

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

REGULAR MEETING of the Council of the City of Joliet, Illinois held on Tuesday, September 1, 2009 at 6:30 P.M. in the Council Chambers, Joliet Municipal Building, 150 W. Jefferson Street, Joliet, Illinois.

INVOCATION

An Invocation was delivered by Pastor Clint Wilburn, Mt. Moriah Baptist Church, 1503 Arthur Avenue, Joliet, Illinois.

Pastor Wilburn then led the pledge to the flag.

ROLL CALL

PRESENT: MAYOR ARTHUR SCHULTZ and DISTRICT 4 COUNCILWOMAN SUSIE A. BARBER, DISTRICT 2 COUNCILMAN TIMOTHY M. BROPHY, DISTRICT 5 COUNCILMAN WARREN C. DORRIS, COUNCILMAN AT LARGE THOMAS C. GIARRANTE, COUNCILWOMAN AT LARGE JAN QUILLMAN, DISTRICT 1 COUNCILMAN JOSEPH R. SHETINA, COUNCILMAN AT LARGE MICHAEL F. TURK and DISTRICT 3 COUNCILMAN ANTHONY UREMOVIC.

ABSENT: NONE.

ALSO PRESENT: CITY MANAGER THOMAS A. THANAS and CORPORATION COUNSEL JEFFREY S. PLYMAN.

APPROVAL OF MINUTES

COUNCILMAN UREMOVIC moved that the minutes of the Pre-Council Meeting of the Council of the City of Joliet, Illinois held on Monday, August 17, 2009 at 3:30 p.m. and of the Regular Meeting held on Tuesday, August 18, 2009 at 6:30 p.m. stand approved as recorded.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

COUNCIL COMMITTEE REPORTS AND AGENDA ITEMS

A. Public Safety

COUNCILMAN GIARRANTE stated the Public Safety Committee met yesterday afternoon and reviewed the Police Department's request to purchase security cameras for the City Center at no cost to the City. He said funding for the purchase would come from a Federal grant and he named the locations where the cameras would be installed.

COUNCILMAN GIARRANTE said the Committee also reviewed a request by the Fire Department to purchase several computers to replace the ones they have in the ambulances which are now a few years old. He said the computers will be purchased through a 9-1-1 Grant at no cost to the City.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

B. 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 recommend their approval with the exception of three memos. He said regarding Council Memo #780-09 dealing with awarding a contract for the Half County Line Road/Half Theodore Street (Neustoneshire Subdivision) Roadway Improvements Project, Austin Tyler Construction was the low bidder. He said the contractor's prequalification limits how much work they can do and Austin Tyler will be exceeding that limit due to receiving some State contracts. He said it is staff's recommendation that Austin Tyler's bid be rejected for that reason and that the contract be awarded to the next lowest bidder, P.T. Ferro Construction, in the amount of \$639,000 which is still well below the engineer's estimate.

COUNCILMAN TURK said the Committee is also recommending that Council Memos #781-09 and #782-09 dealing with well rehabilitation be tabled at this time based on the recommendation they're going to make on the Water and Sewer Rate this evening, because if there is no vote on the rates, there won't be money in the budget to do this work.

COUNCILMAN TURK said the Public Service Committee is recommending that two informational meetings be held next week for the general public about the water and sewer rate increases before a vote is taken by the Council. He said they would suggest one meeting be held on Tuesday at City Hall and that another meeting be held on Thursday at a remote location off-site in the Black Road and Essington area.

The City Manager said we'll have something lined up for Tuesday evening here at City Hall that will be broadcast live and then a remote meeting will be held on Thursday. He said there won't be any action taken and it will be a presentation by staff to provide information to the public as to why we are recommending the rate increase and removal of the gaming abatements and then we will field any questions or comments the residents may have.

COUNCILMAN TURK said the Committee also recommended that after the second meeting, all of the input be assembled to be reviewed by the Finance Committee and Public Service Committee. He said then a vote would be taken by the Council on the rates one way or another on September 15, 2009.

COUNCILMAN SHETINA asked for a final analysis on Council Memo #780-09 with respect to the bid of Austin Tyler Construction.

