and of the staff were to create a brief licensing system that would be easy for the local charitable groups to comply with and would not involve licensing fees at all for local charities. He said for other types of charitable raffles that are on-line there would be more work that would need to be done by staff so there would be a modest fee for that. He said at this point we're going to discuss the proposed ordinance with the local organizations that conduct raffles and explain the proposal to them, get their thoughts and comments and bring it back to the Finance Committee.

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COUNCILMAN UREMOVIC said there was also a review and discussion of the I-55/I-80 interchange status and development agreement. He said additional information will be provided to the Committee at the next regular meeting.

COUNCILMAN UREMOVIC said there was also a discussion of the cash flow report, Personnel Summary, July Conference, Travel and Seminar Expense Report and a review of the Treasurer's Disbursements and Regular Claims.

C. Land Use

COUNCILMAN SHETINA said at the meeting of July 25<sup>th</sup>, the proposal by Silver Cross Hospital was made to the City of Joliet with respect to its proposed move and he said there has been a lot of discussion since then. He said he thinks there is going to be some more discussion this evening but at this point in time he will let it sit until people are ready to talk about it.

COUNCILMAN SHETINA said they discussed the purchase of property at Brentwood and Black Road which is a house that has been a thorn in our side for about twenty years and it was requested that we either buy it and knock it down or whatever, but COUNCILMAN BROPHY had the suggestion of buying it. He said now it's on the market apparently by the person who still owns the property or is entitled to the property.

COUNCILMAN BROPHY said which makes it even more available for purchase and we should probably make an offer which he suggested to the City Manager.

COUNCILMAN SHETINA said they also talked about the Near West Side Neighborhood Plan and he asked the Director of Community and Economic Development to give a brief summary.

The Director of Community and Economic Development said they've been working on this plan for well over a year now and they started garnering support from all of the stakeholders in that neighborhood, including some of the institutions like the Cathedral of St. Raymond's, University of St. Francis, First Presbyterian Church and District 86 who is a big land owner in that territory. He said they met with the Cathedral Area Preservation Association representatives and have done collective presentations to them and some individual presentations. He said it has been very widely and positively received and they expect to bring the plan to the City Council at the very next meeting.

COUNCILMAN SHETINA said they also talked about notification of land owners with respect to zoning changes or anything that has an effect on them. He said in the past we have notified people within 300 ft. of the subject property and in the past we have had people complain that we haven't given them sufficient notice and didn't send the notice far enough. He said he asked staff through the Land Use Committee and collectively if you have a piece of property that is going to be up for proposal or variation or land use change of some sort, that if the next property is 300 ft. away or 400 ft. away, then go the extra mile and go the extra 500 ft. or 600 ft. so they can't come back and say that we haven't given them notice. He said this is in addition to the sign we put up; sometimes they do get knocked down.

COUNCILMAN SHETINA said they talked about backyard drains and he asked COUNCILMAN BROPHY if he wanted to comment on that.

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COUNCILMAN BROPHY said he wanted to see if we could find additional monies in the budget to fix this type of thing with basements flooding and whatnot. He said people wait years to get their request honored to fix flooding issues and we need to find more funds to solve these problems because they are important to people who are suffering with water in their backyards and basements.

COUNCILMAN SHETINA said that was part of the discussion at the Finance Committee also so that will probably be considered later.

COUNCILMAN SHETINA asked for a Quality of Life Task Force update, and the Deputy City Manager said he would get that to him right away.

COUNCILMAN BROPHY stated in regards to the property on Brentwood and Black Road he wanted to encourage the Council to drive by and take a look at it. He said he is going to suggest that it be discussed because it is a real eyesore and needs to be removed. He said the inside of the building has such a level of contamination that it's unoccupiable. He said to clean it up is probably impossible based on the conditions we found when we got in there with the animal feces and whatnot. He said leveling the building is probably the best route to go. He said it's functionally obsolescent where it sits there on that busy street. He said it wasn't so busy when the neighborhood was built and so we should probably just leave it as open space if we could acquire the property and remove it.

D. Public Safety

COUNCILMAN GIARRANTE stated they had a meeting on August 15<sup>th</sup>. He said Police Officer Jim Rouse from the traffic unit gave a brief presentation of software that they wish to purchase which is user friendly and would allow investigators to put diagrams of accidents and crime scenes together much easier. He said the cost is about \$6,500 and there is \$5,000 in the DUI fine fund and the rest of the money they can get from other fines. He said the Committee recommends the purchase of this software.

COUNCILMAN GIARRANTE said they reviewed Council Memo #949-07 which is the purchase of gear for four new firefighters who were just hired. He said it takes 12 weeks for the gear to come in so they would like the OK to buy it now. He said they also approved Council Memo #950-07 which was the signing up of the firefighters at the Oak Lawn Fire Department for the training academy which is \$8,000.00.

COUNCILMAN GIARRANTE said the Committee discussed joining the Will County Training Center. He said there are about five or six entities including Lewis University, Joliet Fire Department, Romeoville Fire Department, Joliet Junior College, Lockport Fire Department and Lemont Fire Department that are interested but not committed. He said both Chief Hayes and Chief Mores felt that for the size of the City of Joliet we ought to have our own training facility. He said Chief Hayes expressed his need for an indoor shooting range. He said Chief Hayes and Chief Marose are going to look at the cost of a combined training center before we commit to the Will County Training Center.

COUNCILMAN GIARRANTE said they also discussed overtime. He said Chief Mores explained firefighter replacements and savings in overtime. He said in order to save on overtime, three firefighters were hired in the fall of 2006 and the

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savings in the overtime was \$628,000 and when you subtract the cost of the firefighters there was a net savings of \$478,000. He said this is also due to the fact that the leaders of the department's special teams have cut back on their overtime.

COUNCILMAN GIARRANTE said they discussed the outsourcing of the ambulance billing. He said they received three bids and Chief Marose and Chief Carlin are going to do a matrix to compare the three of them and come back to the Committee with their recommendation. He said there would possibly be a 20% increase in the net income by outsourcing.

COUNCILMAN GIARRANTE said they discussed promotions and the Chief is asking for three captains to offset overtime. He said the two unions are going to look at it and come back to us with their feelings.

COUNCILMAN GIARRANTE said they are doing away with the quints and are going to engine and trucks. He said that is pretty much the feeling of the whole department including the City Manager. He said there is a cost to that because instead of buying one piece of equipment we have to buy an engine and a truck and we also have to increase the manning. He said the Committee is recommending a 1% increase in the telecommunications tax which means if you have a \$30 phone bill it will go up 30 cents. He said that will bring in \$830,000 and between that and \$747,000 that's encumbered from the 2006 budget, we will have a remaining income of \$403,000. He said we will have to buy another engine next year but the Committee is recommending the 1% increase in the telecommunications tax.

