

**MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, MARCH 4, 2003, 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 Winfrey, DeTienne, Taylor, Bennett and Mayor Harrison.

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

**AGENDA CHANGES**

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

- Deleting to consider resolution appointing Alternate Director to serve on Solid Waste Agency of Lake County, item 7.c.
- Deleting request to advertise for bids for installation of a security gate at 24<sup>th</sup> and Hebron, item 9.e.
- Deleting the discussion of the purchase and sale of real estate and probable litigation from Closed Session, item 12.

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

**CONSENT AGENDA**

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

- (a) **MINUTES** of a Regular Meeting and Closed Session held on February 18, 2003 at 7:13 P.M. and a Workshop/Special Meeting held on February 25, 2003 at 4:09 P.M.
- (b) **DEPARTMENTAL REPORTS:** City Clerk's Monthly Report, February 2003
- (c) **BILLS:** Vouchers 82554 through 82686 drawn on the National City Bank, \$668,873.28
- (d) **PAYMENTS:** Ancel, Glink, Diamond, Bush, DiCianni & Rolek, PC; legal services, \$105.00, \$105.00, \$70.00, \$67.50, \$140.00, \$1,072.50, \$472.50, \$135.00, \$180.00, \$422.50, \$371.25, \$715.00, \$35.00, \$1,093.75, \$218.75, \$35.00, \$1,267.50, \$520.00, \$23.00, \$650.00, \$1,592.50, \$1,190.00, \$1,365.00, \$715.00, \$241.25, \$87.50; Total: \$12,890.50; Zion Park District, professional services rendered for Calpine tax litigation, \$2,485.85 & \$2,074.47; Total: \$4,560.32
- (e) **PROCLAMATION:** Save a Life Week, May 18-24, 2003
- (f) **RECEIVE & PLACE ON FILE:** Audited Financial Statements and Compliance Report, April 30, 2002

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

**CITIZEN COMMENTS**

A.J. Goldsmith questioned how the City planned to fund anticipated shortfalls for the road improvement and streetscape projects. Mayor Harrison stated, as bids are received, projects could be adjusted to offset the overall costs. Commissioner Taylor stated further options regarding the streetscape project would be presented at the March 18 Council meeting.

**AMENDING PERSONNEL AUTHORIZATION/POLICE DEPT.**

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne that a Resolution (03-R-10) be passed amending the Personnel Authorization for the Police Department. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**ZION-SHERIDAN SUBDIVISION/LOT 9**

It was moved by Commissioner Bennett, seconded by Commissioner Taylor that a Resolution (03-R-11) be passed authorizing the purchase of Lot 9 in the Zion-Sheridan Subdivision, Zion, Illinois. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**VARIANCE/3602 21<sup>ST</sup> STREET**

It was moved by Commissioner Winfrey, seconded by Commissioner DeTienne that an Ordinance (03-0-15) be passed granting a variance from Article VI, Section 102-152(2)e.2, allowing for one two-axle truck to be parked at 3602 21<sup>st</sup> Street. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

**FARMER'S MARKET/LAKE COUNTY HEALTH DEPT.**

A letter (03-DOC-52) was received from the Lake County Health Department, requesting to conduct an ongoing farmer's market in Zion. The proposal is for a once-a-week farmer's market to be promoted by the Health Department. The Health Department would give coupons to individuals in their Women, Infant, and Children Supplemental Feeding Program (WIC) for use at this market. The Health Department has requested utilizing space owned by the Sheridan Health Care Center. Attorney Rolek recommended, if approved, establishing a time period of May through October for the program.

It was moved by Commissioner DeTienne, seconded by Commissioner Winfrey to grant permission to the Lake County Health Department to conduct a weekly Farmer's Market in Zion from May through October, as proposed. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

**WATER MAIN CONNECTIONS/11121 & 11145 33<sup>RD</sup> STREET, BEACH PARK**

A letter (03-DOC-53) was received from the Village of Beach Park, requesting that 11121 and 11145 33<sup>rd</sup> Street, Beach Park, Illinois be allowed to connect to the Zion water main. The Village of Beach Park has no objection to this property receiving water from Zion, as it is not available through the Village of Beach Park.

It was moved by Commissioner Taylor, seconded by Commissioner Winfrey to grant permission for 11121 and 11145 33<sup>rd</sup> Street, Beach Park, Illinois to connect to the Zion water main. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

### **CARILLON SERVICE CONTRACT**

Schulmerich Bells submitted a service contract for the maintenance of the carillon. Ken Anderson requested the City Attorney review this contract, and defer discussion until the next meeting. No action was taken at this time.

### **POLICE OFFICER VACANCY**

A memo (03-DOC-54) was received from Chief Malcolm, requesting permission to hire one police officer to fill a vacancy. The Fire and Police Commission would then be notified to appoint the next eligible candidate from the Police Officer Eligibility List.

It was moved by Commissioner Bennett, seconded by Commissioner DeTienne to grant permission to hire one police officer based on the Police Officer Eligibility List. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

### **DEMOLITION/1126 29<sup>TH</sup> STREET**

A memo (03-DOC-55) was received from John Jones, requesting the approval of remediation of asbestos materials at 1126 29<sup>th</sup> Street. This site has been approved for demolition, and Campanella Construction has proposed to remove the asbestos materials for a cost not to exceed \$2,400. This work must be performed separately from the demolition.

