

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, DECEMBER 2, 2014, AT 7:04 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, 2828 SHERIDAN ROAD, ZION, ILLINOIS

Mayor Harrison called the meeting to order.

On call of the roll the following answered present: Commissioners Taylor, Hill, DeTienne, Flammini, and Mayor Harrison. A quorum was present.

Also present: Chief of Police Steve Dumyahn, Fire/Rescue Chief John Lewis, Public Works Director Ron Colangelo, Finance Director David Knabel, Building/Zoning Director Richard Ianson, ESDA Field Director Brandon Busch, and City Attorney Paula Randall

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

CITIZEN COMMENTS

David Padfield, Zion, stated that the Americans with Disabilities Act (ADA) should be obeyed with regard to keeping sidewalks clear. He stated that in his neighborhood, cars are illegally parked across the public sidewalk. He stated that no ordinance has been passed to require that sidewalks be shoveled. During both circumstances, disabled residents cannot use the sidewalk. Mr. Padfield stated that he has contacted the Civil Rights Division of the Department of Justice for assistance in making the sidewalks accessible for the disabled. Commissioner Hill asked why the City no longer clears sidewalks. Commissioner Taylor stated that the practice was discontinued due to budget concerns and legal issues. Attorney Randall stated once the City moves the snow, the City becomes liable. Commissioner DeTienne suggested that the Council consider requiring property owners to be responsible for snow removal. Commissioner Hill stated that other municipalities have reconciled with the ADA versus public liability, but he sees the problem being with enforcement. Attorney Randall will investigate the City's potential liability.

Charles Upsal, Zion, thanked Commissioner Hill and Gibbie Buchholtz for arranging to have City Council meeting videos available on line on the GoFlo, Inc. and City websites. Mr. Upsal suggested notifying residents that the videos are available via an article in the ZB News.

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES:** of a Regular Meeting held on November 18, 2014 at 7:04 p.m.
- (b) **BILLS:** Vouchers 117096 through 117198 drawn on First Merit Bank, Total: \$381,345.88
- (c) **PROCLAMATION:** Drunk and Drugged (3D) Prevention Month, December 2014

Approved by omnibus vote as follows: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

RESOLUTION/LOCAL AGENCY AGREEMENT/GABRIEL AVENUE RESURFACING

Director Colangelo presented a resolution and local agency agreement for the resurfacing and repair of Gabriel Avenue from 23rd Street to 33rd Street. He stated that the City is in line to receive a grant through the Federal Highway Administration's Surface Transportation Program in the amount of \$967,057. He stated that the resolution and agreement are the City's commitment to provide for the 30% matching share of this approximate \$1,400,000 project. He stated that this 30% share (\$414,453) will be budgeted in next year's budget through the Street and Bridge and Motor Fuel Tax Funds. He stated that this grant would cover all construction and engineering costs for the project.

It was moved by Commissioner Flammini, seconded by Commissioner Hill that a Resolution (14-R-18) be passed authorizing the execution of a Local Agency Agreement with the Illinois Department of Transportation for grant assistance for repair and resurfacing of Gabriel Avenue from 23rd Street to 33rd Street. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**ORDINANCE/ MUNICIPAL CODE TEXT AMENDMENT/
PARKING/CENTRAL BUSINESS DISTRICT**

It was moved by Commissioner Hill, seconded by Commissioner Taylor that an ordinance (14-O-55) be passed approving a text amendment to Section 102-128 (5) of the Zion Municipal Code to allow parking within 600 feet of the nearest point of the principal structure in the Central Business District. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ORDINANCE/VARIANCE/MULTI-COLORED SIGN/1215 21ST STREET

It was moved by Commissioner Hill, seconded by Commissioner Flammini that an ordinance (14-O-56) be passed granting a variance from Section 70-74(g) of the Zion Municipal Code to allow a 36"x6' LED multi-colored reader board for property at 1215 21st Street with the condition that that there be no flashing, blinking or fluttering lights on the sign. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ORDINANCE/CLEANING & MAINTENANCE SERVICES FOR CITY FACILITIES