COUNCILMAN TURK said depending on the size of the company and how long they've been in business, they can only have so many projects worth so many millions of dollars on their books, and if Austin Tyler did this job they would be exceeding their aggregate amount of qualification.

COUNCILMAN SHETINA asked who brought that to our attention.

COUNCILMAN TURK said the next lowest bidder, P.T. Ferro Construction, brought it to our attention and objected to it.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

The City Manager said the issue arose prior to the last City Council meeting we had and we recommended tabling the matter. He said there were several issues that were brought to the staff's attention. He said there was a very large project in the amount of \$10 million that Austin Tyler was the successful bidder on for an IDOT contract. He said P.T. Ferro Construction and maybe others challenged Austin Tyler's qualifications to receive that \$10 million contract from IDOT. He said Austin Tyler reported that contract on its Affidavit of Availability but when we had our conversation with IDOT they were telling us that because of the litigation that was filed against the State of Illinois and Austin Tyler, that \$10 million was not being counted by IDOT towards the prequalification limit. He said so we were following IDOT's lead on that and it turned out this case moved fairly rapidly through the court and yesterday the Judge dismissed the case against IDOT and Austin Tyler and authorized Austin Tyler and IDOT to proceed with that \$10 million contract. He said that then brought that \$10 million back into play which then put Austin Tyler over the limit because that is about two thirds of Austin Tyler's ability to handle public work like this.

The City Manager said at this point in the interest of moving the project forward we'd like to recommend that Austin Tyler's bid be rejected and the contract be awarded to P.T. Ferro. He said the total bid amount for P.T. Ferro is \$639,536.66 which is about \$13,000 more than Austin Tyler's bid. He said this is a contract to do work in the Neustonshire Subdivision that is badly needed and was tied up in the Neumann Homes bankruptcy, so this stretch of road could not be finished because of the lack of money. He said we have now been able through the Legal Department to secure \$1.2 million to cover the cost of this project and others in that area and we're recommending approval to move forward so we can get this project done this year.

COUNCILMAN BROPHY said with regard to the bid amount, he remembers in the past when this happened and we had to pass on the low bidder and awarded the job to the next, that they offered us the lower price. He asked if that is proper in this case.

The City Manager said it's not usual or customary and would be at the consent of the number two bidder. He said he thinks considering the acrimony that exists between these two bidders he doesn't believe that the second low bidder would honor the lower price. He said our recommendation is to go with the \$639,000 bid from P.T. Ferro.

1. Ordinance re: Amending Chapter 31 of the Code of Ordinances in Regards to Water and Sewer Rates and Fees
(Council Memo #769-09)

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

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

COUNCILMAN BROPHY questioned whether there would be room for a big crowd and he asked if we could do the East Side presentation at a school location with plenty of parking.

The City Manager said we can accommodate a large number and the benefit of having it here is we have the audio visual equipment and we're able to broadcast live and then tape it and replay it.

COUNCILWOMAN QUILLMAN said we discussed yesterday about the senior citizen discount because they're on a fixed income. She said what about people who have lost their jobs and are disabled due to that and they're also on fixed incomes and have no other income. She said for example some of them don't even have Medicare.

The City Manager said his recommendation is to not provide discounts for people in that situation. He said there are social service agencies that have allocations of Federal money to help people who are unable to pay water bills. He said he believes the Will County Center for Community Concerns has a program in place but he doesn't know the parameters of it or who would qualify, but there is a safety net there for those situations. He said he hesitates to volunteer the staff to come up with a social service program because he thinks we're exposing ourselves to a lot of review of very personal information and he thinks we'd be looking at people's tax returns, their assets, having them fill out an affidavit and having to check the accuracy of the affidavit, and he thinks that that would probably be something that would exceed our capabilities as a staff.

COUNCILWOMAN QUILLMAN asked the City Manager to explain about the separate budget for water and sewer for the benefit of the people who didn't see the meeting at home last night and just to get a jump start on the meetings next week.

