

**MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, JUNE 19, 2001, AT 7:02 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, ZION, ILLINOIS**

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Mayor Harrison called the meeting to order.

On call of the roll the following answered present: Commissioners Rogers, Bennett, Taylor, DeTienne and Mayor Harrison.

Mayor Harrison led in the Pledge of Allegiance to the Flag.

**AGENDA CHANGES**

It was moved by Commissioner Taylor, seconded by Commissioner Rogers to amend the Council agenda as follows:

- Add payment to Consent Agenda for Meridian Construction Company, Inc., pavement patch on Lewis Avenue, \$13,021.00, item 5.d.
- Delete payment in Consent Agenda to Belli & Kenny LLC, URS Traffic Study, \$22,013.02, item 5.d.
- Add Resolution regarding Police staffing and public safety, item 7.c.
- Add Ordinance requiring the registration of certain businesses, item 8.c.
- Add an Executive Session, after Agenda Changes, to discuss probable litigation, item 4.a.
- Add collective bargaining and probable litigation to Executive Session, item 12.
- Delete to consider approval of 2001/02 Fiscal Year Budget, item 9.b.
- Delete to consider Fire/Rescue Dept. personnel requests, item 9.d.
- Add to consider waiving fee for fireworks display per Zion Park District, item 9.f.

The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

**EXECUTIVE SESSION**

It was moved by Commissioner Bennett, seconded by Commissioner Taylor that the Council recess to Executive Session at 7:08 p.m. to discuss probable litigation. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

The Council reconvened at 7:50 p.m. with all members present.

**CONSENT AGENDA**

It was moved by Commissioner Taylor, seconded by Commissioner Rogers that the Consent Agenda be approved as follows:

- (a) **MINUTES** of a Regular Meeting and Executive Session held on June 5, 2001 at 7:00 P.M., with all members having previously received copies.
- (b) **DEPARTMENTAL REPORTS:** Building Inspector's Report, month ending May, 2001; Health Insurance Log; Public Works Department Monthly Report, May, 2001

- (c) **BILLS:** Vouchers 76599 through 76733 drawn on the National City Bank, \$563,508.06; First Midwest Bank, \$14,084.58; Bank of Waukegan, \$192,641.77: Total: \$770,234.41
- (d) **PAYMENTS:** Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C., legal services, \$11,250.00; Timothy R. Evans, legal services, \$112.50; FAIRCOM, assessment for FY01-02, \$2,000.00; Pitcher Insurance Brokerage, Inc., endorsements for 5/1/2000 to 5/1/2001, \$911.00; Data Resource Group, Inc., computer services, \$29,375.46; New World Systems, CAD computer equipment, \$3,600.00; Illinois Department of Transportation, reconstruction of Galilee Avenue, \$111,941.99; Ciorba Group, Inc., engineering services for Galilee Avenue reconstruction, \$25,523.23; J.R. Myers Co., Inc., work performed on Lydia Avenue storm sewer, \$56,952.18; Campanella & Sons, Inc., work performed on Jethro alley sanitary and water main extension, \$37,765.35; T. Wallace Blacktopping, Inc., work performed on alley resurfacing project, \$181,729.60; Meridian Construction Company, Inc., pavement patch on Lewis Avenue, \$13,021.00

The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

#### CITIZEN COMMENTS

Mayor Harrison stated, whenever possible, citizens should initially contact the Commissioner and/or Department Head who can help to resolve their problems or answer questions. In this way, complaints or issues could be resolved in a more timely and appropriate manner.

Rev. Garfield Grace Jr. questioned a letter he received regarding debris on his property. Rev. Grace stated all garbage and debris have been removed. Commissioner Rogers stated she would investigate this matter.

Phil Dickman questioned the status of his complaint regarding parking tickets. Commissioner Rogers stated she would personally meet with him.

Trustee Butch Bennett of Newport Township questioned why he hadn't been contacted regarding proposed projects on Zion's western boundaries. Mayor Harrison stated he has been working with the Mayors of Wadsworth, Beach Park and Winthrop Harbor, and would be happy to include Newport Township officials.

#### HORIZON VILLAGE/MULTIFAMILY HOUSING REVENUE BONDS

It was moved by Commissioner Taylor, seconded by Commissioner Bennett that a Resolution (01-R-9) be passed authorizing the issuance and sale of Multifamily Housing Revenue Bonds, Series 2000B (GNMA collateralized – Horizon Partners, L.P. Project) of the City of Zion, Lake County, Illinois in an aggregate principal amount not to exceed \$15,000,000 and confirming the sale thereof; authorizing the execution and delivery of a financing agreement, a trust indenture, a regulatory agreement, a declaration of restrictive covenants and a purchase contract and related documents; authorizing the distribution of a preliminary official statement and an official statement; and related matters. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**WATERWORKS & SEWERAGE REVENUE BONDS**

It was moved by Commissioner Rogers, seconded by Commissioner DeTienne that a Resolution (01-R-10) be passed calling for a public hearing to be held on July 3, 2001 at 7:00 P.M., concerning the intent of the City Council of the City of Zion, Lake County, Illinois, to sell \$3,500,000 General Obligation Alternate Bonds (Waterworks and Sewerage System Alternate Revenue Source), and to receive and place on file an ordinance authorizing and providing for the issuance of \$3,500,000 General Obligation Bonds (Waterworks and Sewerage System Alternate Revenue Source), Series 2001, of the City of Zion, Lake County, Illinois, for the purpose of defraying the cost of refunding certain previously issued Waterworks and Sewerage Revenue Bonds of the City and of improving the existing waterworks and sewerage system of the City, prescribing the details of said bonds and providing for collection, segregation, and application of the waterworks and sewerage system revenues.