It was moved by Commissioner Hill, seconded by Commissioner Flammini that an Ordinance (14-O-57) be passed authorizing execution of a contract for cleaning and maintenance services for City Hall, the Police Administration Building and the Public Works facility with VMG Quality Services in the monthly amount of \$3,800. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ENGINEERING SERVICES/HEBRON AVENUE WATERMAIN

A memo (14-DOC-106) was received from Director Colangelo requesting that the Council consider a proposal for design and construction engineering services for the replacement of the water main in the 2700 block of Hebron Avenue. He stated that this section of water main has suffered numerous breaks over the years and is in need of replacement. He recommended accepting the proposal of Pearson, Brown and Associates of Libertyville, Illinois in an amount not to exceed \$12,000. He stated that funding would come from the next fiscal year budget from Fund 49 Waterworks and Sewer Capital Improvements with actual construction not beginning until next fiscal year.

It was moved by Commissioner Flammini, seconded by Commissioner Taylor to accept the proposal of Pearson, Brown and Associates of Libertyville, Illinois for design and construction engineering services for the replacement of the water main in the 2700 block of Hebron Avenue in an amount not to exceed \$12,000. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

ILLINOIS MUNICIPAL LEAGUE INVOICE/2015 MEMBERSHIP DUES

Mayor Harrison stated that an invoice was received from the Illinois Municipal League for membership dues beginning January 1, 2015 and ending December 31, 2015 in the amount of \$1,601.00. This is a budgeted item in the Public Affairs Department budget.

It was moved by Commissioner DeTienne, seconded by Commissioner Hill to approve payment of the Illinois Municipal League invoice in the amount of \$1,601.00, as presented. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

DEPARTMENTAL COMMENTARY

Commissioner Flammini stated that the electronics recycling program is ending. The final collection day in Zion will be December 20, 2014. He stated that there is no funding and no provision for the electronics disposal. He stated that he is seeking information regarding the continuation of collection at the City's expense. He stated that he is attempting to get Advance Disposal involved. Commissioner Flammini stated that residents could be fined \$50 if electronics are found as part of regular garbage disposal and haulers can be fined \$500 for picking it up so they will be more selective with pick-ups.

ANNOUNCEMENTS

December 6	9:00 a.m. to 12:00 noon	Electronic Recycling at the Public Works Facility, 3220 27 th Street
December 16	6:30 p.m. 7:00 p.m.	Zion Township Board Meeting Zion City Council Meeting and Public Hearing – Tax Levy
December 20	9:00 a.m. to 12:00 noon	Electronic Recycling at the Public Works Facility, 3220 27 th Street
December 24, 25, 31 & January 1		City Offices Closed for the Holidays

CLOSED SESSION

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne that the Council recess to Closed Session at 7:35 p.m. to discuss purchase of real estate and collective bargaining. The vote on roll call was: Commissioners Taylor, aye; Hill, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

Commissioner Hill left the meeting at 7:35 p.m.

It was moved by Commissioner Flammini, seconded by Commissioner Taylor to reconvene the Regular Council meeting at 8:03 p.m. with all members present except Commissioner Hill. The vote on roll call was: Commissioners Taylor, aye; DeTienne, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

MEMORANDUM OF UNDERSTANDING/IUOE LOCAL 150

It was moved by Commissioner Flammini, seconded by Commissioner Taylor to approve a Memorandum of Understanding between the City of Zion and IUOE Local 150 for employees assigned to the Public Works Department regarding pagers and Street Department on-call employees, effective January 1, 2015. The vote on roll call was: Commissioners Taylor, aye; DeTienne, aye; Flammini, 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 Flammini, seconded by Commissioner Taylor and unanimously approved the meeting be adjourned at 8:05 p.m. Motion carried.

City Clerk

Approved December 16, 2014