

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, DECEMBER 6, 2011, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, ZION, ILLINOIS

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Mayor Pro Tem Jim Taylor called the meeting to order.

On call of the roll the following answered present: Commissioners DeTienne, Flammini, Shantal Taylor, and Mayor Pro Tem Jim Taylor. Mayor Harrison was absent.

Mayor Pro Tem Jim Taylor led in the Pledge of Allegiance to the Flag.

AGENDA CHANGES

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

- Deleting from the Consent Agenda approval of Closed Session minutes of a Workshop/Special Meeting held on November 21, 2011 at 1:10 p.m. and adding as Item 12 a.
- Adding Zion Community Connections to Announcements

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

SPECIAL PRESENTATION/ZION SOLUTIONS

Larry Booth and Pat Daly, Zion Solutions, presented a donation in the amount of \$7,500 each to the Zion Police and Zion Fire/Rescue Departments. Mr. Daly stated that Zion Solutions appreciates the professional services offered by the departments.

CITIZEN COMMENTS

Yvonne George, Zion Chamber of Commerce, and Karen Crane, Winthrop Harbor Chamber of Commerce, asked for the opportunity to investigate the possibility of a volunteer group taking steps to keep the Festival of Lights displays in Zion rather than to sell them to a community in Iowa. A meeting has been scheduled for December 8, 2011 to discuss the matter. Commissioner Jim Taylor stated that it is no longer financially feasible for the City to present or store the Festival of Lights displays. He stated that the displays must be removed by the end of December to avoid paying the January storage fees. The displays must be moved at no cost to the city and without the use of city manpower. Commissioner Shantal Taylor thanked Ms. George and Ms. Crane for their efforts to keep the displays in Zion. She offered to help with their vision and stated that the downtown businesses should be offered an opportunity to have the displays.

Christina Stereno, 3236 Ezra, stated she lives in a difficult neighborhood. She stated that the residence at 3244 Gabriel is in bad repair and 3212 Ezra is an eyesore and asked that they be demolished. She is attempting to sell her home and feels these homes are a detriment. Mayor Pro Tem Jim Taylor encouraged her to meet with Commissioner Flammini.

Alice Marshall, 2322 Horeb, asked why the Mayor has not attended the last two City Council meetings. Mayor Pro Tem Jim Taylor stated that Mayor Harrison is ill and therefore unable to attend. Ms. Marshall asked, under the law, regarding Delaine Rogers, what constitutes influence peddling. She asked the Council to do something, under the law, regarding this issue. Attorney Randall stated that this Council meeting is not the proper forum for such an inquiry and that the question was only general in nature. She stated that the matter is in pending litigation and information cannot be disclosed. Ms. Marshall asked if the City was considering selling City Hall and leasing it back. Mayor Pro Tem Jim Taylor stated that this

subject was a topic in a Closed Session discussion, with regard to the sale of real estate, and could not be discussed in open session.

Scott Houchin, 1828 Jethro, stated that Zion resident and Zion Park District employee, Donald Colella, was recently diagnosed with leukemia. A benefit is being held for the family on December 17, 2011 from noon to 2:00 a.m. at Pinsters Bowl. Mr. Houchin stated that the Colella family is in need of a vehicle and asked the City to consider donating the 1999 Dodge Durango, which is being considered surplus property, to the family.

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES** of a Regular Meeting held on November 15, 2011 at 7:00 p.m. and approval but not release of Closed Session Minutes of a meeting held on November 15, 2011 at 7:20 p.m; a Workshop/Special Meeting held on November 21, 2011 at 1:05 p.m.
- (b) **DEPARTMENTAL REPORTS:** Economic Development Monthly Report, November 2011; Public Works Monthly Reports September 2011 and October 2011; ESDA Monthly Reports, September 2011 and October 2011
- (c) **BILLS:** Vouchers 111964 through 112167 drawn on PNC Bank, Total: \$1,472,922.00
- (d) **PROCLAMATION:** Drunk and Drugged (3D) Prevention Month, December 2011

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

AMENDING MUNICIPAL CODE/PERSONAL WIRELESS COMMUNICATION FACILITIES

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne that an Ordinance (11-O-58A) be passed amending Zion Municipal Code Sections 102-401 through 102-412 and deleting existing Section 102-162 in its entirety with regard to personal wireless communications facilities.

