

Council Minutes

March 7, 2000

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, MARCH 7, 2000, AT 7:04 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, ZION, ILLINOIS

Rev. Mayfield gave inspirational comments.
Mayor Harrison called the meeting to order.
On call of the roll the following answered present: Commissioners Monk,
Rogers, Bennett, Taylor and Mayor Harrison.
Mayor Harrison led in the Pledge of Allegiance to the Flag.

AGENDA CHANGES

Mayor Harrison requested adding the discussion of the sale of real estate to Executive Session, item 12.

CONSENT AGENDA

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

- a. **MINUTES** of a Regular Meeting and Executive Session held on February 15, 2000 at 7:00 P.M., with all members having previously received copies.
- b. **RELEASE OF EXECUTIVE SESSION MINUTES:** March 2, 16, 24 and April 6, 1999
- c. **DEPARTMENTAL REPORTS:** ESDA Total Volunteer Hours for 1999
- d. **NOTICE TO BIDDERS:** Computer equipment & digital camera
- e. **BILLS:** Vouchers 71063 through 71187 drawn on the National City Bank, \$687,285.29; First Midwest Bank, \$74,906.20; Total: \$762,191.49
- f. **PAYMENTS:** Daniels, Mauro & Pinsel, legal services, \$10,000.00; Zion Park District, ComEd tax litigation, \$1,683.55; Belli & Kenny, L.L.C., services rendered on the Water Treatment Plant project, \$14,600.00; Zion Chamber of Commerce, annual membership dues, \$400.00; Pitcher Insurance Brokerage, Inc., Fire & Rescue renewal, \$682.00; Rich Signs, replacement of south Lewis Avenue entry sign and landscape, \$3,394.00; CDS Office Technologies, computer & related supplies, \$20,771.00; Preferred Concrete, Inc., work performed at Dog Pound, \$1,000.00; Belski Electric, streetlight locates for JULIE for January, \$854.00; Hampton, Lenzini and Renwick, Inc., (HLR), services rendered on reconstruction of 29th Street, \$670.43

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

STAFFING TRUCK WEIGH STATIONS

It was moved by Commissioner Taylor, seconded by Commissioner Bennett that a Resolution (00-R-7) be passed supporting state legislation funding increased staffing of truck weigh stations in Illinois. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

3/7/00

AUTHORIZING CONTRACT/EVIDENCE BAR CODING SOFTWARE

It was moved by Commissioner Bennett, seconded by Commissioner Rogers that an Ordinance (00-0-11) be passed authorizing a contract for the purchase of evidence bar coding software for the Police Department with Porter Lee Corporation for an amount not to exceed \$3,940.00. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

AMENDING WATERSHED DEVELOPMENT ORDINANCE

It was moved by Commissioner Monk, seconded by Commissioner Taylor that an Ordinance (00-0-12) be passed repealing and replacing Ordinance 94-0-65, modifying the Watershed Development Ordinance. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

CITY ATTORNEY

Christopher Lombardo was introduced as the City's new legal counsel from the law firm of Daniels, Mauro & Pinsel. Besides Mr. Lombardo, Attorneys Richard Daniels, Dean Mauro, Elliot Pinsel and Don Anderson were present.

CONSECO BENEFIT PLAN

A supplemental health benefit program was presented by Michael Dixon of the Conseco Health Insurance Company. The Council agreed to review this program, and contact Mr. Dixon accordingly.

BACK-UP COMMUNICATIONS/POLICE DEPT.

Chief Ohmstead requested the renewal of the contract with Back-Up Communications for 2000-01. Per the Council's recommendation, this contract now states that payments are due 30 days after receipt with no

penalty clause. Chief Ohmstead stated Section three (c) has also been deleted. Section three (c) stated that a fee would have been required if the City were to hire a Back-Up Communications employee.

It was moved by Commissioner Bennett, seconded by Commissioner Monk to approve the renewal of the contract with Back-Up Communications for 2000-01, subject to the deletion of Section three (c), regarding the City's hiring of Back-Up Communication employees. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

ZION-BENTON TOWNSHIP HIGH SCHOOL/RESOURCE OFFICER

A memo (00-DOC-22) was received from Chief Ohmstead, regarding an intergovernmental agreement with Zion-Benton Township High School for continuation of the school resource officer. Chief Ohmstead stated this has been a successful program, and recommended a two-year agreement, with City support in the amount of \$22,714 for 2000/01 and \$23,850 for 2001/02.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to approve the intergovernmental agreement with Zion-Benton Township High School for the partial funding for the School Resource Officer, as recommended, from May 1, 2000 through April 31, 2002. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

3/7/00

TAB OF BIDS/PRINTING SPRING NEWSLETTER

A Tabulation of Bids (00-DOC-23) was received from Clerk Mackey, regarding the printing of the spring newsletter. Ms. Mackey recommended awarding the contract to the lowest responsible bidder, Brad's Printing, in an amount not to exceed \$2,830.00.