It was moved by Commissioner Winfrey, seconded by Commissioner Taylor to approve contracting with Campanella Construction for the remediation of asbestos materials at 1126 29<sup>th</sup> Street at a cost not to exceed \$2,400. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

### **2249 GALILEE AVENUE/SPECIAL USE PERMIT**

It was moved by Commissioner Winfrey, seconded by Commissioner DeTienne to approve the special use permit at 2249 Galilee Avenue for construction of a single-family home, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

### **2003 GRASS CUTTING PROGRAM**

A memo (03-DOC-56) was received from Commissioner Taylor, recommending to continue the City's current grass cutting program, with the following amendments:

- Salary of the lead Supervisor would be increased from \$17.50 to \$17.75 per hour
- Salary of the Supervisor would be decreased from \$16.50 to \$12.00 per hour
- Salaries for the six (6) student employees would remain at \$8.00 per hour for new employees and \$8.25 for returning employees, with all students to be age 16 or older
- Program would start Monday, June 2, 2003 through Friday, August 1, 2003 with no work on Friday, July 4, 2003

The salary adjustments would reduce the program's total salary cost from \$25,583 to \$24,258 plus required benefits. Last year total billing for grass cutting was \$13,504, of which \$4,840 has been collected. Commissioner Taylor stated an agreement with Zion Township would again be needed for the equipment. Attorney Rolek recommended increasing lien amounts to help offset the increased filing costs. Commissioner Taylor stated he will recommend additional penalty fees for service provided at a later date.

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne to approve the 2003 grass cutting program, as presented. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

#### **COUNTRYWOOD HILLS/LETTER OF CREDIT**

A memo (03-DOC-57) was received from Brian Usher, considering a request for reduction of a Letter of Credit for Countrywood Hills Subdivision, Phases 2, 3 and 4. Developer Frank Blazeovich is requesting this reduction, as well as replacing the letter of credit in part with a maintenance bond, as was approved for Phase 1. An outstanding issue remains regarding the lack of easements for utility and drainage.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to approve the reduction of the Letter of Credit for Countrywood Hills Subdivision, Phase 2, 3 and 4, as requested, replacing this in part with a maintenance bond, and making this approval subject to an agreement whereby the developer will reimburse the City's legal firm for work performed obtaining the easements. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

#### **FACADE GRANT PROGRAM/SHILOH MALL**

A memo (03-DOC-58) was received from Delaine Rogers, regarding a façade grant application for Shiloh Mall at 2711-2715 Sheridan Road. The Appearance Committee approved the request, recommending a grant in the amount of \$150,000. This business has met the requirements of this program, and plans have been approved by the Fire/Rescue and Building Departments.

It was moved by Commissioner Taylor, seconded by Commissioner Winfrey to approve the façade grant for Shiloh Mall at 2711-2715 Sheridan Road in an amount not to exceed \$150,000, with payment to be made upon completion of construction. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

#### **FACADE GRANT PROGRAM/MODERN HEATING**

A memo (03-DOC-59) was received from Delaine Rogers, regarding a façade grant application for Modern Heating at 2429 Sheridan Road. The Appearance Committee approved the request, recommending a grant in the amount of \$49,250. This business has met the requirements of this program, and plans have been approved by the Fire/Rescue and Building Departments.

It was moved by Commissioner Bennett, seconded by Commissioner Taylor to approve the façade grant for Modern Heating at 2429 Sheridan Road in an amount not to exceed \$49,250, with payment to be made upon completion of construction. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

#### **FACADE GRANT PROGRAM/MID-WAY SUPPLY**

A memo (03-DOC-60) was received from Delaine Rogers, regarding a façade grant application for Mid-Way Supply at 2502 Deborah Avenue. The Appearance Committee approved the request, recommending a grant in the amount of \$50,000. This business has met the requirements of this program, and plans have been approved by the Fire/Rescue and Building Departments.

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett to approve the façade grant for Mid-Way Supply at 2502 Deborah Avenue in an amount not to exceed \$50,000, with payment to be made upon completion of construction. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

**COMMONWEALTH EDISON TREE AGREEMENT**

A memo (03-DOC-61) was received from Brian Usher, regarding an agreement with Commonwealth Edison for the trimming of trees adjacent to power utilities. Mayor Harrison stated this agreement contains Commonwealth Edison's current tree trimming standards and procedures, which is for the purpose of preventing sporadic hacking of trees.

It was moved by Commissioner Bennett, seconded by Commissioner Winfrey that a Resolution (03-R-12) be passed approving an agreement with Commonwealth Edison Company regarding the management of vegetation near electric power lines in the City of Zion. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**ANNOUNCEMENTS**

March 8	Kiwanis Club Pancake Breakfast
March 18	Township Board Workshop/Special Meeting at 10:00am
March 18	Regular Township Board Meeting at 6:30pm
March 18	City Council Meeting
March 20	Coalition for Healthy Communities Annual Awards Banquet
April 1	Election Day

**CLOSED SESSION**

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett that the Council recess to Closed Session at 7:43 p.m. to discuss personnel. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Taylor, seconded by Commissioner Winfrey to reconvene the Regular Council meeting at 8:40 p.m. with all members present. The vote on roll call was: Commissioners Winfrey, aye; DeTienne, aye; Taylor, aye; Bennett, 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 Winfrey and unanimously approved the meeting be adjourned at 8:40 p.m. Motion carried.

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City Clerk

Approved March 18, 2003