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

AMENDING MUNICIPAL CODE/DONATION BOXES

A memo (11-DOC-123) was received from Rich Ianson regarding proposed defined guidelines for donation boxes. Currently, donation boxes for the collection of used clothing, shoes, books, etc. are scattered throughout the city and no clear existing guidelines are in place to regulate their location, appearance and maintenance. Mr. Ianson recommended amending Zion Municipal Code Section 102-152, Accessory Uses, establishing donation box regulations.

It was moved by Commissioner Flammini, seconded by Commissioner Shantal Taylor that an Ordinance (11-O-59) be passed amending Zion Municipal Code Section 102-152, Accessory Uses, establishing donation box regulations. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried. Ordinance passed.

AMENDING MUNICIPAL CODE/SPRINKLER HEAD REQUIREMENTS

A memo (11-DOC-124) was received from Rich Ianson regarding a proposed amendment to Zion Municipal Code Sections 10-303 and 10-304 regarding sprinkler head requirements. The proposed amendment would require that a sprinkler head be installed above all new or replacement fossil fueled hot water heaters, furnaces, boilers and similar types of equipment in structures. This requirement is proven to save lives and reduce property damage and comes at a minimal cost for the additional safety and protection it would provide.

It was moved by Commissioner Flammini, seconded by Commissioner Shantal Taylor that an Ordinance (11-O-60) be passed amending Zion Municipal Code Sections 10-303 and 10-304 requiring the installation of a sprinkler head above all new or replacement fossil fueled hot water heaters, furnaces, boilers and similar types of equipment in structures. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried. Ordinance passed.

DECLARATION OF SURPLUS VEHICLE/POLICE DEPARTMENT

A memo (11-DOC-125) was received from Chief Brooks, requesting that a 1999 Dodge Durango in the Police Department be declared surplus. This vehicle is in need of mechanical repairs which are impractical and not cost effective. Chief Brooks recommended this vehicle be disposed of through the established city method.

It was moved by Commissioner DeTienne, seconded by Commissioner Flammini that an Ordinance (11-O-61) be passed declaring the 1999 Dodge Durango in the Police Department as surplus property. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried. Ordinance passed.

AMENDING MUNICIPAL CODE/OPEN FIRES

A memo (11-DOC-126) was received from Chief Lewis regarding a proposed amendment to Zion Municipal Code Section 34-58 "Open Fires". This amendment removes the definition of restricted area "including area one mile beyond boundaries"; moves the reference to unlawful burning of construction/demolition materials to Item b; adds a new section allowing for prescribed burning as a land management tool as allowed under the Illinois Prescribed Burning Act.

It was moved by Commissioner DeTienne, seconded by Commissioner Flammini that an Ordinance (11-O-62) be passed amending Zion Municipal Code Section 34-58 "Open Fires" as presented. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, nay; and Mayor Pro Tem Jim Taylor, aye. Motion carried. Ordinance passed.

2011/2012 WORKERS' COMPENSATION & LIABILITY COVERAGE

A memo (11-DOC-127) was received from Larry Pannell seeking approval to engage One Beacon for liability coverage in the amount of \$251,665 and workers' compensation coverage from IPRF in the amount of \$676,794 for the 2011/2012 plan year beginning December 15, 2011 and terminating December 14, 2012. The 2011/2012 plan year premiums will total \$928,459, an overall reduction of 15%.

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne to approve contracting with One Beacon for the City's liability coverage in the amount of \$251,665 and IPRF for the City's workers' compensation coverage in the amount of \$676,794 for the 2011/2012 plan year. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

CONTRACT/CLEANING & MAINTENANCE SERVICES

Clerk Burkemper stated that the combined cleaning and maintenance services bid for City Hall, the Police Administration Building and the Public Works facility was awarded to VMG Quality Services on November 15, 2011 in the amount of \$4,200 per month. A one-year contract was prepared and reviewed by the City Attorney. Clerk Burkemper requested that the City enter into a contact with VMG Quality Services for cleaning and maintenance services.