COUNCILMAN GIARRANTE said they also discussed the relocation of Fire Station No. 3. He said the Chief has asked to look at the whole map because we may have to relocate some of the other engine houses. He said also since they started working on this Silver Cross has announced their move of the hospital and they have to look and see how much of a negative effect that will have on ambulance services and what would happen if they move Fire Station No. 3 and close the existing one. He said they asked if they could come back to us again with a proposal.

COUNCILWOMAN QUILLMAN brought up the privatizing of the ambulance billing service and said since there is one full time union employee that was hired to do the billing, it occurred to her there was no representative present from Local 440 and she knows that contract has to be negotiated in the bidding process. She asked if Local 440 was notified yet.

COUNCILMAN GIARRANTE said he doesn't think so, but their job is not going to be eliminated.

COUNCILWOMAN QUILLMAN said they are changing her job description which needs to go before the union.

The Corporation Counsel said he believes the department would have the right to reassign that employee to different clerical Fire Department responsibilities.

COUNCILWOMAN QUILLMAN said but she was hired for that specific position and she just doesn't want to step on the union's toes.

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The Corporation Counsel said he's sure the union will be notified and there will be cooperation with the employee and the bargaining representative, but all of our union contracts have a "management rights" clause that specifically authorizes the City to change the way in which services are provided, including outsourcing this type of function. He said so we are authorized to do it and we will work with Local 440 or whatever other bargaining representative might be affected by that. He said her general job duties won't change and she might not be working on ambulance bills anymore, but those job descriptions are pretty broadly written to encompass a lot of different activities so he doesn't think there would be any problem at all with the union.

E. Public Service

COUNCILMAN TURK said the Public Service Committee met this morning and reviewed the contracts, change orders, pay estimates and final payments and found them all to be in order and recommended their approval.

COUNCILMAN TURK said they also discussed parking rates in the parking decks. He said right now there are a lot of commuters that use the parking decks and we need more hourly parking that turns over hour by hour for people coming into the City to conduct business. He said the current rates in the parking decks are .50 cents for the first hour and .25 cents each additional hour with a \$2.00 daily cap. He said staff is recommending it go up to .50 cents an hour with no daily cap, so if someone takes the train to Chicago and parks in the deck for 12 hours it will cost them \$6.00. He said it is estimated it would bring in almost \$65,000 of additional revenue into the City. He said it was approved at the Public Service Committee level and sent on to Land Use Committee for them to look at.

There were no other Committee reports.

INTRODUCTION OF NEWLY APPOINTED FIRE CHIEF RICH MAROSE

The Deputy City Manager said retiring Fire Chief Larry Mores has been a firefighter since April of 1974, has held many positions in his years with the City of Joliet Fire Department and he will be missed very much.

The Deputy City Manager said the City Manager is proud to announce the selection of Battalion Chief Richard F. Marose as Joliet's next Fire Chief. He said Chief Marose has been a member of the Joliet Fire Department since 1979, has also held many positions in his 27 years with the Fire Department and has acquired a wealth of experience in all facets of the Fire Department.

Chief Marose thanked Mayor Schultz, the City Council, the City Manager, Director of Management and Budget and all of the administrative staff who have given him confidence and have entrusted him with this position.

Chief Mores thanked Mayor Schultz and the City Council for all of their support and said it was truly a great experience and it would not have been possible without their vote of confidence. He also thanked the City Manager, Director of Management and Budget and staff. He turned over the position of Fire Chief to Chief Marose and wished him the best of luck.

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CONSENT AGENDA

A. Treasurer's Report – June, 2007

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

B. Position Vacancy  
Council Memo #914-07

A communication from the City Manager contained his recommendation that he be authorized to fill the position of Director of Management and Budget and any subsequent vacancies directly related to this position.

C. Approve 2007 Neighborhood Improvement Program Modification  
No. 10 – Modification to the 2007 Districts 1, 2 and 4  
Neighborhood Improvement Programs  
(Council Memo #915-07)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Approve modifications to the District 1 NIP by adding the Carrie Drive (Caton Crossing Subdivision) and Harvest Lane (Sunset Ridge Subdivision) at Riverview Elementary School Street Lighting Project in the amount of \$9,000.00; 2) Approve modifications to the District 2 NIP by adding the 1605/1611 Arden Place Rear Yard Drainage Project in the amount of \$21,300.00; and 3) Approve modifications to the District 4 NIP by adding the 2800/2802 Marilyn Drive (Bee Dee Highlands Subdivision) Side Yard Drainage Project in the amount of \$9,000.00.

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

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN  
QUILLMAN, COUNCILMEN SHETINA, UREMOVIC,  
COUNCILWOMAN BARBER and MAYOR PRO-TEM TURK.

NAYS: NONE.

PUBLIC HEARINGS

A. Public Hearing re: Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads

1. Resolution re: Approving an Annexation Agreement for 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)  
(Council Memo #918-07)
2. Ordinance re: Approving the Annexation of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads (#A-49-06/Dist. #3)  
(Council Memo #918-07)

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3. Ordinance re: Approving the Classification of 142.5 Acres Located at the Southeast Corner of Chicago and McKanna Roads to R-1B Zoning (#A-49-06/Dist. #3)  
(Council Memo #918-07)

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 September 18, 2007 to allow additional time to finalize details regarding the annexation agreement.

COUNCILWOMAN QUILLMAN moved that said items be tabled to the September 18, 2007 City Council meeting.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILMAN GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMAN BROPHY and MAYOR PRO-TEM TURK.

NAYS: NONE.

**B. Public Hearing re: Annexation of 54.9 Acres Located at the Southwest Corner of New Lenox Road and Cherry Hill Road**

1. Resolution re: Approving the Annexation Agreement of 54.9 Acres Located at the Southwest Corner of New Lenox Road and Cherry Hill Road (#A-7-07/Dist. #5)  
(Council Memo #919-07)
2. Ordinance re: Approving the Annexation of 54.9 Acres Located at the Southwest Corner of New Lenox Road and Cherry Hill Road (#A-7-07/Dist. #5)  
(Council Memo #919-07)
3. Ordinance re: Approving the Classification of 54.9 Acres Located at the Southwest Corner of New Lenox Road and Cherry Hill Road to I-1 Zoning (#A-7-07/Dist. #5)  
(Council Memo #919-07)

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

Attorney Mike Hansen, representing Duke Realty, said at the meeting two weeks ago they indicated that they had not yet had their meeting with the residents and now they have had that meeting with the residents, and unfortunately there are still a few issues that have to be worked out with City staff concerning the property. He said he could not get them taken care of before tonight's meeting so he would like to request a table of this matter until the next City Council meeting.

