

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, MARCH 2, 2010, AT 7:00 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 Shantal Taylor, DeTienne, Jim Taylor, Flammini and Mayor Harrison.

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

AGENDA CHANGES

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Jim Taylor to accept the Council agenda with amendments as follows:

- Deleting Closed Session – item 10.

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

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES** of a Special Meeting held on February 11, 2010 at 9:08 A.M. and approval but not release of Closed Session Minutes of a meeting held on February 11, 2010 at 10:14 A.M.; a Regular Meeting held on February 16, 2010 at 7:00 P.M. and approval but not release of Closed Session minutes of a meeting held on February 16, 2010 at 7:35 P.M.; and a Budget Workshop/Special Meeting held on February 23, 2010 at 11:01 A.M. and approval but not release of Closed Session Minutes of a meeting held on February 23, 2010 at 1:47 P.M.; with all members having previously received copies.
- (b) **RELEASE OF CLOSED SESSION MINUTES:** January 2, January 15 & February 19, 2008
- (c) **DEPARTMENTAL REPORT:** City Clerk's Monthly Report, February 2010
- (d) **BILLS:** Vouchers 107077 through 107171 drawn on National City Bank, \$919,153.06

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

MRMC/EMMAUS AVENUE/SPECIAL USE

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor that an Ordinance (10-0-12) be passed granting Cancer Treatment Centers of America at Midwestern Regional Medical Center a Special Use Permit for temporary placement of a mobile scanner unit on Emmaus Avenue in Zion, Illinois. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

BASEBALL STADIUM/9TH STREET & GREEN BAY ROAD/SPECIAL USE

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor that an Ordinance (10-0-13) be passed granting a Special Use Permit for a sports stadium and entertainment/special event use for property consisting of approximately 55 acres in Trumpet Park, Zion, Illinois. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

CITY ENTERTAINMENT TAX

The City Council previously established an entertainment tax. Attorney Randall stated this amending ordinance would exempt an entertainment entity in existence prior to August 1, 2009 from the tax and reporting requirements for the final quarter of 2009 and the first three quarters of 2010. Effective September 30, 2010, this exemption would expire. Mayor Harrison stated the only business this would affect is the Dunes Theater, noting they had already preprinted their tickets prior to the adoption of the entertainment tax.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor that an Ordinance (10-0-14) be passed amending Ordinance 09-0-49, establishing an entertainment tax in the City of Zion, Illinois. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

AMENDING MUNICIPAL CODE/ZION LIQUOR CONTROL ORDINANCE

Attorney Randall stated proposed amendments to the Liquor Control Ordinance are as follows:

- Establishing a classification and criteria for the sale of alcohol at a stadium,
- Increasing the annual license fee for hotels and banquet facilities

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne that an Ordinance (10-0-15) be passed amending the Municipal Code of the City of Zion, as amended, Chapter 56, pertaining to the sale of alcohol for a stadium and license fees for hotels and banquet facilities. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

AMENDING MUNICIPAL CODE/SUMP PUMP REGULATIONS

Commissioner Flammini stated the City has found that the discharge of sump pumps into public right-of-ways has created hazardous situations for residents, including ice build-up in the winter. This proposal would require property owners to connect their sump pump to a storm drain connection, if one is available at or near the property site.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor that an Ordinance (10-0-16) be passed amending the Municipal Code of the City of Zion, as amended, Section 10-300, Sump Pumps, requiring the connection of a sump pump into a storm drain connection/hook-up, if available. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

REBUILDING TOGETHER DAY

Commissioner Flammini requested waiving building permit fees for the 2010 National Rebuilding Together Day Program. This year's event will be held on Saturday, April 24, and repairs have been requested for over 14 homes in Zion. This is the eleventh year Zion has been involved in this program.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor to approve waiving building permit fees for the 2010 National Rebuilding Together Day. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, pass; and Mayor Harrison, aye. Motion carried.