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne to enter into a one-year contract for the combined cleaning and maintenance services for City Hall, the Police Administration Building and the Public Works facility with VMG Quality Services in the amount of \$4,200 per month. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, nay; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

CONTRACT/2012 CITY TOWING CONTRACT

A memo (11-DOC-128) was received from Clerk Burkemper stating that the 2011 City towing contract with Roger Whitmore's Automotive Service, which expires December 31, 2011, was reviewed by Chief Brooks who determined that no amendments were necessary prior to renewal of the contract. Commissioner Shantal Taylor asked why the City does not advertise for bids for annual towing services. Mayor Pro Tem Jim Taylor stated that in prior years, the City only received bids from out-of-town companies to which he strongly objected. Roger Whitmore's Automotive Service is the only Zion towing company that can meet all bid specifications.

It was moved by Commissioner DeTienne, seconded by Commissioner Flammini to waive bids and enter into a contract for City towing for 2012 with Roger Whitmore's Automotive Service with no amendments. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

VACANCY/TELECOMMUNICATOR/POLICE DEPARTMENT

A memo (11-DOC-129) was received from Chief Brooks requesting permission to immediately fill a vacant full-time Telecommunicator position in the Police Department. This is an existing position, the vacancy having been created by the untimely death of Sharon Mirr. State regulations and the labor union agreement require that two telecommunicators must staff the communication center at all times.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor to grant permission to fill and post a full-time Telecommunicator position in the Police Department. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

CONTRACT/PURCHASE OF AMBULANCE

A memo (11-DOC-130) was received from Chief Lewis requesting permission to enter into a contract with American Emergency Vehicles (AEV) for the purchase of one ambulance in the amount of \$153,918.00. This is a joint purchasing project with the Village of Beach Park which was previously approved by the Council on September 6, 2011. Finance Director Larry Pannell is coordinating financing for this vehicle. Money received from Midwestern Regional Medical Center as part of a Memorandum of Understanding which was designed to provide financing for this ambulance purchase.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor to grant permission to enter into a contract with American Emergency Vehicles for the purchase of one ambulance in the

amount of \$153,918.00. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

INVOICE/ON-LINE LEARNING MANAGEMENT SYSTEM

A memo (11-DOC-131) was received from Chief Lewis requesting permission to submit an invoice for payment from Target Safety in the amount of \$1,725.00 for a one-year subscription to an online learning management system. Fire/Rescue personnel will be able to complete annual mandated training requirements during times convenient to the department personnel. This is a budgeted item under Line Item 10-14-00-1-02-250.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, to approve payment to Target Safety in the amount of \$1,725.00 for a one-year subscription to an online learning management system. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

INFRARED HEATER REPAIRS/FLEET MAINTENANCE BUILDING

A memo (11-DOC-132) was received from Rich Ianson requesting acceptance of a proposal from Northern Weathermakers for repairs to infrared heaters located in the Fleet Maintenance Building at Public Works at a cost of \$5,973.00. In their current state, the heaters are inefficient. Making the proposed repairs should allow for the recuperation of a portion of energy costs. The cost of these repairs would come from the Building & Grounds budget.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, to accept the proposal of Northern Weathermakers for repairs to infrared heaters located in the Fleet Maintenance Building at Public Works at a cost of \$5,973.00. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

STREET LIGHT INSTALLATION/HIGHLAND MEADOWS SUBDIVISION

A memo (11-DOC-133) was received from Ron Colangelo stating that streetlights were never installed in Highland Meadows Subdivision which has been problematic for residents in this area for more than 20 years. A quote was received from the preferred contractor, Belski Electric, in the amount of \$27,571.00 for the installation of 9 streetlights to be located at various locations on Lorelei Drive, Tartan Trail, Highland Road, Thistle Lane, Brigadoon, and Shetland Place. Belski Electric is very familiar with the area and currently has knock down poles available in inventory if needed. Funding for this project will come from the Street and Bridge Fund. There are 70 homes in the neighborhood that will immediately benefit from this project.

