

Council Minutes

October 1, 2002

MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL
HELD ON TUESDAY, OCTOBER 1, 2002, AT 7:00 P.M. IN THE CITY
COUNCIL CHAMBERS, CITY HALL, ZION, ILLINOIS

Little Miss Zion September Henry called the meeting to order.

Junior Miss Zion Ashley Mayer called for the roll, and the following answered present: Commissioners DeTienne, Taylor, Bennett, Rogers and Mayor Harrison.

Miss Zion Autumn Nesbitt led in the Pledge of Allegiance to the Flag.

Mayor Harrison thanked and congratulated the young ladies and pageant director, Carla Villalobos.

AGENDA CHANGES

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

- Moving partial discussion of personnel in Closed Session from item 11 to item 5.a. with Closed Session, item 11, still to be held.
- Moving discussion regarding Eliason Avenue from item 9.i. to item 12.a.
- Deleting to consider Commonwealth Edison Tree Agreement, item 9.k.

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

PRESENTATIONS BY SENATOR ADELINE GEO-KARIS

Senator Adeline J. Geo-Karis made the following presentations:

- A Senate recognition was presented to Carla Villalobos - the current Chamber of Commerce Volunteer of the Year
- A Proclamation from the Illinois Governor was presented to Frank Flammini - Christmas in April Program.

Senator Geo-Karis stated this is the first proclamation acknowledging the Christmas in April Program.

CLOSED SESSION

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne that the Council recess to Closed Session at 7:15 p.m. to discuss personnel. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to reconvene the Regular Council meeting at 7:45 p.m. with all members present. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

CONSENT AGENDA

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

(a) **MINUTES** of a Workshop/Special Meeting held on September 16, 2002 at 4:10 P.M. and a Regular Meeting and Closed Session held on September 17, 2002 at 7:43 P.M., with all members having previously received copies.

(b) **DEPARTMENTAL REPORTS:** City Clerk's Monthly Report, September, 2002 10/1/02

(c) **BILLS:** Vouchers 80993 through 81108 drawn on the National City Bank, \$678,644.77; Add back voided checks, \$4,500.00; Total: \$683,144.77

(d) **PAYMENTS:** Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C., legal services, \$1,662.50, \$612.50, \$280.00, \$472.50, \$35.00, \$271.26, \$67.50, \$617.50, \$472.50, \$67.50, \$105.00, \$540.00, \$303.75, \$540.00, \$742.50, \$195.00, \$175.00, \$175.00, \$3,802.50; Total: \$11,137.51; Zion Chamber of Commerce, hotel/motel tax collected, \$6,898.88; Griffith Murphy Consulting, South Sheridan Road TIF District review, \$660.00; Deigan & Associates, LLC, environmental consulting services, \$388.00 & \$1,732.00; Total: \$2,120.00

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

CITIZEN COMMENTS

Bob Burt announced the 3rd Annual Republican fundraiser honoring Senator Geo-Karis will be held on October 12, 2002 at Northpoint Marina from 4:00-7:00pm.

Jim Howard questioned the status of cell B of the North Shore Sanitary District facility. Mayor Harrison stated since the minergy issue is on hold, North Shore Sanitary District is anticipating having to continue on

landfilling. Attorney Rolek stated the EPA sets the standards to be followed, as this facility doesn't need siting to extend a landfill on their own property. Mr. Howard also questioned the status of the Economic Development Director position. Mayor Harrison stated Commissioner Rogers has been diligently pursuing such issues without any pay for the betterment of the community.

VARIANCE/2013 HORIZON COURT

It was moved by Commissioner Taylor, seconded by Commissioner Bennett that an Ordinance (02-0-55) be passed granting a variance for 2013 Horizon Court regarding the building's exterior appearance. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

FAÇADE GRANT PROGRAM AMENDMENTS

A memo (02-DOC-126) was received from Commissioner Rogers regarding proposed amendments to the Façade Grant Program. Areas that need clarification or adjustment for the Central Business District include:

- Buildings with sides visible to a second street or alley would be considered for additional grant funding
- Each project would be eligible for a maximum grant of up to \$100,000

Areas that need clarification or adjustment outside of the Central Business District include:

- Each project would be eligible for a maximum grant of up to \$50,000

Commissioner Rogers also proposed that the city reimburse the applicant up to \$500 for architectural fees incurred. Commissioner Bennett stated he would want language incorporated to include a final date on the program, as well as the requirements pertaining to fire and building codes. Commissioner Rogers stated the Downtown Organization Committee is scheduled to meet on October 16. Commissioner Rogers requested presenting the amendments to the Committee, in order to draft a formal amendment.

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne to approve referring the proposed Façade Grant Program amendments, as presented, to the Organization Committee. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

OFF-SITE AUTOMOBILE SALES

A memo (02-DOC-127) was received from Commissioner Rogers, requesting to prohibit off-site automobile sales. The Comprehensive Plan restricts the sale of new and used autos from the Sheridan Road business corridor with the exception of those already in place. Commissioner Rogers recommended including the prohibition of temporary or event related off-site auto sales other than at locations at which a dealership is State licensed and zoned by the City. Commissioner Rogers stated the business should be encouraged to make a financial commitment to this community regarding retail and real estate tax revenue. John Jones stated a dealership has requested holding an auto sale in the downtown area, and Mr. Jones informed the business this is not allowed on Sheridan Road. Attorney Rolek stated he could draft an ordinance for this purpose. The Council agreed for Attorney Rolek to draft an ordinance for the next Council meeting. No action was taken on this item.