It was suggested that the next meeting date be changed due to the Labor Day holiday.

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COUNCILMAN GIARRANTE moved that the Pre-Council meeting scheduled for Tuesday, September 4, 2007 at 3:30 p.m. be cancelled, and that the Regular Council meeting scheduled for Wednesday, September 5, 2007 at 6:30 p.m. be changed to Tuesday, September 4, 2007 at 6:30 p.m.

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE and MAYOR PRO-TEM TURK.

NAYS: NONE.

COUNCILMAN GIARRANTE moved that the items contained in Council Memo #919-07 be tabled to the Council meeting to be held on September 4, 2007.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN and MAYOR PRO-TEM TURK.

NAYS: NONE.

Mr. Kenneth George of 1104 Spring Green Drive stated he is opposed to this development that borders his property. He said this project would allow a nuisance and diminish property values. He said this is being designed as a distribution facility that would create a lot of congestion on the nearby roads since it would be a 24/7 facility with 200 doors. He said this would create a hazard for the almost 20 children in the neighborhood. He said there are also water drainage issues that he is not convinced have been satisfactorily resolved. He said this facility will change their quality of life by elevating noise levels, congesting local traffic and changing the air quality, just to name a few. He said the Plan Commission's recommendation is to deny the annexation and the proposed development and he asked that the City Council do the same when the time for a vote comes.

C. Public Hearing re: Annexation of 1404 S. Briggs Street

1. Resolution re: Approving the Annexation Agreement of 1404 S. Briggs Street (#A-8-07/Dist. #5)  
(Council Memo #920-07)
2. Ordinance re: Approving the Annexation of 1404 S. Briggs Street (#A-8-07/Dist. #5)  
(Council Memo #920-07)
3. Ordinance re: Approving the Classification of 1404 S. Briggs Street to R-2 Zoning (#A-8-07/Dist. #5)  
(Council Memo #920-07)

The City Clerk noted it has been requested that this item be tabled to the City Council meeting to be held on September 4, 2007.

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COUNCILMAN SHETINA moved that said items be tabled to the September 4, 2007 City Council meeting.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILMAN UREMOVIC, COUNCILWOMAN BARBER,  
COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN  
QUILLMAN, COUNICLMAN SHETINA and MAYOR PRO-TEM TURK.

NAYS: NONE.

F. Public Hearing re: Annexation of 1350 S. Briggs Street

1. A RESOLUTION Approving the Annexation Agreement of 1350 S. Briggs Street as recommended by the Plan Commission was presented and read. (#A-14-07/ Dist. #5)  
(Council Memo #921-07)  
(RESOLUTION NO. 5960)
2. AN ORDINANCE Approving the Annexation of 1350 S. Briggs Street as recommended by the Plan Commission was presented and read. (#A-14-07/Dist. #5)  
(Council Memo #921-07)  
(ORDINANCE NO. 15925)
3. AN ORDINANCE Approving the Classification of 1350 S. Briggs Street to R-B Zoning as recommended by the Plan Commission was presented and read. (#A-14-07/Dist. #5)  
(Council Memo #921-07)  
(ORDINANCE NO. 15926)

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

Attorney David Ruttle was present representing the Joliet Young Men's Christian Association (YMCA). He said the YMCA has been in operation at this location since 1978. He said it primarily services the residents of Joliet and they have approximately 60,000 admittees per year coming into the facility. He said they are presently on a well and septic and would like to tap onto the City's water system and sanitary sewer line whenever that line becomes available. He said they have agreed to extend an easement along the north and southwest side of their property for the future installation of a sanitary sewer line. He said they have also agreed to an easement that would be on the south side of the property that would actually serve the Prairie View Estates Subdivision whenever that subdivision is going to be constructed. He said the YMCA at this time has no intention of expanding the facility, although they would like to be able to improve their property directly to the east for unlit ball diamonds. He said they have 4 full-time employees and 30 part-time employees who reside in the City of Joliet. He said Vice President Tom Sutter is present tonight if you have any questions for him.

MAYOR PRO-TEM TURK asked if there were any further comments, and being none, he closed the public hearing.

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COUNCILWOMAN QUILLMAN moved that said Resolution and Ordinances be adopted.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC and MAYOR PRO-TEM TURK.

NAYS: NONE.

Prior to his vote, COUNCILMAN BROPHY welcomed them to Joliet.

Prior to his vote, COUNCILMAN GIARRANTE also welcomed them to Joliet.

Prior to his vote, COUNCILMAN SHETINA said we are glad to have you.

Prior to his vote, COUNCILMAN TURK said it's nice to see a well respected organization wanting to come to Joliet.

**APPROVAL OF REGULAR CURRENT BILLS**

A. Treasurer's Disbursements – July, 2007 - \$23,076,803.42

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

B. Regular Claims – July, 2007 - \$4,235,158.93

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

C. Regular Payroll – July 14 – July 27, 2007 - \$3,413,061.93  
(Council Memo #925-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period July 14, 2007 through July 27, 2007 and additions to regular salaries for the period July 6, 2007 through July 19, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

D. Regular Payroll – July 28 – August 10, 2007 - \$3,076,226.10  
(Council Memo #926-07)

Biweekly Payroll Summary Reports of the total cost of regular salaries for the period July 28, 2007 through August 10, 2007 and additions to regular salaries for the period July 20, 2007 through August 2, 2007 including a 2007 Overtime Budget Status Report and a Biweekly Summary of Overtime and Temporary Assignments were accompanied by a recommendation from the City Manager that said Regular Payroll be allowed.

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

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Motion seconded by COUNCILMAN BROPHY.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER and MAYOR PRO-TEM TURK.

NAYS: NONE. (COUNCILWOMAN QUILLMAN abstained from voting on any items dealing with Medworks and Silver Cross Hospital)

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

1. AN ORDINANCE Approving the Addition of 900 Caton Avenue to the Classic Bungalow Thematic District and Designating it as a Local Landmark as recommended by the Historic Preservation Commission was presented and read.  
(Council Memo #929-07)

COUNCILMAN SHETINA moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN BROPHY.

Motion failed by the following vote:

AYES: COUNCILMAN GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMAN BROPHY and MAYOR PRO-TEM TURK.

NAYS: NONE.