It was moved by Commissioner Monk, seconded by Commissioner Bennett to award the contract for the printing of the 2000 spring newsletter to Brad's Printing in an amount not to exceed \$2,830.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

TAB OF BIDS/CARPET FOR POLICE BUILDING

A Tabulation of Bids (00-DOC-24) was received from Chief Ohmstead, regarding the replacement of carpeting in the Police Administration Building.. Chief Ohmstead recommended awarding the contract to the lowest responsible bidder, Cenni, Ambrose and Smith, in the amount of

\$4,574.00. Chief Ohmstead also requested the transfer of funds from the line item of Office Equipment to Repair and Maintenance, Building and Grounds to cover this cost. Commissioner Taylor recommended that funds no longer be transferred between line items, in order to provide a true picture of the actual expenses of each line item.

It was moved by Commissioner Bennett, seconded by Commissioner Rogers to award the contract for the replacement of carpeting in the Police Administration Building to Cenni, Ambrose and Smith in the amount of \$4,574.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

PUBLIC WORKS FENCING

A memo (00-DOC-25) was received from Chuck Gleason, regarding the automatic gates at the Public Works facility. Mr. Gleason noted that the gates were previously installed without an OSHA required safety feature, preventing the gates from closing on anyone or vehicle. Per a quote received from Masterbilt Fence and Supplies, two sets of photocells and detectors total \$4,935.00. Commissioner Taylor questioned whether or not this installation would create a budget overage. Mr. Gleason stated there are other purchases pending, after which total expenses could be determined.

It was moved by Commissioner Monk, seconded by Commissioner Bennett to waive bids and approve the installation of two sets of infrared photocells with loop detectors for the automatic gates at the Public Works facility with Masterbilt Fence and Supplies, Inc. for a total cost of \$4,935.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

REMOVAL OF TREES

A memo (00-DOC-26) was received from Chuck Gleason, regarding the removal of several dead or damaged parkway trees. The Council previously approved a proposal from Aerial Work Services Company for this project. Aerial Work Services has completed the project, including four additional trees, which had to be removed. Mr. Gleason recommended payment to Aerial Work Services in the total amount of \$16,215.00. Mr. Gleason stated he considered the transfer of funds from the line item Tree Consultant to Contingent. However, given Commissioner Taylor's recommendation to retain funds in original line items, Mr. Gleason removed his request for transfer of funds.

It was moved by Commissioner Monk, seconded by Commissioner Taylor to authorize payment to Aerial Work Services Company in the total amount of \$16,215.00 for the removal of several dead or damaged

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

3/7/00

TAB OF BIDS/SANITARY SEWER/ROUTE 173

A Tabulation of Bids (00-DOC-27) was received from Chuck Gleason, regarding the sanitary sewer extension project on Route 173 at Middy Drive. Mr. Gleason recommended awarding the contract to the lowest responsive and responsible bidder, Thelen Sand & Gravel, in the amount of \$164,905.00.

It was moved by Commissioner Monk, seconded by Commissioner Bennett to award the contract for the sanitary sewer extension project on Route 173 at Middy Drive to Thelen Sand & Gravel, Inc. in the amount of \$164,905.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

TAB OF BIDS/SPRING TREE PLANTING

A Tabulation of Bids (00-DOC-28) was received from Chuck Gleason, regarding the spring tree planting project. Mr. Gleason recommended awarding the contract to the lowest responsive and responsible bidder, G & S Services. A total of 35 trees would be planted at a cost of \$6,780.00. Commonwealth Edison has also removed 18 trees during the company's trimming program. Per the franchise agreement with Commonwealth Edison, they will reimburse the city 50 percent up to \$250.00 per tree. Commissioner Monk suggested reviewing the length of term of Commonwealth Edison's franchise agreement. Mr. Gleason recommended purchasing an additional 18 trees from G & S Services, bringing the total cost for 53 trees to \$9,984.00, of which \$1,602.00 would be reimbursed by Commonwealth Edison.

It was moved by Commissioner Monk, seconded by Commissioner Bennett to award the contract for the spring planting of 53 trees to G & S Services in the amount of \$9,984.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

THE WOODS/PUD

A memo (00-DOC-29) was received from Peter Cioni, regarding proposed amendments to the Woods PUD. The Woods PUD planned for a total of 6 condominium buildings with 10 units per building. One building has been constructed. Developer Jim Funderburk is requesting to increase the number of units in each of the remaining 5 buildings from 10 units to 14

units. With the increase in dwelling units, the development requires an additional 40 parking spaces. Mr. Funderburk is requesting a variance regarding the parking space requirement. Each unit has at least one interior garage space. The Planning Commission recommends approval, as there would be no change to the exterior of the buildings and no encroachment of open space. The Zoning Board of Appeals recommends denial. This project would exceed current R-2 density standards, but would have conformed to prior standards. Commissioner Taylor stated The Woods is an upscale housing development with many amenities. Jim Donaldson, Woods Condo Association President, noted there are mainly senior citizens in the current building, stating he did not foresee a parking problem. Commissioner Monk suggested revising the parking plan. Mr. Funderburk suggested approving the construction of 3 buildings, after which it could be determined whether or not parking would be a problem prior to constructing 2 additional buildings. At that time, if the construction of 2 additional buildings would create a parking problem, the fifth building could be eliminated.