DISPOSITION OF SURPLUS POLICE SQUAD CAR

A memo (10-DOC-17) was received from Deputy Chief Brooks, regarding the disposition of a surplus Police squad car. Chief Booth stated the Zion Park District has expressed an interest in obtaining the 2005 Chevy Impala, previously designated as a surplus vehicle. This vehicle, which has very little value, is one of eight (8) recently decommissioned squad cars. The remaining vehicles are currently for sale under the sealed bid process. Chief Booth recommended selling this vehicle to the Zion Park District for a nominal fee of \$1.00.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor authorizing the sale of the 2005 Chevy Impala to the Zion Park District for a fee of \$1.00. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

ZION LANDFILL CLOSURE/POST CLOSURE MONITORING AMENDMENT

A memo (10-DOC-18) was received from Ron Colangelo, regarding the post closure-monitoring plan for the former Zion Landfill. Camp Dresser and McKee (CDM) performs the necessary environmental engineering services. Zion Landfills 1 and 2 are certified closed. Mr. Colangelo recommended approval of the amendment for year two services with CDM for \$91,038. The cost for these services would be budgeted in the Waste Fund for the next fiscal year.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor to approve the contract amendment with CDM, Inc. for year two environmental monitoring services required for the former Zion Landfill at a cost of \$91,038. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

POLICE DEPARTMENT PERSONNEL

Mayor Harrison announced that Police Chief Larry Booth has submitted his letter of retirement. Chief Booth has served admirably in the Police Department for over 30 years. Mayor Harrison and the Council thanked Chief Booth for his dedicated service to the City and its citizens.

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Jim Taylor to regretfully accept the letter of retirement from Chief Booth. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, nay; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

Mayor Harrison recommended the appointment of Deputy Chief Wayne Brooks as Police Chief. Mayor Harrison noted that Deputy Chief Brooks has been a valuable and long-term employee of the Police Department.

It was moved by Commissioner DeTienne, seconded by Commissioner Jim Taylor to appoint Wayne Brooks as Police Chief. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

ECONOMIC DEVELOPMENT DEPARTMENT INVOICES

A memo (10-DOC-19) was received from Delaine Rogers, requesting approval of payment for invoices as follows:

1. Manning Consulting Services – professional consulting services	\$4,833.34
2. GoFlo, Inc. – unlimited website maintenance 3/21/10 – 6/20/10	\$5,495.00
3. United General Graphics – City of Zion 2010 calendars	\$6,606.32
4. Grand Appliance – contract rebate of city’s real estate taxes	\$7,282.33

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor to approve payment for Economic Development Department invoices, as presented. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

VEOLIA SITING HEARINGS

Attorney Randall stated the City has approved procedures relative to the siting of pollution control facilities, and an application has been submitted by Veolia Zion Landfill. The procedures authorize the Mayor to appoint the hearing officer to preside over public hearings, plus a proposal has also been submitted for the review of the landfill gas collection design. Mayor Harrison stated all costs related to the siting hearings and procedures are paid by Veolia, and there is no cost to the City.

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Flammini for an Ordinance (10-0-17) to be passed appointing a hearing officer and approving certain other contracts relative to Veolia’s application for siting approval as follows:

1. Appointment of Charles Helsten and the attorneys of Hinshaw and Culbertson as hearing officer for the siting process, and
2. Approving the contract with GZA Geo Environmental, Inc. for the review of the landfill gas collection design.

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

DEPARTMENTAL COMMENTARY

Mayor Harrison recognized the Public Works employees for their superb snow removal during this past winter.

Merlin Kreis, ESDA Co-Field Director, stated ESDA has performed 337 hours of community service to date during this past fiscal year.

Chief Larry Booth thanked the Council, Department Heads and all staff for their assistance over the years, and recognized Wayne Brooks as a capable and dependable employee, who will serve well as the Police Chief.

ANNOUNCEMENTS

March 5 City Council Budget Workshop – 11:00 A.M.
March 10 City Council Budget Workshop – 3:30 P.M.
March 16 Town Board Meeting – 6:30 P.M.
March 16 City Council Meeting – 7:00 P.M.
March 23 City Council Special Meeting – 7:00 P.M.

ADJOURN

There being no further business to come before the Council at this time, it was moved by Commissioner Shantal Taylor, seconded by Commissioner Jim Taylor and unanimously approved the meeting be adjourned at 7:39 p.m. Motion carried.

City Clerk

Approved March 16, 2010