(ORDINANCE NO. 15927)

2. Preliminary, Final, Recording Plats and Vacations
  - a. AN ORDINANCE Approving the Preliminary/Final Plat of Lot 61 Campus Courtyards, Unit 5 as recommended by the Plan Commission was presented and read. (#P-5-07/Dist. #1)  
(Council Memo #930-07)  
(ORDINANCE NO. 15928)
  - b. AN ORDINANCE Approving the Recording Plat of Lot 61 Campus Courtyards, Unit 5 as recommended by the Administration subject to receipt of the following fees and documentation within 60 days was presented and read: a) A Letter of Credit or Performance Bond for public improvements in the amount of \$54,301.00; b) A 1 ¼% inspection fee for public improvements in the amount of \$678.76; and c) An Irrevocable Offer of Dedication for public improvements. (#RP-11-07/Dist. #1)  
(Council Memo #930-07)  
(ORDINANCE NO. 15929)

COUNCILMAN BROPHY asked what the setback is on the north side of the proposed building.

The Deputy City Manager stated he would get him that information.

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COUNCILMAN BROPHY said this is the Preliminary, Final and Recording Plats so after tonight this is done. He said the building they did north of this with the back doors that almost fall into the water concerns him. He said this one backs up to the lake and he wants to know how close this is to the lake; he doesn't want to do that again. He said he wants to know what the elevations are here and what the setback is with the doors and back porches hanging out over retention ponds. He said without those answers he can't approve it.

COUNCILMAN SHETINA moved to table said item until the next City Council meeting.

Motion seconded by COUNCILMAN GIARRANTE.

Mr. Will Nash of Jacob and Hefner Associates said they are the civil engineers on the project. He said he knows the building is 20 feet away from the property line at that location. He said there are no doors or anything on that side of the building.

COUNCILMAN BROPHY said that's what he wanted to know.

Mr. Nash said they have had multiple discussions with City staff in regards to how that's getting laid out and the different types of building materials as well.

COUNCILMAN BROPHY said he's comfortable with that.

COUNCILMAN SHETINA then withdrew his motion to table and COUNCILMAN GIARRANTE withdrew his second.

COUNCILMAN SHETINA moved that said Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE and MAYOR PRO-TEM TURK.

NAYS: NONE.

- c. AN ORDINANCE Approving the Preliminary Plat of HD Park - Joliet Subdivision as recommended by the Plan Commission was presented and read. (#P-9-07/Dist. #3)  
(Council Memo #931-07)

COUNCILMAN BROPHY moved that said Ordinance be adopted as recommended.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN and MAYOR PRO-TEM TURK.

NAYS: NONE.

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COUNCILMAN SHETINA asked if there is any indication at all of any parking of any carcasses or types of vehicles such as that for any length of time or is there a real understanding that there is no such animal we will approve like that.

COUNCILMAN GIARRANTE asked if it is in the agreement that they won't do that.

The Director of Community and Economic Development said in respect to containers or truck trailers, no. He said he thinks what the desire is of this developer like so many of the others is they most likely want to do a distribution facility. He said as you know we regulate that quite closely. He said we've talked about if they ever do excessive amount of truck parking that we're going to discuss with them a payment in lieu of taxes so they were OK with all of this. He said they don't have an end user in mind at this point in time. He said it could go manufacturing or distribution. He said they are out there shaking the bushes trying to find somebody who would occupy this particular park. He said the interesting thing about this one is they are going to create a new road network through there and vacate some of the existing road network with a portion of Youngs Road and a portion of Amoco Road which are right now Township roads. He said they carry a pretty heavy truck weight limit on them but they are not really well improved roads, and what they are going to propose is a curb and gutter road through the middle of this park that would be used by the general public and dedicated to the taxpayers.

COUNCILMAN SHETINA said when you started out you mentioned payment in lieu of and I don't think we want to do that, period.

The Director of Community and Economic Development said no, they are going to build buildings, but what we've done like we did with the IDI Business Park is that if it gets to the point where they have any more than the required number of parking spaces for trucks and trailers, they would pay us a tax in lieu of property tax.

COUNCILMAN SHETINA said commensurate with the zoning that would occur if it were there.

The Director of Community and Economic Development said yes, but that's not their intention. He said their intention really is to most likely do distribution and follow our current regulations.

COUNCILMAN SHETINA said and they understand our attitude toward that.

The Director of Community and Economic Development said yes they do and if for some odd reason there is any change to what our understanding is, they have to come back for City Council approval.

(ORDINANCE NO. 15930)

- d. AN ORDINANCE Approving the Vacation of a Public Utility and Ingress/Egress Easement in Founders Bank Resubdivision (Southwest Corner of Fiday and Essington) as recommended by the Plan Commission was presented and read. (#V-13-07/Dist. #1)  
(Council Memo #932-07)  
(ORDINANCE NO. 15931)

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- e. A RESOLUTION Accepting the Dedication of Easements for Public Utilities in Lot 3 and Lot 4 in Founders Bank Resubdivision as recommended by the Plan Commission was presented and read.  
(Council Memo #932-07)  
(RESOLUTION NO. 5961)

COUNCILMAN SHETINA moved that said Ordinance and Resolution be adopted

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILMAN UREMOVIC, COUNCILWOMAN BARBER,  
COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN  
QUILLMAN, COUNCILMAN SHETINA and MAYOR PRO-TEM TURK.

NAYS: NONE.

COUNCILMAN TURK asked the Director of Community and Economic Development if this is what they've been waiting for because he said he noticed construction had kind of stopped up there for a while.

The Director of Community and Economic Development said he doesn't really know the answer to that. He said he knows the bank building is going to be independent of the remainder of the development there. He said this particular item will allow the construction of a medical office on what the bank is considering to be surplus property or additional development property. He said that could be the reason, but he would get him the answer tomorrow.

3. Ordinance re: Approving a Variation of Use to Allow the Continuation of a Two-Unit in an R-2 District Located at 1315 Cora Street (#2007-61/Dist. #4)  
(Council Memo #933-07)

COUNCILMAN BROPHY stated he has been in this property and he's surprised at the staff's recommendation of approval. He said he was kind of amazed at its condition and he doesn't think it's prepared with doors and whatnot to operate as a two-unit. He said he was in it only several weeks ago and he can't believe the changes have been made to it unless staff can reassure him that there has been significant work done and reinspections of their intention here. He said he would like to table it until he gets a chance to look at it because what he saw was not acceptable to be converted to a two-unit.

COUNCILWOMAN QUILLMAN said she also had a question. She said it was originally built as a two-unit but when you look at the front it was some kind of a storefront property.