The City Manager said the Water and Sewer Fund has always served as an enterprise fund which basically means it's a stand-alone fund. He said we're in the business of providing water and sewer service and the way rate makers who are in this business have structured it, the revenues are supposed to equal the expenses. He said the rates should be set high enough so the income that's generated from those rates will cover the cost of operating the service. He said we then have a separate budget called the General Fund that is there for the operation of most of our other departments including Police, Fire, Public Works and the administrative support departments and that is another budget that has some stress right now. He said as far as good governmental practice goes, it's not a good idea to start loaning money from one fund to the other. He said what we really need is to have a water and sewer fund that's stand-alone and is self-sufficient and then have a general fund on the other hand that has that same characteristic where that too is self sufficient.

COUNCILMAN UREMOVIC said COUNCILWOMAN QUILLMAN brought this up a while ago and he thought about it also that we should be looking at both the General Fund and Water Fund at the same time. He said staff hasn't even given us a six month review yet on the financials of the City so we really don't know where we're at from that standpoint. He said when we're talking about bonds, if everybody remembers, we were debt free in the area of 1999 – 2001. He said that water sewer separation charge that was to cover a bond and has been paid off is still on the water bill as a negative amount, so it was just an accounting

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

element at that time. He said when we look at this we have to look at all of those components and he hopes over the next two weeks we look at this a little bit more closely.

COUNCILMAN GIARRANTE said yesterday he brought up the issue of eliminating the gaming abatement for seniors and not putting the 35% rate increase on. He said there was some discussion on how much money that would cost and he asked if staff has checked on that.

The City Manager said yes we have and there was a memo that was distributed this evening from the Director of Finance and it indicates that the cost would be about \$357,000.00. He said if the Council is considering providing that kind of benefit to the senior citizens, our recommendation would be to just add a very simple credit of \$5.36 to each senior citizen water bill and that way it applies equally across the board. He said for an average senior water bill the 35% rate increase would be about a \$5.36 additional charge. He said for seniors who are high consumers and have big lawns and want to water their lawns or have pools, they would be subject to paying for the volume that they're using, but the ones who are at the lower end will see a much nicer benefit with that \$5.36 and they won't see that 35% increase at all. He said they will see the removal of the abatements and that's about a \$10 addition to each water bill.

Prior to her vote, COUNCILWOMAN QUILLMAN said she would vote aye to table, however, she has been looking at this and looking at this and she personally has been getting many, many phone calls from people all over the City. She said she understands we have to make tough decisions and taxes and water rates will have to be increased, however she is going to state it again like she stated yesterday; she wants to see the whole picture, she wants to see what we have to do to get to where we need to be with this deficit, because she's not comfortable with a little bit here and a little bit there and she wants to know what else we need to do before we raise anything. She said she will vote to table this but this is what she'd like to see. She said she doesn't know if anybody else wants to see that but we need to get a move on and she wants to see the entire picture now; she doesn't want to wait anymore.

Prior to his vote, COUNCILMAN SHETINA said he wanted to thank COUNCILMAN TURK for the idea that we go out and have these meetings and he thinks it's a good thing.

C. Land Use

COUNCILMAN SHETINA said he's trying to set a Land Use meeting for next week to discuss the Pasquinelli question down south and any other smaller items.

The Director of Community and Economic Development said there are a few more things on the agenda but we are going to keep it short so we can devote some time to the Pasquinelli project. He said the meeting is set for Thursday, September 10th at 3:30 p.m.

There were no other Committee reports.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

CONSENT AGENDA

A. Position Vacancy
(Council Memo #760-09)

A communication from the City Manager contained his recommendation that he be authorized to fill the position of Mechanic in the Motor Maintenance Division and any subsequent vacancies directly related to this position, until there is an unfilled entry level position of Maintenance Worker.

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

Motion seconded by COUNCILWOMAN BARBER.

Motion carried by the following vote:

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

NAYS: NONE.