It was moved by Commissioner Taylor, seconded by Commissioner Rogers to approve an amendment to the Woods PUD for the construction of three (3) buildings, increasing the number of units from 10 units to 14 units per building. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

3/7/00

COUNTRYWOOD HILLS SUBDIVISION/FINAL PLAT

A memo (00-DOC-30) was received from Peter Cioni, requesting approval of the Final Plats of Subdivision for Phases 3 and 4 of Countrywood Hills Subdivision. The Planning Commission recommends approval of these final two phases, subject to the submittal of the required letters of credit. Phase 3 contains 45 lots, and Phase 4 contains 41 lots.

It was moved by Commissioner Taylor, seconded by Commissioner Monk to approve the Final Plats of Subdivision for Phases 3 and 4 of Countrywood Hills Subdivision, subject to the submittal of the required letters of credit for public improvements prior to recording the plats. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

VEHICLE REPLACEMENT/FIRE/RESCUE DEPT

A memo (00-DOC-31) was received from Deputy Chief Gary Thomas, requesting replacement of a 1984 Chevrolet Suburban in the Fire/Rescue Department. Deputy Chief Thomas requested replacing this vehicle with a 2000 Ford Expedition, which can be obtained at a State bid price of \$28,305. This four-wheel drive vehicle meets the department's towing

needs. Commissioner Taylor questioned whether or not this was a budgeted item. The new vehicle would be delivered in the fall, and the cost would need to be built into next fiscal year's budget. Deputy Chief Thomas noted the condition of the 1984 Chevrolet Suburban would not provide a very high trade-in value.

It was moved by Commissioner Bennett, seconded by Commissioner Monk to approve the purchase of a 2000 Ford Expedition through the State bid price of \$28,305.00, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

ANY OTHER MATTERS

Mr. W.C. Bremner's American flag was returned to him, having been flown over Zion City Hall for President's Day, February 21. Documentation was provided by Mayor Harrison, authenticating the flying of this special flag. This flag has also had the honor of flying, among other places, over the U.S. Naval Air Facility, Midway Island; U.S. Naval Station, Cuba; the flag ship of the Pacific fleet, U.S.S. Arizona, Pearl Harbor; U.S. Training Center, Great Lakes; and U.S. Capitol, Washington, D.C

CITIZEN COMMENTS

Tim O'Donnell, Metricom representative, stated his company is still interested in providing services within Zion. Mayor Harrison stated the Council previously rejected Metricom's proposal, due to the required 9 year term of contract, no remuneration for the City and the outdated speed of this technology.

Nancy Shelton complained of a burnt out house at 2820 Ezekiel, which she stated has been left in a deplorable condition for the past 10 years. Commissioner Rogers stated a developer has been attempting to obtain financing for the rehabilitation of this property. Rick Cochrane noted a permit has been issued in order to start repairs. Mr. Cochrane will follow up with Ms. Shelton.

Deana Stepp stated she is experiencing home repair problems, due to the unsatisfactory workmanship of the contractor, Home Makers Remodeling. Mayor Harrison stated he was advised that Ms. Stepp should send a certified letter to Home Makers Remodeling terminating the contract. The law firm of Daniels, Mauro and Pinsel offered free legal assistance to Ms. Stepp on this matter.

3/7/00

CHRISTMAS IN APRIL

The Christmas in April project is scheduled to take place on April 29 for rehabilitation of 4 homes in Zion. Several businesses and organizations have already offered their support. Jim Weidner stated volunteers are still needed to help work on April 29. Anyone interested should contact the Building Department.

ANNOUNCEMENTS

March 9	Festival of Lights Committee Meeting
March 15	Chamber of Commerce luncheon
March 20	AARP Prescription Drug Town Meeting
March 21	City Council Meeting

EXECUTIVE SESSION

It was moved by Commissioner Taylor, seconded by Commissioner Bennett that the Council recess to Executive Session at 8:50 p.m. to discuss personnel employment, potential litigation and the sale of real estate. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

The Council reconvened at 10:58 p.m. with all members present.

BRUCE MIHELICH/ENGINEERING TECHNICIAN

It was moved by Commissioner Monk, seconded by Commissioner Rogers to approve continuous employment and seniority for Bruce Mihelich, Engineering Technician, from his original employment date of November 27, 1995. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, aye; and Mayor Harrison, aye. Motion carried.

ADMINISTRATIVE SECRETARY/POLICE DEPT.

It was moved by Commissioner Bennett, seconded by Commissioner Monk to grant permission to post and advertise in order to fill the position of Administrative Secretary in the Police Department. The vote on roll call was: Commissioners Monk, aye; Rogers, aye; Bennett, aye; Taylor, 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 Bennett, seconded by Commissioner Taylor

and unanimously approved the meeting be adjourned at 11:02 p.m.
Motion carried.

Approved March 21, 2000