COUNCILMAN BROPHY said he would like to talk to the staff member assigned to the property so they could go view it together. He said he thinks the surrounding property is being redeveloped as single-family houses and there is a brand new single-family home next to this. He said the potential for converting this one is very good into a single-family home so he would like to review it.

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COUNCILMAN BROPHY moved that said item be tabled to the September 18, 2007 City Council meeting.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC and MAYOR PRO-TEM TURK.

NAYS: NONE.

**B. RESOLUTIONS**

1. A RESOLUTION Approving an Amendment to the Participation Agreement Between the City of Joliet and Dollar Tree Distribution, Inc. was presented and read.  
(Council Memo #939-07)

COUNCILMAN SHETINA moved that said Resolution be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER and MAYOR PRO-TEM TURK.

NAYS: NONE.

(RESOLUTION NO. 5962)

2. Resolution re: Authorizing the Renewal of the Line of Credit for the City Joliet's Local Homestead Properties  
(Council Memo #940-07)

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN SHETINA.

Motion failed by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC and COUNCILWOMAN BARBER.

NAYS: NONE.

ABSTAIN: COUNCILMEN GIARRANTE, BROPHY and MAYOR PRO-TEM TURK.

The Corporation Counsel said he believes this matter needs to be reset to the next meeting because it needs five votes to approve, not four. He said there is a special statute that applies to cities doing business with financial institutions in which members of the Council may have an interest and that statute is very specific. He said you need a majority of the corporate authorities to approve so we are one short because we're missing two members tonight, so even though there was a four to nothing vote it didn't get the five votes needed. He said he doesn't think a two week delay will interfere with operations in the Neighborhood Services Division, and it just needs to be on the next agenda.

COUNCILWOMAN QUILLMAN asked if he could explain that to her because we've already moved to approve it and it failed so how does that work.

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The Corporation Counsel said the motion failed to carry by a requisite super majority because you need five votes to approve this. He said so at this point the matter is not approved but it's eligible for placement on the next agenda. He said we still need to have this line of credit approved; it is a very attractive rate and it's good for the program. He said we don't have enough Councilpersons here tonight to vote on it.

COUNCILWOMAN QUILLMAN said maybe we should have tabled it.

The Corporation Counsel said that would have been appropriate to do too, but either way it will be on the next agenda.

COUNCILMAN GIARRANTE asked how many votes it takes to table it.

The Corporation Counsel said only a majority. He said it wasn't denied tonight, it just didn't get the five votes.

COUNCILMAN BROPHY said in the past you have advised that a motion to approve an item shouldn't be made by a Councilperson who then votes against it, and he asked if that also applies to an abstention.

The Corporation Counsel said in the future you shouldn't make a motion if you intend to abstain.

COUNCILMAN BROPHY said so the intent to vote against something is different than the intent to abstain.

The Corporation Counsel said he thinks it's just cleaner to not make the motion if you are going to abstain.

COUNCILMAN SHETINA said in a transmission you sent out recently, you indicated that if that individual owns 7% or more of the total outstanding stock or shares they can't vote on it, and as far as he's aware none of these guys own that much, so they can vote on it, is that correct.

The Corporation Counsel said actually State law allows the City to do business with a bank even though members of its City Council may own stock in that bank so long as no member of the Council owns more than 7 ½%. He said so if COUNCILMAN GIARRANTE owned 10% we couldn't do business with the bank at all, no matter how many people voted on it.

COUNCILMAN BROPHY said maybe it would be valuable for the Deputy City Manager or the Finance Director to explain the bids that were made and the benefit from the action that we may take in the future.

The Deputy City Manager said the First Community Bank gave us a rate of 3.594% for one year. He said First Midwest Bank was 4.50% for two years, Founders Bank was 4.95% for one year and Harris Joliet was 5.29% for one year. He said First Community Bank's rate of 3.594% is an excellent rate and significantly better than the other bids.

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3. A RESOLUTION Honorarily Designating Arthur Avenue, from Rosalind Street to Woodruff Road, as Reverend James McNear Avenue was presented and read.  
(Council Memo #941-07)

COUNCILWOMAN QUILLMAN moved that said Resolution be adopted.

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

AYES: COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE and MAYOR PRO-TEM TURK.

NAYS: NONE.

Prior to his vote, COUNCILMAN GIARRANTE said he doesn't have a problem with this, but didn't we talk about having these things go to the Land Use Committee for a recommendation.

COUNCILMAN SHETINA said it didn't come to the Land Use Committee.

COUNCILMAN GIARRANTE said he'll vote aye but in the future he would ask that these first be reviewed by the Land Use Committee.  
(RESOLUTION NO. 5963)

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization to Repair Damaged Police Vehicle – Unit 0315  
(Council Memo #947-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the repair of the police vehicle by Rendel's West in the amount of \$6,009.35.

2. Award of Contract for the City Hall Roof Rehabilitation Project  
(Council Memo #948-07)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Elens & Maichin Roofing in the amount of \$642,850.00.

3. Authorization to Purchase Firefighter Turnout Gear for New Firefighters  
(Council Memo #949-07)

A report on three quotes received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to MES Global Fire Equipment in the amount of \$7,882.00.

4. Authorization to Pay Tuition for Firefighter II Academy  
(Council Memo #950-07)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve the payment of tuition in the amount of \$8,000.00 to the Oak Lawn Fire Department.

5. Authorization to Purchase Traffic Accident Reconstruction Software  
(Council Memo #951-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award this contract to Visual Statement in the amount of \$6,484.10.

6. Award of Contract for the Western Avenue Greenway (Broadway – Pine) Improvements Project - 2007  
(Council Memo #952-07)

A report on three bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Allied Landscaping in the amount of \$190,308.21.

7. Approve of Professional Services Agreement for the New Street Commuter Parking Lot Expansion Survey  
(Council Memo #953-07 was never prepared)
8. Award of Contract for the Repair of the No. 4 Raw Pump Line Shaft at the Westside Treatment Plant  
(Council Memo #954-07)

A report on two proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to C & T Construction in the amount of \$11,416.71.

9. Award of Contract for the Well Site Restoration - Paving  
(Council Memo #955-07)

A report on three proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Conte Paving Company in the amount of \$40,560.00.

10. Award of Contract for Well Site Restoration - Landscaping  
(Council Memo #956-07)

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 Scott's Lawn Care of Plainfield in the amount of \$18,495.00.

11. Award of Contract for the 1219 Mayfield/1300 Douglas and 1313 Richmond Rear Yard Drains – 2007 Neighborhood Improvement Program  
(Council Memo #957-07)

A report on five bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Duke, Inc. in the amount of \$22,579.80.