PUBLIC HEARINGS

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

1. A RESOLUTION Approving an Annexation Agreement for
75.63 Acres at the Southwest Corner of Millsdale and Vetter
Roads as recommended by the Plan Commission was
presented and read. (#A-4-09/Dist. #4)
(Council Memo #763-09)
(RESOLUTION NO. 6298)
2. AN ORDINANCE Approving the Annexation of 75.63 Acres at
the Southwest Corner of Millsdale and Vetter Roads as
recommended by the Plan Commission was presented and
read. (#A-4-09/Dist. #4)
(Council Memo #763-09)
(ORDINANCE NO. 16519)
3. AN ORDINANCE Approving the Classification of 75.63 Acres
at the Southwest Corner of Millsdale and Vetter Roads to I-2
Zoning as recommended by the Plan Commission was
presented and read. (#A-4-09/Dist. #4)
(Council Memo #763-09)
(ORDINANCE NO. 16520)
4. AN ORDINANCE Approving the Preliminary Plat of Stepan
Industrial Park as recommended by the Plan Commission
was presented and read. (#P-3-09/Dist. #4)
(Council Memo #763-09)
(ORDINANCE NO. 16521)

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

5. AN ORDINANCE Approving the Final Plat of Stepan Industrial Park Unit 1 as recommended by the Plan Commission was presented and read. (#FP-6-09/Dist. #4)
(Council Memo #763-09)
(ORDINANCE NO. 16522)

6. AN ORDINANCE Approving the Recording Plat of Stepan Industrial Park Unit 1 as recommended by the Administration subject to receipt of the following fees and documentation within 60 days was presented and read: a) An approved Final Plat of Stepan Industrial Park Subdivision by the Department of Public Works and Public Utilities; b) A performance bond or letter of credit for public improvements in an amount approved by the Department of Public Works and Public Utilities; c) A one and one quarter percent (1¼%) inspection fee for the approved public improvements; d) An irrevocable offer of dedication for public improvements; and e) The Elwood Fire District detachment fee of \$10.86 and the Three Rivers Public Library detachment fee of \$1.95. (#RP-6-09/Dist. #4)
(Council Memo #763-09)
(ORDINANCE NO. 16523)

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

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

COUNCILMAN GIARRANTE moved that said Resolution and Ordinances be adopted as recommended.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

ORDINANCES AND RESOLUTIONS

A. ORDINANCES

2. Ordinance re: Approving a Special Use Permit to Allow a Tattoo Studio Located at 915 W. Jefferson Street (#2009-34/Dist. #2)
(Council Memo #765-09)

The City Clerk noted that this item was tabled for two weeks at the Pre-Council meeting yesterday.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

3. AN ORDINANCE Repealing a Variation of Use to Allow the Continuation of a Five-Unit Apartment Building in an R-3 District Located at 101 Seeser Street as recommended by the Zoning Board of Appeals was presented and read.
(#2009-29/Dist. #5)
(Council Memo #766-08)

COUNCILWOMAN QUILLMAN moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16524)

4. Ordinance re: Approving a Variation of Use to Allow a Gift Shop in an R-2 District Located at 464 E. Washington Street
(#2009-29/Dist. #5)
(Council Memo #767-09)

The City Clerk noted that this item was approved at the Pre-Council meeting yesterday.

5. 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: 24 Mississippi Avenue, 120 Reichman Street and 506 Second Avenue.
(Council Memo #768-09)

COUNCILWOMAN BARBER moved that said Ordinance be adopted.

Motion seconded by COUNCILMAN DORRIS.

Motion carried by the following vote:

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

NAYS: NONE.

(ORDINANCE NO. 16525)

6. Ordinance re: Amending Chapter 31 of the Code of Ordinances in Regards to Water and Sewer Rates and Fees
(Council Memo #769-09)

This item was tabled earlier in the meeting to the September 15, 2009 Council meeting.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

B. RESOLUTIONS

1. A RESOLUTION Approving a Professional Services Agreement for Representation and Assistance in Marketing to National Sports Organizations and Olympic Governing Bodies was presented and read.
(Council Memo #773-09)

COUNCILMAN TURK moved that said Resolution be adopted.

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6299)

2. A RESOLUTION Authorizing the Execution of the Funding Approval and Grant Agreement for Community Development Block grant Recovery (CDBG-R) Program Funds was presented and read.
(Council Memo #774-09)

COUNCILMAN BROPHY moved that said Resolution be adopted.

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

(RESOLUTION NO. 6300)

3. Resolution re: Accepting the Dedication of Real Property for a Municipal Well and Water Treatment Facility
(Council Memo #775-09)

The City Clerk advised that this item was approved at the Pre-Council meeting yesterday.

