

**MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, JUNE 19, 2012, 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 Shantal Taylor, DeTienne, Jim Taylor, Flammini, and Mayor Harrison.

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

**CITIZEN COMMENTS**

Janet Jones, 1728 23<sup>rd</sup> Street, and owner of Bees Knees Boutique in Zion, stated that there has been a resurgence of clothing donation boxes in the City and they have become unsightly as they are not being properly taken care of. She stated that she is thrilled to see Nostalgia Days and Farmers Market banners being displayed, however, no banners were placed on 27<sup>th</sup> and 28<sup>th</sup> Streets and she asked that this be addressed before Saturday (Nostalgia Days). Ms. Jones commended the Fire/Rescue Department regarding the Maine Plastics fire on June 16<sup>th</sup>, however, she expressed concern that the CODE RED system was not activated to notify the public of the need to evacuate or to assure residents they were not in any danger. In regard to the proposed brewery in the Warwick Building, she stated that liquor is a big issue in Zion but she personally doesn't see it that way. She asked why the proposal did not go before the Planning and Zoning Commission. She also stated that if this issue had gone to referendum, the citizens of Zion would have voted in favor of it. She stated that the Council denied packaged liquor sales at a proposed convenience store at Rt. 173 and Green Bay Road, but they created a specific license for the sale of packaged wine at a downtown business. She stated that the City Council cannot make the reference that religion does not allow liquor as such a reference is illegal. Mayor Harrison stated that the brewery proposal must go through the proper procedure and is being referred to the Planning and Zoning Commission for consideration. Attorney Randall stated that at the June 5<sup>th</sup> Council meeting, the Council received a presentation regarding the brewery but did not formally vote on the issue. With regard to the property at Rt. 173 and Green Bay Road, Mayor Harrison stated that there is a new buyer but they don't want a liquor license.

Clyde McLemore, 2815 Ezekiel, stated that the City Council should stop sitting around doing nothing and work together for the Zion citizens. Mayor Harrison stated that Mr. McLemore was out of order and that he would not allow him to stand before the Council and ridicule them. Mr. McLemore stated that at the June 5<sup>th</sup> Council meeting, April Powell, the renter at 3012 Emmaus, asked for help with a parking situation. He stated that the City Council said they would check into the problem. Since then, Ms. Powell was told by the Police Department that she could no longer park on the street overnight. When Mayor Harrison asked Mr. McLemore if he had discussed this matter with Chief Brooks, he stated that he doesn't get along with the Chief and therefore he did not speak to him. Mr. McLemore stated that Commissioner Shantal Taylor was the only one who contacted Ms. Powell. Mayor Harrison stated that he did drive by 3012 Emmaus to look at the driveway. Mr. McLemore stated that a company wants to bring jobs to Zion and the City Council said they wouldn't vote for it. Mayor Harrison told Mr. McLemore that he had exceeded the three-minute time limit.

April Powell, renter at 3012 Emmaus, stated that she had been calling the Police Department daily to get permission to park on the street overnight, but she was told she had used up her time and could no longer park on the street overnight. She was told to contact the Chief or Deputy Chief to discuss the matter, however, she has a conflicting schedule and has not spoken to them. Deputy Chief Dumyahn agreed to speak to Ms. Powell following the meeting.

Melba Kerpan, 2028 34<sup>th</sup> Street, stated that a water main break occurred near her home and it took three hours for the City to turn off the water which resulted in her home and garage being flooded. Because she could not locate a valid number, she called 911 but was told to stop calling 911 as this was not an

emergency. She stated that the City should have a back up contact if the first contact is not available. Both Ron Colangelo and Commissioner Frank Flammini stated that this was the first they were hearing of the specific details of this incident. Ms. Kerpan asked if the City was going to pay for the dumpster to handle the items destroyed by the water. Mr. Colangelo informed her that was a legal matter, but he would thoroughly investigate the extraordinarily long response time.

Jiquanda Nelson, 1311 Reed Road, stated that Zion is a family oriented community and she wants to get involved. She stated she wants to be the voice of people who don't have one. She stated that she envisions a Human Relations Commission made up of people from different backgrounds and ages who can work together to build a better community. She requested a meeting with Mayor Harrison to discuss recreating the Human Relations Commission.

Patrick Walsh, 2317 Lydia, suggested, with the budget issues currently before the Council, the City consider hiring an in-house staff legal counsel to work directly with the City rather than a firm due to the astronomical legal costs.