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12. Award of Professional Services Agreement for the Parkview Subdivision Floodplain Study – 2007 Neighborhood Improvement Program  
(Council Memo #958-07)

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 Ruettinger, Tonelli & Associates in the amount of \$7,500.00.

13. Award of Contract for the Material Testing Services Associated with the Caton Farm Road and I-55 West Frontage Road Roadway Improvements Project  
(Council Memo #959-07)

A report on three proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to SEECO Consultants Inc. in the amount of \$7,959.00.

14. Award of Contract for the Grand Prairie School Zone Flashers Project – 2007 Neighborhood Improvement Program  
(Council Memo #960-07)

A report on four bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Fox Electric in the amount of \$17,215.00.

15. Award of Contract for the Hebbard Street Storm Sewer Improvement Project – 2007 Capital Improvement Program  
(Council Memo #961-07 was never prepared)

16. Award of Contract for the Wildflower Subdivision/808 Caton/2098 Wesmere Lakes Drainage Improvements – 2007 Neighborhood Improvement Program  
(Council Memo #962-07)

A report on five bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Duke, Inc. in the amount of \$51,609.90.

17. Award of Contract for the Purchase of Replacement Pumps and Motors for the Polymer Feed System at the East Side Treatment Plant  
(Council Memo #963-07)

A communication from the City Manager contained his recommendation that the Mayor and Council award this contract to Siemens Water Technologies in the amount of \$8,483.10 and approve Payment No. 1 and Final in the amount of \$8,483.10.

18. Award of Contract for the Purchase and Installation of a Security Fence at the Black Road Lift Station  
(Council Memo #965-07)

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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 Alliance Fence Corp. in the amount of \$9,975.00.

19. Award of Contract for the Demmond Avenue Drainage Improvements  
(Council Memo #966-07)

A report on five proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Austin Tyler Construction in the amount of \$41,350.00.

20. Award of Contract for the Engineering and Survey/Drafting Services for the Farrell – Rosalind Watermain Project - 2007  
(Council Memo #967-07)

A report on three proposals received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Ruettiger, Tonelli & Associates in the amount of \$18,900.00.

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

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

AYES: COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN and MAYOR PRO-TEM TURK.

NAYS: NONE.

B. Amendments, Change Orders and Payouts:

1. Approve Payment of Outstanding Invoices for Repairs and Maintenance to Severe Weather Warning Sirens  
(Council Memo #968-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve payment in the amount of \$12,469.45 to Fulton Contracting Company.

2. Approve Change Order No. 3 to the Weed Cutting and Clean-up Contract  
(Council Memo #969-07)

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 \$104.00 on behalf of Culpeppers Lawn Works.

3. Approve Change Order No. 1 and Payment Request No. 2 and Final for the 6310 Ventura Court Rear Yard Drainage Improvements – 2007 Neighborhood Improvement Program  
(Council Memo #970-07)

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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 \$1,672.00 and Pay Estimate No. 2 and Final in the amount of \$2,488.00 on behalf of Len Cox & Sons.

4. Approve Change Order No. 3 and Payment Request No. 3 for the 2007 Plant Mix Contract  
(Council Memo #971-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$123,866.70 on behalf of P.T. Ferro Construction Company.

5. Approve Payment Request No. 1 and Final for the Electrical Installation of Aerators for the Old Renwick Trail and Wexford Subdivisions  
(Council Memo #972-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 1 and Final in the amount of \$12,750.00 on behalf of Indicom Electric Company.

6. Approve Change Order No. 2 and Payment Request No. 7 and Final for the Caton Farm Road (Cryder – Essington) Streetlighting Project  
(Council Memo #973-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$5,925.60 and Payment Request No. 7 and Final in the amount of \$12,732.34 on behalf of Van Mack Electric.

7. Approve Change Order No. 1 for the Joliet Central High School Sanitary Sewer Project - 2007  
(Council Memo #974-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$36,285.00 on behalf of P.T. Ferro Construction.

8. Approve Change Order No. 2 and Payment Estimate No. 4 for the Gardner Street (Hickory Creek – Doris) Storm Sewer Project – 2007 Neighborhood Improvement Program  
(Council Memo #975-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$40,919.50 and Pay Estimate No. 4 in the amount of \$68,571.95 on behalf of J. Russ & Company.

9. Approve Change Order No. 3 and Pay Estimate No. 4 for the Cassie Drive and Edgerton Drive Roadway Improvement Project – 2007 Neighborhood Improvement Program  
(Council Memo #976-07)

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A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$1,908.95 and Pay Estimate No. 4 in the amount of \$4,108.14 on behalf of P.T. Ferro Construction.

10. Approve Change Order No. 2 and Pay Estimate No. 3 for the Washington Street Storm Sewer Improvement Project – 2007 Capital Improvement Program  
(Council Memo #977-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2, a deduction in the amount of \$773.25 and Pay Estimate No. 3 in the amount of \$28,959.73 on behalf of J.S. Alberico Construction.

11. Approve Change Order No. 1 and Payment Request No. 2 and Final for the 140 Rebecca Road Rear Yard Drainage/Erosion Control Project  
(Council Memo #978-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,706.00 and Pay Estimate No. 2 and Final in the amount of \$4,729.20 on behalf of Len Cox & Sons.

12. Approve Change Order No. 1 and Payment Estimate No. 1 and Final for the Repair of the Reservoir Roof at Prairie Avenue  
(Council Memo #979-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,586.28 and Pay Estimate No. 1 and Final in the amount of \$11,686.28 on behalf of Austin Tyler Construction.

13. Approve Change Order No. 4 and Payment Estimate No. 4 and Final for the Fairmount Street Watermain Replacement Project - 2007  
(Council Memo #980-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 4, a deduction in the amount of \$2,004.55 and Pay Estimate No. 4 and Final in the amount of \$3,047.08 on behalf of Austin Tyler Construction.

14. Approve Payment for Plumbing Services  
(Council Memo #981-07)

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. 88841 in the amount of \$7,265.25 on behalf of Cryer & Olsen Mechanical; and 2) Approve payment for plumbing services for the month of June in the amount of \$11,465.25.

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15. Approve Amendment and Payment for the Aux Sable Creek Basin Wastewater Treatment Plant Engineering Services Agreement  
(Council Memo #982-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the amendment to said agreement in the amount of \$9,847.37 and payments totaling \$23,641.00 on behalf of Strand Associates.

