

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, JUNE 19, 2007, AT 7:03 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 Flammini, Taylor, Bennett, 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 Bennett to accept the Council agenda with amendments as follows:

- Deleting to consider installation of traffic control signs on Sharon Place, item 9.f.

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

LAKE COUNTY BROWNFIELD GRANT

Dr. Brent Paxton, Lake County Board representative, presented a check in the amount of \$36,962.50 for a Lake County Brownfield Grant for the clean up and restoration of property in the 3000 block of Sheridan Road. Mayor Harrison thanked Dr. Paxton for his efforts in helping to obtain grant funds for this project and other projects completed within the City of Zion. Dr. Paxton also informed the Council that the Illinois Route 173 Corridor Project just won an award, recognizing the project for smart growth.

SPECIAL RECOGNITION/BRIAN GOLWITZER

Mayor Harrison presented a certificate of appreciation to Brian Golwitzer for his past service on the TIF Review Board. Mr. Golwitzer was the representative for Zion-Benton Township High School.

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES** of a Budget Workshop/Special Meeting held on June 5, 2007 at 3:39 P.M. and a Regular Meeting held on June 5, 2007 at 7:00 P.M., and approval but not release of Closed Session minutes of a meeting held on June 5, 2007 at 8:01 P.M., with all members having previously received copies.
- (b) **DEPARTMENTAL REPORTS:** Building Department Monthly Report, May 2007
- (c) **BILLS:** Vouchers 98074 through 98228 drawn on National City Bank, \$649,470.79

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

LABOR DAY PARADE

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne that a Resolution (07-R-14) be passed, requesting permission of the Illinois Department of Transportation for the temporary closure of Sheridan Road on September 3, 2007 between 12:00 P.M. and 3:30 P.M. for the Jubilee Days Parade. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

SWALCO

Commissioner Taylor stated he has received notice from the Solid Waste Agency of Lake County (SWALCO) that the appointment for the City's representative for Director and Alternate is expiring. Since refuse collection problems and complaints are now being directed through the Building Department, Commissioner Taylor recommended Commissioner Flammini and John Jones serve on the SWALCO Board.

It was moved by Commissioner Flammini, seconded by Commissioner Taylor that a Resolution (07-R-15) be passed appointing Commissioner Frank Flammini as the Director to the Solid Waste Agency of Lake County, with Commissioner Flammini to choose his Alternate Director. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

SALE OF 1913, 1915 & 1917 SHERIDAN ROAD

It was moved by Commissioner Taylor, seconded by Commissioner Flammini that an Ordinance (07-0-26) be passed for the sale of 1913, 1915 and 1917 Sheridan Road, entering into a Contract for Sale of Real Estate with RLC Enterprises, Inc. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

NORTH SHORE SANITARY DISTRICT/AMENDMENT TO REAL ESTATE CONTRACT

It was moved by Commissioner Bennett, seconded by Commissioner DeTienne that an Ordinance (07-0-27) be passed authorizing the Third Amendment to the Real Estate Contract with the North Shore Sanitary District regarding Trumpet Park. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

PURCHASING POLICY

A memo (07-DOC-59) was received from Larry Pannell, recommending amendments to the Purchasing Policy and Procedures as follows:

- Department Heads to have approval to purchase item(s) up to \$1,000
- Finance Director approval would be needed for purchases of \$1,000 up to \$5,000
- Finance Director and Mayor approval would be needed for purchases \$5,000 up to \$10,000
- Council approval would be needed for unbudgeted purchases

Commissioner Flammini stated this proposed approval process doesn't involve the Commissioners, and approval should be between the respective Department Head and Commissioner. Commissioner Taylor noted if a purchase is questionable, it should go back to the Department Head and Commissioner. Commissioner DeTienne noted if a particular Commissioner is not available, then other Council members should be contacted. Commissioner Bennett stated the present policy is not being enforced. Commissioner Flammini stated a Commissioner should not have to appeal to the Director of Finance. Mayor Harrison stated the responsibility should lie with the Commissioner. Mayor Harrison recommended the Council set a dollar amount on which to sign off, after which the Department Head can submit the purchase to Finance for payment. Commissioner Bennett stated information submitted to the Finance Department sometimes is not complete and needs to be better detailed. The Council agreed to Mayor Harrison's recommendation, deferring this item in order for Commissioners to bring back their recommendations for dollar amounts to be approved.