Tynisha Gardner, 1909 Daybreak Lane, asked if there would be a community connection made between the City and citizens to replace the Human Relations Commission. She stated that she doesn't want to see a disconnect between the City and citizens and that trust must be established and maintained, especially with the Police and Fire Departments. Citizens want to help solve problems and provide information and come together as neighbors to help each other.

#### **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 June 5, 2012 at 7:01 p.m.; a Special Meeting held June 7, 2012 at 3:35 p.m.
- (b) **DEPARTMENTAL REPORTS:** FOIA Report, May 2012; Building Department Monthly Report; May 2012; Public Works Monthly Reports, April and May 2012; Economic Development Monthly Reports, April and May 2012
- (c) **BILLS:** Vouchers 113410 through 113509 drawn on PNC Bank, Total: \$796,810.52

Commissioner Shantal Taylor questioned a \$375 invoice regarding a liquor citation. This invoice was not a citation, but a legal bill for the prosecutor services at a Liquor Control Commission Hearing. In the future, City Council members will receive Liquor Control Commission meeting and public hearing minutes.

Commissioner Shantal Taylor stated that the FOIA Report included a request for a list of vacant homes in Zion. The Building Department had no list available, however, the Police Department provided a list to satisfy the FOIA request. She stated that the Building Department should compile a list of vacant, abandoned homes, including code violations, as she is concerned for resident's safety.

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

#### **RESOLUTION/IDOT STREET & HIGHWAY MAINTENANCE BY MUNICIPALITY**

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor that a Resolution (12-R-12) be passed for Maintenance of Streets and Highways by Municipality Under the Illinois Highway Code appropriating \$35,000 of Motor Fuel Tax funds for the year 2012. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Resolution passed.

**PREVAILING RATE OF WAGES**

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini that an Ordinance (12-0-30) be passed ascertaining the Prevailing Rate of Wages as determined by the Department of Labor for laborers, mechanics and other workers performing construction of public works in the City of Zion, Lake County, Illinois. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed

**ORDINANCE/SURPLUS PROPERTY DONATION/FOAM MACHINE**

A memo (12-DOC-56) was received from Chief Lewis stating that the Fire/Rescue Department has had a MSA High Expansion Foam Machine and trailer in storage for more than 20 years. It has not been used due to changes in technology and firefighting practices with regard to the delivering of foam as an extinguishing agent. This machine has minimal monetary value. The Village of Winthrop Harbor has expressed an interest in refurbishing the machine and adding it to their fleet. Chief Lewis requested that the machine be declared surplus property and be donated to the Village of Winthrop Harbor Fire/Rescue Department.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, that an Ordinance (12-O-31) be passed declaring the MSA High Expansion Foam Machine, trailer, and accessories as surplus property and donating it to the Village of Winthrop Harbor Fire/Rescue Department. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

**BEELINE TROLLEY RENTAL**

A memo (12-DOC-57) was received from Sonolito Bronson requesting permission to rent the Beeline Trolley to Nostalgia Days, Inc. for one day only, Saturday, June 22, 2012, to shuttle visitors between 25<sup>th</sup> and 31<sup>st</sup> Streets during the Nostalgia Days event in the amount of \$350.00. Mayor Harrison asked if Nostalgia Days would provide insurance coverage and Ms. Bronson stated that they would in the amount of \$25,000 liability and \$1,000 comprehensive/collision deductible. Commissioner Jim Taylor stated that the City's insurance policy would not cover their use of the trolley and that Nostalgia Days, Inc. would be solely responsible in the case of an accident. Attorney Randall stated that the amount of coverage provided by Nostalgia Days, Inc. should mirror that of the City.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor, that rental of the Beeline Trolley for Saturday, June 22, 2012, to Nostalgia Days, Inc. in the amount of \$350.00 be approved subject to insurance coverage being equivalent to that of the City of Zion. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

Mayor Harrison stated that, in the near future, the City should establish a trolley rental policy that would generate revenue not just cover the actual costs.

**BIG CHICAGO BREWERY/RESTAURANT PROPOSAL**

A memo (12-DOC-58) was received from Sonolito Bronson requesting the Council's acceptance of a Letter of Intent from Big Chicago Brewery. Mayor Harrison stated that Big Chicago Brewery must follow the proper procedure and petition the Planning and Commission prior to the Council taking formal action on locating a brewery in the Warwick Building. He stated that the presentation to the Council by Mr. Russ Sher at the June 5, 2012 meeting was for the purpose of learning if the Council would be receptive to the idea of a brewery in Zion. Attorney Randall stated that there was no formal action taken by the Council at the previous meeting. Ms. Bronson stated that it was determined that petitioning the Planning and Zoning

