

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, DECEMBER 4, 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 Jim Taylor, DeTienne, Flammini, Shantal Taylor and Mayor Harrison.

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

AGENDA CHANGES

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Flammini to approve the Council agenda with an amendment as follows:

- Add a special presentation from the Illinois Beach Sunrise Rotary Club

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

SPECIAL PRESENTATIONS

Pat Daly and Larry Booth, Zion Energy Solutions, presented a check to the Police Department and Fire/Rescue Department, each in the amount of \$7,500, in appreciation of Zion's first responders.

Commissioner Shantal Taylor stated that the Illinois Beach Sunrise Rotary Club is donating \$500 each to Zion, Winthrop Harbor, and Beach Park to be used for a special community project. She requested the donation be used by the Central Middle School for a special 8th Grade project. A letter will be sent to the Rotary Club notifying them of the recipient of the donation.

CITIZEN COMMENTS

Mary Hotle, 1665 Green Bay Road (former Lake County Fielders' stadium), stated that the recently published Treasurer's Report reflected a payment to Brown United, Inc. in the amount of \$34,240. She stated that she had documentation reflecting the payment at nearly \$400,000 and questioned the discrepancy in the Treasurer's Report. Finance Director David Knabel stated that the \$400,000 payment was made via a wire transfer and it has been realized that the software used to generate the report does not recognize wire transfers. Director Knabel stated that the software will be adjusted to pick up wire transfers and the Treasurer's Report will be corrected and republished.

CONSENT AGENDA

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

- (a) **APPROVAL OF MINUTES:** of a Regular Meeting held on November 20, 2012 at 7:00 p.m.
- (b) **BILLS:** Vouchers 114477 through 114587 drawn on PNC Bank, Total: \$1,579,459.05

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

ORDINANCES/REFINANCING BOND ISSUES

A memo (12-DOC-105) was received from David Knabel stating that, due to changes in the interest rates, the City received quotes regarding the feasibility and cost effectiveness of analyzing and determining if the City should refinance existing outstanding bond issues. As a result of the analysis, Mr. Knabel recommended passing ordinances to refund the Bond Series 2002-A, 2002-B and 2003 and issue series 2012A, 2012B and 2012C related to the refunding. The refunding of these series would result in total savings of \$382,358 over the remaining life of the bonds, ranging from four to six years, or an average of \$76,472 per year. There would be no cost to the City as all fees would be satisfied from the proceeds. Mayor Harrison recognized that Kevin McKenna from Speer Financial, the City's bond issue consultant, was present.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini that an Ordinance (12-O-48) be passed authorizing and providing for the issuance of not to exceed \$2,225,000 General Obligation Refunding Bonds (Special Tax Allocation Fund Alternate Revenue Source), Series 2012A, of the City of Zion, Lake County, Illinois, for the purpose of refunding certain heretofore issued and now outstanding Series 2002-A Bonds of said City, prescribing all the details of said bonds, authorizing the execution of a bond order and an escrow agreement in connection therewith and providing for the imposition of taxes to pay the same. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor that an Ordinance (12-O-49) be passed authorizing and providing for the issuance of not to exceed \$2,160,000 General Obligation Refunding Bonds (Combined Zion Energy LLC Agreement Fees and Motor Fuel Tax Receipts Alternate Revenue Bonds), Series 2012B, of the City of Zion, Lake County, Illinois, for the purpose of refunding certain heretofore issued and now outstanding Series 2002-B Bonds of said City, prescribing all the details of said bonds, authorizing the execution of a bond order and an escrow agreement in connection therewith and providing for the imposition of taxes to pay the same. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini that an Ordinance (12-O-50) be passed authorizing and providing for the issuance of not to exceed \$1,500,000 General Obligation Refunding Bonds (Combined Zion Energy LLC Agreement Fees and Motor Fuel Tax Receipts Alternate Revenue Bonds), Series 2012C, of the City of Zion, Lake County, Illinois, for the purpose of refunding certain heretofore issued and now outstanding Series 2003 Bonds of said City, prescribing all the details of said bonds, authorizing the execution of a bond order and an escrow agreement in connection therewith and providing for the imposition of taxes to pay the same. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ORDINANCE/PART TIME POLICE OFFICERS

It was moved by Commissioner DeTienne, seconded by Commissioner Jim Taylor that an Ordinance (12-O-51) be passed amending Zion Municipal Code Chapter 50, Article II, "Auxiliary Police" renaming the article "Part-time Police Officers" and establishing sections regarding the employment, duties, hiring standards and discipline of part time police officers. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ORDINANCE/26th STREET AND ALLEY VACATION

A memo (12-DOC-106) was received from Ron Colangelo requesting that an ordinance be passed vacating a portion of 26th Street between Elisha and Emmaus Avenues and a small portion of the alley north of 26th Street on behalf of Cancer Treatment Centers of America. He stated that the intended use would be green space and a ground level walking connection from the proposed parking garage to the hospital. Mr.

