

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, APRIL 6, 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 DeTienne, Flammini, Jim Taylor, Shantal Taylor and Mayor Harrison.

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

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES** of a Regular Meeting held on March 16, 2010 at 7:01 P.M. and approval but not release of Closed Session minutes of a meeting held on March 16, 2010 at 8:16 P.M.; a Budget Workshop/Special Meeting held on March 17, 2010 at 3:42 P.M. and approval but not release of Closed Session minutes of a meeting held on March 17, 2010 at 3:44 P.M.; a Workshop/Special Meeting held on March 23, 2010 at 7:01 P.M.; a Budget Workshop/Special Meeting held on March 25, 2010 at 3:37 P.M. and approval but not release of Closed Session minutes of a meeting held on March 25, 2010 at 3:37 P.M., with all members having previously received copies.
- (b) **DEPARTMENTAL REPORTS:** City Clerk Monthly Report, March 2010
- (c) **BILLS:** Vouchers 107296 through 107376 drawn on National City Bank, \$985,858.97
- (d) **PROCLAMATION:** Arbor Day, April 30, 2010

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

CONSTRUCTION ON STATE HIGHWAYS

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne that a Resolution (10-R-3) be passed pertaining to work permits for construction operations during 2010 and 2011 on State highways. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

NOSTALGIA DAYS

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor that a Resolution (10-R-4) be passed requesting permission of the Illinois Department of Transportation for the temporary closure of Sheridan Road on June 26, 2010, as requested between 6:00 A.M. and 6:00 P.M., for Nostalgia Days. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

SPECIAL EVENTS & ENTERTAINMENT LICENSING

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini that an Ordinance (10-0-18) be passed amending the Municipal Code of the City of Zion, as amended, Chapter 14, establishing entertainment and special event licensing. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

FIRE & POLICE COMMISSION

It was moved by Commissioner Jim Taylor, seconded by Commissioner DeTienne that an Ordinance (10-0-19) be passed amending the Municipal Code of the City of Zion, as amended, Section 2-497, regarding the Fire and Police Commission Secretary. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

MARTHA'S DAY CARE CENTER/LEASE OF 1225 27TH STREET

A memo (10-DOC-26) was received from Delaine Rogers, regarding a request from Martha's Day Care Center to temporarily lease 1225 27th Street. The proposed use is for outdoor activities related to the day care center opening at 2678 Sheridan Road. The property would be improved with landscaping and fencing per Code and maintained at no cost to the city. The lessee would carry full liability insurance and pay an annual lease rate of \$500. Ms. Rogers stated this is a temporary lease until issues can be resolved with the Department of Children and Family Services (DCFS). Mayor Harrison stated DCFS previously granted approval for Martha's Day Care Center to use Shiloh Park, however DCFS has now changed this decision. Mayor Harrison stated he has requested a meeting with DCFS, as this state department has recently altered decisions on two local day care centers. Martha's Day Care Center has invested a considerable amount of funds, but now is being told they can't open.

Commissioner Jim Taylor stated, although he doesn't like the location of this day care center, both the City and the center have spent funds, recommending a month-to-month lease with a 30-day notice to terminate, while doing everything possible to rectify the issues with DCFS. Mayor Harrison stated Martha's Day Care Center has said they wouldn't have chosen this location if it hadn't already been approved by DCFS. Commissioner Shantal Taylor stated she is still opposed to the location of this day care center, noting 27th Street and Sheridan Road is not an ideal location. Commissioners Flammini and DeTienne stated they both still disagreed with a day care center at this location, but that they could support the month-to-month lease as requested.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini to approve a month-to-month lease with a 30-day notice to terminate with Martha's Day Care Center for temporary use of property at 1225 27th Street, subject to rectifying issues with DCFS. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, nay; and Mayor Harrison, aye. Motion carried.

NO PARKING SIGNS/31ST STREET

A letter (10-DOC-27) was received from residents at 3022 Elim Avenue, requesting that "No Parking" signs be installed along the north side of their property on 31st Street. Bee Street customers often park on 31st Street next to this residence, creating noise and garbage issues. Ron Colangelo and Chief Brooks have reviewed this request, and have no objections. Mr. Colangelo recommended placing the No Parking signs on the north side of 31st Street between Elim Avenue and Sheridan Road, as parking on both sides of the street currently creates an issue of having only one lane open.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor to approve the installation of "No Parking" signs on the north side of 31st Street between Elim Avenue and Sheridan Road, and for an ordinance to be prepared accordingly. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

TAB OF BIDS/SALE OF POLICE SQUAD CARS

A memo (10-DOC-28) was received from Clerk Mackey, regarding the sale of surplus Police squad cars. Clerk Mackey recommended awarding the sale of these vehicles to the highest responsible and responsive bidders, who met all specifications and minimum bid requirements as follows:

- 2003 Ford Crown Victoria with mileage of 128,482 to Robert Palamar for \$750.01
- 2003 Ford Crown Victoria with mileage of 131,896 to Robert Palamar for \$750.01
- 2004 Ford Crown Victoria to Brian Barber for \$800.00