It was moved by Commissioner Flammini, seconded by Commissioner Shantal Taylor, to waive bids and accept the quote of Belski Electric in the amount of \$27,571.00 for the installation of 9 streetlights in the Highland Meadows Subdivision. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

LICENSE AMENDMENT AGREEMENT/B.C. AUTOMOTIVE

Commissioner Flammini stated that the lease between the City of Zion and B.C. Automotive for property at 2809 Damascus Avenue expired over a year ago. He recommended that the City enter into a 5-year lease, at the same terms, with an increase of \$100 per month. Commissioner Flammini stated that B.C. Automotive tows junk cars for the City and disposes of them through the Secretary of State at no cost to the City which is a savings to the City of between \$15,000 and \$30,000.

It was moved by Commissioner Flammini, seconded by Commissioner Shantal Taylor, to approve entering into a lease agreement with B.C. Automotive, as presented, for property at 2809 Damascus. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

LEASE OF CITY-OWNED PROPERTY/NOSTALGIA DAYS

A memo (11-DOC-134) was received from Commissioner Flammini requesting that the City consider leasing the former bakery property, 0 and 2700 Ebenezer, to the Nostalgia Days Committee as a semi-permanent location for the USLMRA sanctioned lawn mower races held during the Nostalgia Days event. The Committee does not intend to make permanent improvements, however, they will make improvements to the surface of Ebenezer Avenue between 27th and 28th Streets. They also intend to fence the property and take responsibility for mowing and general maintenance. The Committee will enter into a formal lease, provide liability insurance and obtain licenses and permits as required by the City. Commissioner Flammini stated that fencing this area could help eliminate the dumping problem on Ebenezer. Leasing the property will also save the City money in mowing costs. Commissioner Shantal Taylor asked how many people attend the lawn mower races. George Dukas stated that between 800 and 1,000 people attend daily during the two day event. Mayor Pro Tem Taylor asked if the track would be more permanent. Mr. Dukas stated that the track was made of grass and dirt and no asphalt would be used. Mr. Dukas stated that the Committee would seek permission to use the Dungeon of Doom parking area.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, to approve entering into a lease agreement with the Nostalgia Days Committee for property at 0 and 2700 Ebenezer Avenue for the lawn mower races. The vote on roll call was: Commissioners DeTienne, aye; Flammini, pass; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

DIRECTOR OF ACCOUNTS & FINANCE

It was moved by Commissioner DeTienne, seconded by Commissioner Flammini to regretfully accept the resignation of Larry Pannell as Director of Accounts and Finance effective December 31, 2011. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

DEPARTMENTAL COMMENTARY

There were no departmental comments.

ANNOUNCEMENTS

December 7	5:00 p.m.	Midwestern Regional Medical Center Tree Lighting
December 19	6:00 – 7:00 p.m.	Zion Community Connections Police Administration Building
December 20	6:30 p.m. 7:00 p.m.	Zion Township Board Meeting Regular City Council Meeting
December 23, 26, 30 & January 2		City Offices Closed for Holidays

Commissioner Flammini stated that a tab has been added to the home page of the City of Zion webpage for reporting Building Department or Public Works issues.

Commissioner Flammini stated that, effective January 1, 2012, electronics will be banned from Illinois landfills. Electronics recycling drop off locations are being established which will be published at a later date.

CLOSED SESSION

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Flammini that the Council recess to Closed Session at 8:14 p.m. to discuss personnel, purchase and sale of real estate, and probable and pending litigation. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

It was moved by Commissioner Flammini, seconded by Commissioner DeTienne to reconvene the Regular Council meeting at 10:15 p.m. with all members present. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, aye. Motion carried.

SEPTEMBER 21, 2011 CLOSED SESSION MINUTES/WORKSHOP-SPECIAL MEETING

It was moved by Commissioner Flammini, seconded by Commissioner Shantal Taylor to direct the City Clerk to review the taped recording of minutes of a Closed Session of a Workshop/Special Meeting held on September 21, 2011 at 1:10 p.m. and prepare a verbatim transcription of a specific portion of the discussion. The vote on roll call was: Commissioners DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Pro Tem Jim Taylor, 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 10:17 p.m. Motion carried.

City Clerk