BIDS AND CONTRACTS

A. Award of Contracts

1. Authorization to Replace a Ticket Spitter at the Ottawa Street Parking Deck
(Council Memo #778-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve the purchase of a Replacement Ticket Splitter from Electrical Contractors, Inc. in the amount of \$7,300.00.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

2. Request Authorization to Approve the Service and Maintenance Agreement Contracts for Parking Terminals at City of Joliet Surface Parking Lots
(Council Memo #779-09)

A communication from the City Manager contained his recommended that the Mayor and Council take the following actions: 1) Authorize the Administration to enter into a three year service and maintenance agreement with Total Parking Solutions Inc. for the sum of \$15,180.00; and 2) Authorize the Administration to renew the Central Management System Software with Total Parking Solutions Inc. for three years for the sum of \$8,580.00.

3. Award of Contract for Half County Line Road/Half Theodore Street (Neustoneshire Subdivision) Roadway Improvements Project
(Council Memo #780-09)

A communication from the City Manager contained his recommendation that the Mayor and Council take the following actions: 1) Reject the bid of Austin Tyler Construction; and 2) Award the contract to P.T. Ferro Construction Co. in the amount of \$639,536.66.

4. Award of Contract for the Well 12D (Joliet Mall) Rehabilitation Project - 2009
(Council Memo #781-09)
5. Award of Contract for the Rock 2 (Gougar Road) Rehabilitation Project - 2009
(Council Memo #782-09)

The City Clerk advised that these two items have been withdrawn from the agenda.

6. Award of Contract for Equipment and Services for Phase I (City Center) Portion of the Port Security Grant
(Council Memo #783-09)

A communication from the City Manager contained his recommended that the Mayor and Council award this contract to Sentinel Technologies in the amount of \$269,123.00.

7. Approve Amendments for the Professional Service Agreements Related to the Disposal of Biosolids Materials
(Council Memo #784-09)

A communication from the City Manager contained his recommended that the Mayor and Council take the following actions: 1) Approve an amendment to the agreement with Drinker Biddle Gardner Carton for an amount not to exceed \$65,000.00; and 2) Approve an amendment to the agreement with Rogina & Associates in an amount not to exceed \$7,500.00.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

8. Award of Contract for the 4754-4756 Culver Court/1006 Westshire Drive Yard Drain Project – 2009 Neighborhood Improvement Program
(Council Memo #785-09)

A report on eight bids received for the above contract was accompanied by a recommendation from the City Manager that the Mayor and Council award the contract to Superior Excavating in the amount of \$14,412.70.

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

Motion seconded by COUNCILMAN TURK.

Motion carried by the following vote:

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

NAYS: NONE.

B. Amendments, Change Orders and Payments:

1. Approve Change Order No. 3 and Payment Estimate No. 1 for the 2009 Sidewalk/Curb Replacement Project – 2009 Neighborhood Improvement Program
(Council Memo #791-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 3 in the amount of \$19,513.00 and Pay Estimate No. 1 in the amount of \$69,942.16 on behalf of M & A Cement Work, Inc..

2. Approve Change Order No. 2 for the 2009 Plant Mix Contract
(Council Memo #792-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$15,851.05 on behalf of D Construction.

3. Approve Pay Estimate No. 3 and Final for the Deer Run Estates Sump Pump Project - 2009
(Council Memo #793-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Pay Estimate No. 3 and Final in the amount of \$5,034.61 on behalf of Construction by Camco.

4. Approve Amendment No. 4 to the Rock Run Interceptor Capacity Study Engineering Services Agreement
(Council Memo #794-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Amendment No. 4 in the amount of \$39,600.00 on behalf of Clark Dietz, Inc.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

5. Approve Change Order No. 9 to the Contract for Weed Cutting and Clean Up of City Owned Properties
(Council Memo #795-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 9 in the amount of \$1,000.00 on behalf of Culpeppers Lawn Works.

6. Approve Change Order No. 1 and Payment No. 1 for the Rehabilitation of Neighborhood Stabilization Program (NSP) Property at 326 Margaret Street
(Council Memo #796-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1 in the amount of \$2,848.00 and Payment No. 1 in the amount of \$14,193.00 on behalf of R.R. Norwood Homes.