Commission prior to the presentation to the Council would be prohibitive as a text amendment will be required as restaurants are not allowed in the GI Zoning District. It was decided that Big Chicago Brewery would share their plan with the Council first. She stated that the brewery would utilize 7.2 million gallons of water which would offer a revenue source. The brewery would create ten to twenty new jobs. Ms. Bronson stated that Mr. Sher would bring forth a restaurant plan. Commissioner Flammini stated that he suggested that the presentation to the Council should proceed petitioning the Planning and Zoning Commission because of the brewery's uniqueness and he did not want Mr. Sher to waste time and money going through the Planning and Zoning process needlessly. Commissioner DeTienne stated that he likes the concept of a nice restaurant and he believes Mr. Sher and Mr. Ingrham are honorable men, however, he wants to investigate their past business practices prior to making any decisions.

It was the consensus of the Council that Big Chicago Brewery petition the Planning and Zoning Commission to create a text amendment as it relates to the processing and bottling of alcoholic beverages.

### **PLYMOVENT SYSTEM MODIFICATION/FIRE STATION 2**

A document (12-DOC-59) was received from Chief Lewis requesting permission to schedule modification work for the Plymovent system at Fire Station 2. The new ambulance is equipped with an exhaust system that discharges on the opposite side as the current ambulances. New regulations prevent the exhaust system from being re-routed as has been done previously. This diesel extraction system would need to be modified at Station 2 in order to accommodate the new ambulance. Chief Lewis requested permission to schedule the modification work through Hastings Air Energy Control in the amount of \$4,378.21.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor, to approve modification work for the Plymovent system at Fire Station 2 through Hastings Air Energy Control in the amount of \$4,378.21. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

### **INVOICE/MOTOROLA SOLUTIONS/PORTABLE RADIOS**

A memo (12-DOC-60) was received from Chief Lewis requesting permission to submit an invoice from Motorola Solutions, Inc. for the purchase of three portable radios and related accessories for the Fire/Rescue Department in the amount of \$4,282.25.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, to grant permission to submit an invoice from Motorola Solutions, Inc. for the purchase of three portable radios and related accessories for the Fire/Rescue Department in the amount of \$4,282.25. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

### **REQUEST TO PURCHASE/ACER ICONIA WINDOW 7 TABLET**

A memo (12-DOC-61) was received from Chief Lewis requesting permission to purchase one Acer Iconia Window 7 Tablet from CDW in an amount not to exceed \$700.00 for the new ambulance. This tablet is necessary to maintain communications with dispatch through the CAD system.

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal Taylor, to approve the purchase of one Acer Iconia Window 7 Tablet from CDW in an amount not to exceed \$700.00. The vote on roll call was: Commissioners Shantal Taylor, aye; DeTienne, aye; Jim Taylor, aye; Flammini, aye; and Mayor Harrison, aye. Motion carried.

**SPECIAL COUNCIL MEETING/BUDGET WORKSHOP**

A Special Meeting/Budget Workshop was scheduled for Tuesday, June 26, 2012 at 9:00 a.m. in the Council Chambers at Zion City Hall.

**DEPARTMENTAL COMMENTARY**

Chief Lewis thanked the public and the Department Heads for their cooperation during the Maine Plastics fire on June 16<sup>th</sup>. He stated it was not a chemical fire as cardboard and recyclable plastic were burning. The fire was on the building's exterior only. He stated that an attempt was made to activate the CODE RED notification system, however, it is difficult to do from the field without a computer. By the time they could have gotten the message out, there would have been no hazard. As a safety precaution, residents were evacuated one half mile from the fire, 21<sup>st</sup> Street to 29<sup>th</sup> Street and Lewis Avenue to Kenosha Road. He stated that at no time were the residents in the immediate area in any danger.

**ANNOUNCEMENTS**

June 21	11:00 a.m. to 7:00 p.m.	Farmer's Market begins
June 22, 23		NOSTALGIA DAYS
July 3	7:00 p.m.	Zion City Council Meeting
July 4		City Offices Closed for Holiday
July 7	9:00 a.m. to 12:00 noon	Electronic Recycling at the Public Works Facility - 3220 27 <sup>th</sup> St.
July 17	6:30 p.m. 7:00 p.m.	Zion Township Board Meeting Zion City Council Meeting
July 21	9:00 a.m. to 12:00 noon	Electronic Recycling at the Public Works Facility- 3220 27 <sup>th</sup> St.

**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 8:05 p.m. Motion carried.

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City Clerk

Approved July 3, 2012