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor to award the sale of the surplus Police squad cars, as recommended. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

MPMC/EMMAUS AVENUE/SPECIAL USE

Attorney Randall stated a lease agreement has been prepared pursuant to the requirements of the special use permit. The lease protects the City pertaining to liability and indemnification purposes. MPMC is in agreement with the terms of the lease, however Attorney Randall recommended the final agreement be subject to final attorney approval.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor to approve a Lease Agreement with Cancer Treatment Centers of America at Midwestern Regional Medical Center starting April 1, 2010 and ending March 31, 2012 for the temporary occupancy of a portion of Emmaus Avenue adjacent to the hospital building, subject to final attorney approval. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

POLICE DEPT COMPUTER SERVER

A memo (10-DOC-29) was received from Larry Pannell, requesting replacement of the main Police computer server. This server, installed in 2003, is no longer under warranty, and Dell no longer sells most parts for this server. Two quotes were received for a replacement server with the lower quote from CDW in the amount of \$12,472.09. There is currently \$11,000 in the Police Department budget for this purchase. Mr. Pannell recommended purchasing the server with the balance to come from Public Property Technology, approving up to \$13,000 to cover any ancillary expenses.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor to approve the purchase of a replacement main Police server from CDW for an amount not to exceed \$13,000. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

POLICE DEPARTMENT INVOICES

A memo (10-DOC-30) was received from Chief Brooks, requesting approval of payment for invoices as follows:

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| *Ace K9.Com – purchase of door popper for K-9 vehicle to be paid from Drug Fund Account | \$569.00 |
| *IL Fire & Police Commissioners Association – required training for Commission Secretary | \$440.00 |
| *Embassy Suites East Peoria – one night lodging for Commission Secretary | \$159.00 |

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

ECONOMIC DEVELOPMENT DEPARTMENT INVOICE

A memo (10-DOC-31) was received from Delaine Rogers, requesting approval of payment for an invoice as follows:

Manning Consulting Services – professional consulting services	\$4,833.34
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Ms. Rogers stated this would be the final payment for these services. Mayor Harrison noted there is a possibility the city may be reimbursed for these services.

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

HABITAT FOR HUMANITY

Commissioner Flammini stated the City Council previously agreed to convey a total of seven (7) properties to Habitat for Humanity. One of the listed properties, 1912 Horeb Avenue, is already under contract for purchase. Attorney Randall stated the Council would need to amend their previous action to exclude 1912 Horeb Avenue from the properties to be conveyed to Habitat for Humanity. It was noted an additional lot at 1915 Hebron Avenue was already conveyed to Habitat for Humanity.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor to reconsider the conveyance of 1912 Horeb Avenue to Habitat for Humanity. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor to approve:

- conveying 2900 and 2902 Gideon Avenue, 3002 and 3004 Gabriel Avenue, and 3103 and 3116 Gideon Avenue to Habitat for Humanity,
- subject to a land transfer agreement with attorney review and approval, and
- with the stipulation for the combination of 2900 with 2902 Gideon Avenue and 3002 with 3004 Gabriel Avenue.

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

DEPARTMENTAL COMMENTARY

Merlin Kreis, ESDA Co-Field Director, stated ESDA volunteered 415 hours during the month of March.

Chief Brooks stated a successful disaster drill was held on March 26 at Zion Middle School, thanks to the cooperative efforts of many agencies and a unified command and communication center. Mayor Harrison thanked everyone for their cooperation during this drill.

Delaine Rogers requested conducting a workshop on Friday, April 9 for the purpose of providing an update on economic development projects.

Larry Pannell stated the Accounts and Finance office is now closed from 12:00 p.m. to 1:00 p.m. Monday through Friday for more efficient operational purposes.

Mayor Harrison stated the Council hopes to shortly finalize the budget. Mayor Harrison stated the City is working to eliminate the deficit despite the county announcing a drop in the EAV plus state funding issues. A list of items including eliminated or reduced programs will be forthcoming. Mayor Harrison stated the City recognizes its responsibility to provide services as best as possible, while working to balance the budget.

ANNOUNCEMENTS

April 13 Zion Township Annual Meeting at 6:00 P.M.

April 20 Annual Township Public Hearing at 6:00 P.M.
Town Board Meeting at 6:30 P.M.
City Council Meeting at 7:00 P.M.

CLOSED SESSION

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Jim Taylor that the Council recess to Closed Session at 7:51 p.m. to discuss personnel, collective bargaining, and probable and pending litigation. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Shantal Taylor, seconded by Commissioner DeTienne to reconvene the Regular Council meeting at 9:10 p.m. with all members present. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Jim Taylor, aye; Shantal 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 DeTienne, seconded by Commissioner Shantal Taylor and unanimously approved the meeting be adjourned at 9:10 p.m. Motion carried.

City Clerk

Approved April 20, 2010