7. Approve Change Order No. 2 and Payment Request No. 4 for the 2009 Electrical Maintenance Assistance Contract
(Council Memo #797-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 2 in the amount of \$26,277.89 and Pay Request No. 4 in the amount of \$26,277.89 on behalf of Van Mack Electric.

8. Approve Change Order No. 1 for the Repair of the No. 3 Pump and Motor at Arbeiter Road Lift Station
(Council Memo #798-09)

A communication from the City Manager contained his recommendation that the Mayor and Council approve Change Order No. 1, an increase of \$15,739.40 to Purchase Order No. 102901, and Payment No. 1 and Final in the amount of \$16,729.40 on behalf of ITT Flygt Corp.

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

Motion seconded by COUNCILMAN UREMOVIC.

Motion carried by the following vote:

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

NAYS: NONE.

LICENSES AND PERMIT APPLICATIONS

- A. Issuance of a Class "1" Liquor License at 24 Ohio Street
(Council Memo #802-09)

The City Clerk advised that this liquor license application was denied at the Pre-Council meeting yesterday.

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

MAYOR AND COUNCIL COMMENTS

COUNCILMAN UREMOVIC said about two meetings ago he and COUNCILMAN BROPHY asked for a list of the properties included in the landscape restoration contract and he hasn't received it yet.

The City Manager said he will have someone get that for them.

COUNCILMAN SHETINA said COUNCILMAN TURK'S and COUNCILWOMAN QUILLMAN'S comments go a long way in basically keeping him from opening his mouth. He said he thinks that it's time for this Mayor and this Council to stand up and be counted with respect to the water rates, the union contracts, City sponsored activities, the Rialto property, Bicentennial Park, etc. He said we gave staff direction on most of these items a few months ago and we need to follow up and see that they're carried out. He said he doesn't know what's going on with the negotiations and with those that happened today. He said being afraid of retaliation or not being re-elected to these seats should not be the criteria for a vote, we shouldn't be afraid to lose a seat, we don't own it. He said it's too important for what we do now which will impact the City for the next 20 years. He said there's 151,000 people in the City of Joliet and we need to represent all of them and he thinks we're not doing that right now. He said we've had people here for 5 years, 12 years, 18 years, 20 years, 34 years and we all sat and voted for these rate increases, wage rates and benefits and all of those kinds of things, none of us are able to say we didn't do it because we all did. He said it's been a long tedious process for this City Council, for the staff and the organized bodies that are negotiating, but it's time we move, it's time we got this stuff off dead center.

COUNCILMAN SHETINA said we can't sit back and not be a part of it and let everybody else take the heat and then vote no just to garner votes. He said we all need to be a part of this discussion and he thinks what COUNCILMAN TURK is doing will go a long way to helping getting started in the right direction. He said this Council needs to set policy and we're not doing it in his opinion. He said he blames himself, he is also one of them who sat here and raised the wages and benefits and all those kinds of things for years, we had the money and we shared it but we don't have it now. He said we need to take action quickly; it's taken too long. He said we'll have these discussions in public and then we'll go back to the Finance Committee and look at this and come out with some kind of recommendation. He said we have a financial problem and we're not addressing it. He said let's address this problem, let's all do it together as a Mayor and Council and let's all work together on this thing.

COUNCILWOMAN QUILLMAN said she would agree with that. She said it wouldn't be a Council meeting if she didn't ask what was going on with the rodeo and the man down the street with the drainage problem. She said two weeks ago she asked to get that fixed and she asked if we did that.

The City Manager said he has not had a chance to follow up on that.

COUNCILWOMAN QUILLMAN said there is an e-mail going around and she would hope that everybody that's here tonight would pass this on to all of their friends and neighbors to let's remember September 11, 2001 after the attack on the Twin Towers. She said we were all patriotic and flew our flags and now she would ask if we could follow this through and she asked everyone on September

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

11th to fly their flag, wear their flag or put a flag on their car. She said let's show the loved ones that were left behind that we will not forget what happened on September 11th. She said we need to come together as a country and show our patriotism especially for all of the people that are fighting overseas now.

COUNCILMAN BROPHY said he applauds the idea of an open town hall meeting on the issue of water rates and more so that the citizens understand. He said he thinks the City Manager did a great job at a smaller meeting a couple of weeks ago in the St. Mary Nativity area and many residents left with a perfect understanding of what we need to do with water and sewer rates and why.