Kevin McCanna stated the average interest cost would be 5.47%, and the recommended sale will result in a savings of approximately \$50,000. The bond ordinance could be passed for sale of the bonds seven days after the public hearing.

The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**POLICE STAFFING/TEMPORARY SERGEANT**

It was moved by Commissioner DeTienne, seconded by Commissioner Rogers that a Resolution (01-R-11) be passed regarding Police staffing and public safety, allowing for the appointment of a temporary Police Sergeant. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**PERMIT FEE SCHEDULE**

It was moved by Commissioner Rogers, seconded by Commissioner Taylor that an Ordinance (01-0-30) be passed amending the Municipal Code of the City of Zion, as amended, Section 10-9, Permit Fee Schedule, regarding computation of building fees. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

**TEMPORARY CERTIFICATES OF OCCUPANCY**

It was moved by Commissioner Taylor, seconded by Commissioner Rogers that an Ordinance (01-0-31) be passed amending the Municipal Code of the City of Zion, as amended, Section 10-10, Certificates of Occupancy, regarding fees and the nonrefundable portion of those fees related to temporary certificates of occupancy. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

**BUSINESS LICENSES**

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett that an Ordinance (01-0-32) be passed amending the Municipal Code of the City of Zion, as amended, requiring the registration of certain business to include dry cleaners, cosmetic manufacturers, furniture manufacturers and automatic amusement devices. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

### SEXUAL HARASSMENT PREVENTION POLICY

A memo (01-DOC-76) was received from Clerk Mackey regarding the City's Sexual Harassment Prevention Policy. Attorney Sharon Eiseman has reviewed the current policy and recommends adopting an amended policy, whereby

- written records would be maintained for a minimum of 7 years from the date of resolution, and
- employees are to report complaints to the Department Head or City Clerk, unless that person is accused of harassment, in which case, the complaint should be reported to another party, to be designated by the Council. The Council agreed, in such cases, to designate the City Attorney as the contact.

It was moved by Commissioner Bennett, seconded by Commissioner Taylor to approve adopting the Sexual Harassment Prevention Policy, as presented, to replace the current Sexual Harassment Policy. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

### J.U.L.I.E. SOFTWARE SYSTEM

A memo (01-DOC-77) was received from Brian Usher, requesting permission to purchase a replacement JULIE software system. The current dot-matrix printer was purchased in 1996, and has begun to malfunction. Mr. Usher recommended purchasing a Tele/Ticket/xl One Call Management System from American Computer & Communications, Inc., the only known source for this product, for a total amount of \$2,999.00. The new system would include computer software, programming, licenses and an annual support agreement. Commissioner Bennett questioned whether or not this item is included in the budget. Commissioner Taylor stated there are funds available in the Water and Sewer Fund.

It was moved by Commissioner Taylor, seconded by Commissioner Rogers to grant permission to purchase a JULIE software system from American Computer & Communications, Inc. in an amount not to exceed \$3,000.00. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

### CARMEL HOUSE RENOVATIONS

A letter (01-DOC-78) was received from Linn-Mathes, Inc., the general contractor for the renovation of Carmel House, requesting use of a City parking lot during construction. The contractor wishes to utilize the north end of the parking lot directly to the north of Carmel House for a construction trailer and storage containers. They would need this space as soon as possible for approximately four to six months. The representative from Linn-Mathes reported the management of Carmel House has no objection. Mayor Harrison stated that the residents' parking should not be disrupted. Attorney Rolek stated, if this request is approved, insurance naming the City as an additional insured would be needed, along with an agreement to protect the City in case of any damages. The Council directed the City Clerk to check with the management of Carmel House, in order to consider all options prior to approval. No action was taken on this item.

### ZION PARK DISTRICT/JULY 4<sup>TH</sup> FIREWORKS

A letter (01-DOC-79) was received from the Zion Park District, requesting waiver of fees and the issuance of a permit for the July 4<sup>th</sup> fireworks display. Chief LaBelle stated fireworks fees were recently implemented, and recommended waiver of these fees for the Park District.

It was moved by Commissioner DeTienne, seconded by Commissioner Taylor to waive fees and approve the issuance of a permit for the Zion Park District's July 4<sup>th</sup> fireworks display. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

**PUBLIC MEETING**

Mayor Harrison stated a public meeting, for the presentation of Deigan & Associates' environmental study regarding a proposed Zion energy facility, will be held on July 10 at 7:00 P.M. at Central Junior High School. This meeting will be held at Central Jr. High, in order to accommodate as many people as possible.

**ANNOUNCEMENTS**

June 21	Special City Council meeting
June 22 & 23	Nostalgia Days
July 3	Regular City Council meeting
July 4	City Hall closed for Independence Day
July 10	Public meeting

**EXECUTIVE SESSION**

It was moved by Commissioner DeTienne, seconded by Commissioner Taylor that the Council recess to Executive Session at 9:05 p.m. to discuss personnel, collective bargaining and probable litigation. The vote on roll call was: Commissioners Rogers, aye; Bennett, aye; Taylor, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

The Council reconvened at 10:26 p.m. with all members present.

**ADJOURN**

There being no further business to come before the Council at this time, it was moved by Commissioner Taylor, seconded by Commissioner DeTienne and unanimously approved the meeting be adjourned at 10:26 p.m. Motion carried.

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City Clerk

Approved July 3, 2001