It was moved by Commissioner DeTienne, seconded by Commissioner Flammini to table amending the Purchasing Policy and Procedures until the July 17 Council meeting. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

BUDGET/FISCAL YEAR MAY 1, 2007 – APRIL 30, 2008

A memo (07-DOC-60) was received from Larry Pannell, recommending approval of the City Budget for fiscal year May 1, 2007 through April 30, 2008. Mayor Harrison noted there was a \$2.2 million deficit at the beginning of budget hearings, which has been reduced to \$775,000.

It was moved by Commissioner Bennett, seconded by Commissioner Taylor to approve the City Budget for fiscal year May 1, 2007 through April 30, 2008. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

ACCOUNTS & FINANCE DEPT.

A memo (07-DOC-61) was received from Larry Pannell, considering the reorganization of union positions in the Accounts and Finance Department, which were approved by the IUOE union, as follows:

<u>Current</u>	<u>Proposed</u>
2 Account Technologists	1 Sr. Account Technologist
2 Clerk Typists	2 Account Technologists-Accounts Receivable & Accounts Payable
	1 Clerk Typist

It was moved by Commissioner Bennett, seconded by Commissioner Taylor:

- to approve the reorganization of union positions in the Accounts and Finance Department, as requested,
- to authorize the posting and advertising of new positions, and
- to amend the Personnel Authorization accordingly.

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

FIRE STATION #1/HVAC SYSTEM

A memo (07-DOC-62) was received from Assistant Fire Chief Colwell, requesting approval for the replacement of the HVAC system at Fire Station #1. Proposals were received from three local companies. Asst. Chief Colwell recommended awarding the contract to Olson Comfort Services, who submitted the lowest quote, in an amount of \$11,130. This is a budgeted item.

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett to waive bids and award the contract for the replacement of the Fire Station #1 HVAC system to Olson Comfort Services in the amount of \$11,130. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

ZION LIQUOR CONTROL ORDINANCE

A memo (07-DOC-63) was received from the Zion Liquor Control Commission regarding the recommendation to create a new Class A restaurant liquor license. The Liquor Control Commission has recommended that the City Council amend the Liquor Control Ordinance, creating an additional Class A Liquor License. The Class A license authorizes the retail sale of alcoholic liquor in restaurants. There are currently three Class A liquor licenses. Commissioner Bennett questioned the Council's authority regarding the creation of these licenses, noting the Council doesn't decide who is awarded a license. Attorney Randall stated the Liquor Control Commission reviews procedures for liquor licenses, noting the business would have to meet all criteria, standards and regulations. Mayor Harrison stated the Council set the ordinance's requirements and criteria, and also determines the number of licenses. Attorney Randall noted the current method is the most restrictive way to monitor the licenses. Commissioner Flammini questioned the procedure for considering licenses, if more than one application is received. Attorney Randall stated the first applicant, who meets all criteria and regulations, is considered first for an available license. Commissioner Flammini recommended that the minutes of the Liquor Control Commission not be provided to the Council, in order to keep the interested business anonymous. Mayor Harrison noted the Police Department is diligent in conducting background checks and compliance checks.

It was moved by Commissioner Taylor, seconded by Commissioner Flammini that an Ordinance (07-0-28) be passed creating an additional Class A Restaurant Liquor License. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, nay; DeTienne, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

BRIGHTON PONDS FINAL PLAT OF SUBDIVISION/PHASE 4

A memo (07-DOC-64) was received from John Jones, considering the approval of the Final Plat for Brighton Ponds Subdivision Phase 4. Engineering has completed their review, and this plat is in compliance with requirements. Infrastructure will remain private. Mr. Jones stated he has verified that the homeowners' association is up-to-date. Mayor Harrison questioned whether or not the City would have any responsibility for providing services, should the Phase 4 homeowners' association become inactive. Commissioner Taylor stated a special service area could be created. Attorney Randall stated unless safeguards were included in the original or amendments to the homeowners' association, the City may not have any recourse. Mayor Harrison recommended deferring this item, in order to review these documents. Commissioner Bennett stated he would also like confirmation that everything has been completed on this subdivision, and Ron Colangelo and John Jones will provide this information.