16. Approve Change Order No. 1 and Pay Estimate No. 4 and Final for the Aux Sable Creek Basin Conveyance Project – Phase V  
(Council Memo #983-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, a deduction in the amount of \$30,287.50 and Pay Estimate No. 4 and Final in the amount of \$213,776.60 on behalf of J.S. Alberico Construction.

17. Approve Payment for Offsite Water Main Improvements for the Silver Leaf Subdivision  
(Council Memo #984-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Payment No. 1 and Final in the amount of \$53,328.00 on behalf of Lennar Communities of Chicago.

18. Approve Payment for Offsite Water Main Improvements for the Our Lady of Angels Village  
(Council Memo #985-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve payment in the amount of \$13,873.60 to J. Russ and Company.

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

Motion seconded by COUNCILMAN SHETINA.

Motion carried by the following vote:

AYES: COUNCILMAN UREMOVIC, COUNCILWOMAN BARBER,  
COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN  
QUILLMAN, COUNCILMAN SHETINA and MAYOR PRO-TEM TURK.

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Application for a Drive-In Permit at Old Second National Bank on Lot 4 in Cronin Subdivision  
(Council Memo #990-07)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the application for construction of a drive-in facility for Old Second National Bank located on Lot 4 in Cronin Subdivision on the east side of Essington Road north of Black Road.

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

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

AYES: COUNCILWOMAN BARBER, COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN, COUNCILMEN SHETINA, UREMOVIC and MAYOR PRO-TEM TURK.

NAYS: NONE.

MAYOR

A. Proclamation re: "National Alcohol and Drug Addition Recovery Month"

COUNCILMAN GIARRANTE read a Proclamation issued by MAYOR SCHULTZ proclaiming the month of September 2007 as "National Alcohol and Drug Addiction Recovery Month" and calling upon the people of Joliet to observe this month with appropriate programs supporting this year's theme, "Join the Voices for Recovery; Saving Lives, Saving Dollars".

Mr. Paul Lauridsen of the Southwest Coalition for Substance Abuse thanked the Mayor and Council for their recognition and invited everyone to attend their event to be held on September 8 at Bicentennial Park.

MAYOR AND COUNCIL COMMENTS:

COUNCILMAN BROPHY asked the Director of Public Works if he could get him information about Council Memo #962-07 regarding the award of contract for the Wildflower Subdivision/808 Caton/2098 Wesmere Lakes Drainage Improvements. He asked for a breakdown on how this was spent and where the costs are going. He said there are three different items and he is trying to figure out what costs are for what project based on the estimates.

COUNCILMAN BROPHY said he had a request from the owner of the cleaners on Republic Avenue who wants to install a handicapped parking sign. He said she's trying to meet our requirements for access and has a space painted, but she needs the upright sign with a concrete base and doesn't know where to go for a vendor.

The Deputy City Manager said he would have Kevin Gahr call her who is a member of the staff in the Building Department who deals specifically with accessibility issues.

COUNCILMAN BROPHY asked the Police Chief for an update on the noise enforcement ordinance and if we're still issuing tickets.

The Police Chief stated in the last 60 days they have written over 250 citations for loud music. He said they are getting a lot of positive response from the community and he has been told through e-mails and phone calls and also noticed some notes in the Herald News in reference to our enforcement efforts. He said it seems to be having an impact out there and they are going to continue to be very vigilante on that. He said they are also towing a lot of vehicles but he doesn't know the exact number. He said they had towed over 25 cars a couple of weeks ago but he will get COUNCILMAN BROPHY an update.

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COUNCILMAN BROPHY asked the Corporation Counsel if he has an update on Evergreen Terrace legal matters or if there is any change from the last update.

The Corporation Counsel said he has only good news this time. He said the federal judge in the case has ruled that the condemnation case that the City filed can proceed even though the facility is federally funded and that it was not a violation of what the lawyers call the "supremacy clause" in the constitution. He said judgment has been entered in favor of the City on that point and that is a huge victory for the City and now we can proceed with the condemnation.

COUNCILMAN BROPHY asked if he had any guesstimate of a time frame schedule on what happens next.

The Corporation Counsel said we filed for condemnation approximately two years ago and we were already in court with the ownership of that property prior to that time and he would expect the condemnation trial to be scheduled early next year. He said federal court moves fairly fast once you reach this stage of the proceedings so the trial should be scheduled for early next year and he would expect an appeal either way it goes. He said unless the case is settled somehow, we'll probably still be in litigation for another year.

COUNCILMAN GIARRANTE said he wanted to acknowledge a letter he received from Tom Mahalik praising the Joliet Police Department for their help and professionalism with all the downtown activities that he plans.

COUNCILWOMAN QUILLMAN asked if we are going to remove or fix the lights in the parkway on Raynor Avenue because half of them are out and half of them are hanging down and it just looks terrible.

The Deputy City Manager asked where they are specifically at.

COUNCILWOMAN QUILLMAN said on the boulevard on Raynor Avenue between Plainfield Road and Jefferson Street.

COUNCILWOMAN QUILLMAN asked for an update on Bronk's Corners. She said there is standing water there and it's breeding mosquitoes.

The Corporation Counsel said they did have a meeting with the developers of Bronk's Corners last week and their schedule is to proceed with construction and development by next year, so you will see buildings coming out of the ground next year.

COUNCILWOMAN QUILLMAN said so in the meantime what do we do with all that standing water there from these heavy rains.

The Corporation Counsel said he doesn't know what they really can do if the farm is still in its natural state. He said if they've altered the land in a way that affects drainage we'll take that up with them.

COUNCILWOMAN QUILLMAN said it looks like it has been worked on somewhat and then just abandoned, so that's why she is bringing it up.

COUNCILMAN SHETINA said as a result of the comments and the actions of Silver Cross Hospital he has really gotten a lesson in hard ball politics being played by the hospital. He said he has watched the thousands and thousands of

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dollars a day being spent in the newspaper and the radio and now even Chicago radio stations. He asked where that kind of money is coming from. He said there's got to be a budget there for advertising and that is just amazing to him that they're spending thousands of dollars a day. He said today he looked in his mailbox and they had 12 or 15 memos from people who are in favor of the hospital moving, but if you look at the top of the memo all of them were from Silver Cross Hospital's fax machines. He said so they are all either employees or whatever. He said he has watched letters go to the editor and he's listened to it on the radio. He said the comments from people who have sent letters to the editor and called in on the open line who are not for this move and who are Joliet people have not been printed. He said they had a couple of them in their mail box today from people they know well who tried to object to the situation. He said he can't fathom the kind of money that's being spent on advertising. He said in the dialogue on the radio they're talking about this move as if they were staying in Joliet and that's what they're trying to lead you to believe. He said it's a public relations ploy which is fantastic. He said they've got people who are very well wired and very well versed in trying to sell something.