Colangelo noted that the Council had previously approved the right-of-way vacation on October 2, 2012. The final dollar amount due the City for this vacation was \$24,517.50 which has been received.

It was moved by Commissioner Flammini, seconded by Commissioner Jim Taylor, that an Ordinance (12-O-52) be passed vacating a portion of 26th Street between Elisha and Emmaus Avenues and a small portion of the alley north of 26th Street on behalf of Cancer Treatment Centers of America. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

SPECIAL EVENT VENDOR PERMIT FEES/KRINGLE'S KINGDOM OF LAKE COUNTY

A memo (12-DOC-107) was received from David Knabel stating that Kringle's Kingdom of Lake County requested waiver of the City special event vendor permit fees for the vendors participating in their event. Due to the timing of the event, which is already in progress, and so as not to burden the vendors who have already paid a vendor fee to the event, he recommended that the City coordinate with the event to gather necessary information and fees. He stated that, in a compromise, so as not to burden the event and not pass the full burden on to the taxpayers, he recommended that the required permit fee be lowered to the one-time resident rate of \$25.00 per vendor. He noted that in subsequent years, the vendor permit fees would return to the amount required by ordinance.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Shantal Taylor to lower the City special event vendor permit fees to the resident rate of \$25.00 for the 2012 season for vendors participating in the Kringle's Kingdom event. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

INTERGOVERNMENTAL AGREEMENT/ZION FIRE PENSION FUND

A memo (12-DOC-108) was received from David Knabel stating that the intergovernmental agreement with the Fire Pension Board of Trustees regarding the fire pension fund was being presented which provides for installment payments for the 2010 fire pension tax levy including terms related to the earnings on the related taxes. He stated that payment of these installments is a budgeted item. Mr. Knabel stated that the Fire Pension Board of Trustees approved the agreement at a special meeting held earlier this date.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini to approve the intergovernmental agreement with the Fire Pension Board of Trustees regarding payments to the fire pension fund. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

ENTERTAINMENT TAX/DUNGEON OF DOOM HAUNTED HOUSE ATTRACTION

A memo (12-DOC-109) was received from David Knabel stating that the Dungeon of Doom owners were requesting a one-time reprisal of the 3% entertainment tax required by ordinance, in order to re-invest in their event for marketing and new attractions for the 2013 season. In the four years they have presented their event, they have drawn, on average, over 17,000 paying customers to the event annually. This attendance has generated over \$40,000 in entertainment tax revenue, permit fees and donations to the City. It has also generated as much as a 35% increase in sales at local businesses and restaurants during the event and over \$60,000 in wages for employees who live in Zion. Based on the event's proven history, and the past compliance with all necessary filings, fees, and permits, Mr. Knabel recommended not fully waiving the entertainment tax, but reducing it from 3% to 1.5% for this year only.

It was moved by Commissioner Jim Taylor, seconded by Commissioner Flammini, to reduce the 3% required entertainment tax payment for the Dungeon of Doom Haunted House Attraction to 1.5% for the 2012 season only. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, nay; Flammini, aye; Shantal Taylor, nay; and Mayor Harrison, aye. Motion carried.

DEPARTMENTAL COMMENTARY

Chief Lewis stated that the Fire/Rescue Department would be hosting a blood drive on December 17, 2012 from 3:00 to 8:00 p.m. at Fire Station No. 1 which will be conducted by LifeSource.

Commissioner Flammini stated that a county-wide technical rescue drill was held on November 29th and 30th at the Zion Solutions plant. He stated that this is valuable training and the drill went well.

ANNOUNCEMENTS

December 7	10:00 a.m.	1 st Lego League Robotics Competition at Central Middle School
December 15	9:00 a.m. to 12:00 noon	Electronic Recycling at the Public Works Facility, 3220 27 th St.
December 18	6:30 p.m. 7:00 p.m.	Zion Township Board Meeting Zion City Council Meeting

CLOSED SESSION

It was moved by Commissioner DeTienne, seconded by Commissioner Shantal that the Council recess to Closed Session at 7:25 p.m. to discuss litigation. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, aye; Shantal Taylor, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Shantal Taylor, seconded by Commissioner Jim Taylor to reconvene the Regular Council meeting at 7:50 p.m. with all members present. The vote on roll call was: Commissioners Jim Taylor, aye; DeTienne, aye; Flammini, 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 Jim Taylor, seconded by Commissioner Shantal Taylor and unanimously approved the meeting be adjourned at 7:50 p.m. Motion carried.

City Clerk