It was moved by Commissioner Taylor, seconded by Commissioner Flammini to table the Final Plat of Subdivision for Phase 4 of Brighton Ponds Subdivision until the July 17 Council meeting. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

2007 SIDEWALK PROGRAM

A memo (07-DOC-65) was received from Ron Colangelo, requesting permission to advertise for bids for the 2007 Sidewalk Program. This is a budgeted item.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to grant permission to advertise for bids for the 2007 Sidewalk Program. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

2007 STREET IMPROVEMENT PROGRAM

A memo (07-DOC-66) was received from Ron Colangelo, recommending approval of a payment to Payne and Dolan, Inc. for the work completed to date on the 2007 Street Improvement Program. Baxter and Woodman has verified that work has been completed in the amount of \$68,045.59.

It was moved by Commissioner Taylor, seconded by Commissioner Flammini to approve a payment in the amount of \$68,045.59 to Payne and Dolan, Inc. for the work completed on the 2007 Street Improvement Program. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

PURCHASE OF VEHICLES/PUBLIC WORKS DEPARTMENT

A memo (07-DOC-67) was received from Ron Colangelo requesting approval to purchase two vehicles for the Public Works Department through the State of Illinois Joint Purchase Program as follows:

- one truck for meter reading at a cost not to exceed \$30,000, to be paid through the Water Fund, replacing vehicle #208, and
- one Fleet Maintenance Service truck at a cost not to exceed \$40,000, to be paid through the General Fund, replacing vehicle #506.

This is a budgeted request. The vehicles are available through Bob Ridings, Inc. Mr. Colangelo stated that the current vehicles may be traded-in, which will reduce the overall cost. Mayor Harrison questioned whether or not local companies were investigated regarding price and availability for these trucks. Mr. Colangelo stated local companies don't offer the necessary equipment and options.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to approve the purchase of two trucks for the Public Works Department, as requested, through the State of Illinois Joint Purchase Program through Bob Ridings, Inc. for a total cost not to exceed \$70,000. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

TIF BOARD OF REVIEW

Mayor Harrison recommended the appointment of Mike Cliff to the TIF Board of Review, representing the Zion-Benton Township High School.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to appoint Mike Cliff as the Zion-Benton Township High School representative to the TIF Board of Review. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

GIORGIO’S ITALIAN RESTAURANT/3077 SHERIDAN ROAD

A memo (07-DOC-68) was received from Delaine Rogers, regarding a proposed TIF Grant for Giorgio’s Italian Restaurant at 3077 Sheridan Road. This restaurant is anticipated to open by the end of July. The TIF Review Board recommends approval of a grant in the amount of \$25,000 for roof repairs, signage, and awnings.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to approve a TIF Assistance Grant in the amount not to exceed \$25,000 for Giorgio’s Italian Restaurant at 3077 Sheridan Road. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

ANNOUNCEMENTS

Mayor Harrison announced that the North Shore Sanitary District’s Zion minergy facility has just won a national award for environmental engineering accomplishments.

- June 21 Farmers Market – Nifty Fifties
- June 21 – 23 Nostalgia Days
- June 25 Liquor Control Commission Meeting
- June 27 Grand Opening at Zion Senior Cottages
- June 28 Farmers Market – Once Upon a Time
- July 3 Regular City Council Meeting
- July 4 City Offices Closed for Independence Day
- July 17 Township Board Meeting

CLOSED SESSION

It was moved by Commissioner Taylor, seconded by Commissioner Bennett that the Council recess to Closed Session at 8:37 p.m. to discuss personnel, purchase and sale of real estate, and probable and pending litigation. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Flammini, seconded by Commissioner Bennett to reconvene the Regular Council meeting at 9:51 p.m. with all members present. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

POLICE DEPARTMENT/DEPUTY CHIEF

Mayor Harrison stated the Council discussed the vacant position of Deputy Chief of Police. Mayor Harrison recommended the appointment of Lieutenant Dwight Ower to the position of Deputy Chief of Police.

It was moved by Commissioner DeTienne, seconded by Commissioner Taylor to appoint Lt. Dwight Ower to the position of Deputy Chief of Police. The vote on roll call was: Commissioners Flammini, aye; Taylor, aye; Bennett, aye; DeTienne, aye; and Mayor Harrison, aye. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, it was moved by Commissioner DeTienne, seconded by Commissioner Flammini and unanimously approved the meeting be adjourned at 9:57 p.m. Motion carried.

City Clerk

Approved July 3, 2007