COUNCILMAN SHETINA said what they are doing right now is trying to sell us on the fact that this is good for Joliet; it's only a few blocks away. He said he got a letter from the doctor who runs the emergency services and he's on the radio every day. He said the letter he got from him over the weekend indicated that four minutes more on response time is not a consideration; it doesn't mean anything. He said he agrees that our paramedics and EMT services are second to none but when you get in an ambulance your intent is to get to a place where there is more equipment and more people to be able to diagnose something that you can't diagnose out in the field, so he really questions that consideration that four minutes doesn't make a difference on response time and getting somebody to a hospital. He said he thinks that statement speaks a lot about what Silver Cross' attitude and particular administration has with its dealing with Joliet. He said to watch that occur and watch the thousands of dollars a day being spent on advertising to make us believe that they're still going to stay here and make us believe that it's good for us, he has a real hard time with that. He said he just wanted to make that comment and he also wanted to say that on Saturday morning from 10 a.m. to 12 noon COUNCILWOMAN SUSIE BARBER is hosting a "Town Hall" meeting that will address the issues of the move and Silver Cross has been invited by the City Manager to attend and maybe answer some questions.

COUNCILMAN UREMOVIC said he supports everything COUNCILMAN SHETINA has just said, all of it. He said another point that should be brought out is the economic impact that this is going to develop and hurt the City. He said when you look at it it's going to hurt us immediately in our bonding power. He said Silver Cross is one of our base economic components with 1,400 employees there. He said what that is going to do is when those employees leave is that our bonding agencies will be looking at this closely because it is going to impact residual employment and residual commercial investment in this area. He said it is going to seriously impact the quality of life on the east side and even into the near west side of Joliet. He said it is something that is serious and should not be taken lightly. He said it's going to be extremely damaging financially and from a social standpoint and quality of life. He said with the meeting that we are going to have on Saturday it's extremely important for people to voice their concerns and their opinions.

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COUNCILMAN UREMOVIC said in regards to revenue, at our previous Legislative Committee we wanted to look at increasing tickets and fines especially for drivers without insurance. He said this is a significant revenue source that other cities are taking advantage of. He read from the article "City Rakes in Revenue from Tickets", an article from last Sunday's Chicago Tribune, which said car related fines plugged \$210 million into the budget for the City of Chicago. He said there was an unbelievable graph on the revenue that they received from drivers that don't have insurance or have revoked licenses. He said the Sunday Star paper for the same week on the front page said "Illegal Drivers Pay a High Price". He said they have passed these ordinances where they have gone to \$500 fines and impoundment of the cars. He asked that this be brought to the Legislative Committee again for a way to generate possibly millions of dollars to plug the gap in our revenue and expenses.

The Deputy City Manager said we presently tow cars for an inability to show proof of insurance and for driving with a suspended or revoked license and a number of different things. He said the administrative fee that the police department charges for driving with a suspended license is \$500 plus they tow the car.

COUNCILMAN UREMOVIC said but they don't impound the car for lack of insurance.

The Police Chief said that's correct, they do not tow a vehicle just for not having insurance. He said they tow vehicles when the driver's license is suspended, revoked or the registration has been suspended for no insurance. He said other municipalities have adopted ordinances where they are actually towing vehicles when the driver cannot show any proof of insurance at the initial point of stop. He said we have had a substantial increase in our administrative fees in revenue for towing vehicles.

COUNCILMAN UREMOVIC said the reason he is bringing this up again is who do you want to tax. He said he doesn't want to raise property taxes for law abiding, hard working citizens. He said we have people who are driving around breaking the laws and cause the cost of City government to go up and that is where he wants to see that increase in revenue, that is his point. He said he thinks that we should take it seriously and look at it closely. He said it is a large revenue source; Waukegan has received \$2 million. He said he thinks it is important that we look at the possible revenue sources now and plug the gap that we've got in revenue and expenses. He said this could be important and he doesn't think we should wait two years and then have to really raise taxes and make expense cuts. He said if we go ahead right now and make some minor adjustments in expenses and revenues we'll have minimal discomfort for everybody and you won't even know it. He said if you wait for two years, all of a sudden you're going to start to ask law abiding citizens and hard working people to raise their property taxes. He said he won't do that. He said he would like to explore this again at the Legislative Committee and see what we can do with it.

COUNCILMAN SHETINA said COUNCILMAN DORRIS was effective in helping to begin the Quality of Life project in Districts 4 and 5 and he is not here to speak this evening because of family concerns. He said he thinks there is a direct correlation between the District 4 and 5 Quality of Life project which he thinks has over \$100,000 into it as a City itself and the Silver Cross proposal to move out of the City of Joliet. He said he thinks that speaks very loudly of why they shouldn't do this. He said COUNCILMAN DORRIS will speak for himself at the

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Saturday meeting but he just wanted to make a comment about it now so we are all on guard.

COUNCILWOMAN BARBER said she wanted to echo what COUNCILMAN SHETINA said because she will be chairing that meeting on Saturday, August 25<sup>th</sup> regarding Silver Cross Hospital. She said if people are wondering why, it is because she cares, it is her district and she cares about her district and the whole City of Joliet. She said she thinks if you've got questions and want to know some answers and the whys and why nots, I think you should be there Saturday morning at 10 a.m. to voice your views and your opinions and she looks forward to seeing everybody there.

COUNCILMAN TURK thanked COUNCILWOMAN BARBER for hosting the meeting on Saturday. He said he knows everybody's time is valuable so if you can't come for the whole time just come for whatever time you can. He said he thinks it would be great to pack these Council chambers. He said a letter went out to Silver Cross' administration and board inviting them to be here to answer questions although we didn't ask them to respond one way or the other, and he is certain they are going to be here and he wants to see what they have to say.

COUNCILMAN TURK said he would also like to wish MAYOR SCHULTZ well and in the next couple of days he'll be up and around again.

ADJOURNMENT

COUNCILMAN BROPHY moved that the Council recess to closed session to discuss pending litigation after which the meeting will be adjourned.

Motion seconded by COUNCILWOMAN QUILLMAN.

Motion carried by the following vote:

AYES: COUNCILMEN BROPHY, GIARRANTE, COUNCILWOMAN QUILLMAN,  
COUNCILMEN SHETINA, UREMOVIC, COUNCILWOMAN BARBER and  
MAYOR PRO-TEM TURK.

NAYS: NONE.

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ARTHUR SCHULTZ  
Mayor

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JANET K. TRAVEN  
City Clerk

Recorded on Tape