COUNCILMAN BROPHY asked the Director of Public Works about the 2008 Financial Report that says the radium removal costs \$38 million and the City Manager said it would cost \$54 million. He asked if he could figure out where the difference is coming from between him and Finance.

COUNCILMAN DORRIS asked the Police Chief to give an update on the increase in activity in our City in shootings and crime and how the City of Joliet is addressing it from a policing standpoint.

Police Chief Fred Hayes said there has been quite a bit of activity. He said although the City has experienced a decrease in the crime rate over the last decade they noticed beginning in 2005 that we began to experience an increase in violent crime particularly related to shooting incidents within the City. He said those incidents weren't enough to impact the overall crime rate but we recognize that as an emerging pattern in the Police Department and have been responding to that. He said particularly this year it has been a pretty active year. He said we have actually just reached a plateau of about 160 shooting incidents in the City of Joliet this year when last year we had a total of about 169. He said in fact at this point we've experienced 9 homicides in the City of Joliet, last year we had 6, the year before we had 9 and in 2006 we had 14. He said in the month of August we had 5 homicides with 2 of them last week. He said in the beginning of the month we were actually seeing some improvement in the activity in response to police presence in hot areas but in the beginning portion of the month we did experience a gang related homicide that has probably resulted in some retaliation activity that has resulted in two other homicides that are probably related to that original case. He said whether it's a gang related homicide or domestic situation type homicide it's a very tragic situation, and he doesn't mean to try and diminish the tragedy of someone being murdered, because certainly not only the victim but the impact of that tragedy to the family ruins families and tears lives apart.

Chief Hayes said in response to the increase, the Police Department has been working very vigorously on our Strategic Tactical Deployment Program. He said we meet every Friday afternoon and review computer statistical data and based on that data we deploy officers to particular areas that are experiencing some increase in violent crime. He said beginning in the month of August, we did increase our police presence in several areas to respond to what we had seen as far as the increase in violent crime, and it appears that it is having some impact out there. He said although we have had five homicides this month the shooting incidents in August have decreased in comparison to June and July, so we're hopeful that we're starting to get a handle on some of the activity that is occurring out there but we still have a lot of work to do. He said we have gone to several community groups asking for their support because we recognize that our success depends on the support of the community, it's not just a Police

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***

Department issue. He said we are encouraging all of the residents to come forward and work with us. He said in these nine homicide cases we have already made five arrests and we continue to work very hard on the other cases, but in order for us to do that we need the support of the community.

COUNCILMAN DORRIS asked the Police Chief if he feels comfortable with the manpower we have now with all the retirements and the restructuring of the department and that we have enough men on the streets to handle the situation as it is today.

Chief Hayes said he could stand here and ask for another police force quite honestly but the reality is that we are restructuring the department and the way we're able to accomplish that is to make sure that we have police officers at the front line out in patrol so that when issues like this occur or when people call 9-1-1 we are there to respond. He said obviously eliminating 32 sworn positions in the Police Department has had an effect on our strategies and programs, but we have restructured ourselves so that we're comfortable with what we have visible out on the street and we have deployed officers in an overtime capacity in those areas that we have been experiencing the increase in. He said he would love to have more police officers but he understands what we have to work with and we're doing the best we can right now.

COUNCILMAN GIARRANTE said COUNCILWOMAN QUILLMAN makes a very valid point about September 11 which is a few days away but he thinks we need to show our patriotism 365 days a year. He said our people are over there fighting for us 365 days a year and we need to fly our flags every day.

MAYOR SCHULTZ asked for a moment of silence for former Mayor Dick Dystrup of Lockport who recently passed away.

ADJOURNMENT

COUNCILMAN SHETINA moved that the Council recess to closed session at 7:15 p.m. to discuss personnel and negotiations after which the meeting will be adjourned.

Motion seconded by COUNCILMAN GIARRANTE.

Motion carried by the following vote:

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

NAYS: NONE.

ARTHUR SCHULTZ
Mayor

JANET K. TRAVEN
City Clerk

***Proceedings of the Council of the City of Joliet, Illinois
held on the 1st day of September, A.D. 2009***