ITINERANT MERCHANTS & TENT SALES

Attorney Rolek recommended amending the definition of an itinerant merchant. This amendment would include anyone who sells and delivers goods and also hires, leases, uses or occupies any place within the city for the exhibition and sale of such goods. This merchant would have to obtain a permit from the City. This amendment would also include a definition and procedure for tent sales.

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne that an Ordinance (02-0-56) be passed amending the Municipal Code of the City of Zion, as amended, Chapter 14, regarding solicitors, canvassers, peddlers, itinerant merchants and transient vendors. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried. Ordinance passed.

ACCIDENT INVESTIGATION SITE AND STORAGE/POLICE DEPT.

Commissioner Rogers stated the Police Department needs a facility to meet the requirements pertaining to accident investigations and storage. The Police Department is checking into offsite secure locations. Chief Malcolm stated the need is for a secure three-car garage with a fence around it. This facility would secure City owned vehicles, vehicles involved in accidents, or vehicles involving a crime. Commissioner Rogers stated 29th Street and Damascus Avenue near the dog pound could be a potential site, or the city could look into purchasing a privately owned parcel, which is in disrepair. Commissioner Rogers requested pursuing possible alternatives and cost estimates.

It was moved by Commissioner DeTienne, seconded by Commissioner Rogers to approve pursuing possible alternatives and cost estimates for an accident investigation site and storage for the Police Department. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

TAB OF BIDS/EVIDENCE DRYING CABINET/POLICE DEPT.

A Tabulation of Bids (02-DOC-128) was received from Chief Malcolm, regarding the purchase of an evidence drying cabinet for the Police Department. Chief Malcolm recommended awarding the contract to the lowest responsible and responsive bidder, Evident, Inc., in the amount of \$7,895.00.

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett to award the contract for the purchase of an evidence drying cabinet for the Police Department to Evident, Inc. in the amount of \$7,895.00. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

EXERCISE EQUIPMENT/POLICE DEPT.

A memo (02-DOC-129) was received from Chief Malcolm requesting permission to advertise for bids for the purchase of exercise equipment for the Police Department. Chief Malcolm stated funds for this purchase would come from Midwestern Regional Medical Center, with the balance from the Drug Enforcement Fund. The total cost of the equipment is estimated to be \$5,000.

It was moved by Commissioner DeTienne, seconded by Commissioner Taylor to grant permission to advertise for bids for the purchase of exercise equipment for the Police Department. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

TACTICAL BODY ARMOR/POLICE DEPT.

A memo (02-DOC-130) was received from Chief Malcolm, requesting permission to purchase tactical body armor for the Zion Police Department SWAT team. The current body armor is approximately 12 years old and in need of replacement. The State of Illinois bid price for ten (10) vests through Uniform Den would be \$13,650. The purchase would be taken from the Drug Enforcement Fund, with the possibility of up to 50% reimbursement from the U.S. Justice Bulletproof Vest Partnership.

It was moved by Commissioner DeTienne, seconded by Commissioner Taylor to grant permission to purchase ten (10) tactical body armor vests through a State of Illinois bid from Uniform Den for a total cost of \$13,650, with the purchase to be funded from the Drug Enforcement Capital Outlay Fund. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

LOT RESUBDIVISION/3150 27TH STREET

A memo (02-DOC-131) was received from John Jones, recommending the resubdivision of an existing lot at 3150 27th Street into two equal lots of approximately 73 feet by 300 feet. This request meets the R-13 residential zoning district.

It was moved by Commissioner Bennett, seconded by Commissioner Rogers to approve the resubdivision of 3150 27th Street into two lots, as requested. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

SURPLUS STREET LIGHT POLES

A memo (02-DOC-132) was received from Brian Usher, requesting permission to advertise for bids for the sale of twenty-four (24) surplus street light poles. As part of the Sheridan Road construction, these lights were removed and replaced with decorative poles. Mayor Harrison stated businesses have expressed an interest in purchasing individual poles. Mr. Usher stated the sale and distribution of individual poles could present problems.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to grant permission to advertise for bids for the sale of twenty-four (24) street light poles, which have been declared as surplus City property. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

PUBLIC AFFAIRS

Mayor Harrison stated there are several personnel housekeeping items needed within Public Affairs.

It was moved by Commissioner Rogers, seconded by Commissioner Taylor to change the Director of Economic Development from under the jurisdiction of the Commissioner of Building and Public Property to the Mayor and Commissioner of Public Affairs, and for the Personnel Authorization to be amended accordingly. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne to change one Code Enforcement Officer, Jim Kelley, and one Code Enforcement Assistant, Debbie Scanlon, from under the direction of the Building and Zoning Department and the Commissioner of Building and Public Property to the direction of the Economic Development Director and the jurisdiction of the Mayor and Commissioner of Public Affairs, and for the Personnel Authorization to be amended accordingly. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Rogers, seconded by Commissioner Taylor to change the position of Insurance Coordinator, Pay Grade 9, to Public Affairs Administrative Assistant, Pay Grade 10, and for the Personnel Authorization to be amended accordingly. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner Rogers, seconded by Commissioner Taylor to approve a salary increase for Faye Lindley, Public Affairs Administrative Assistant, from Pay Grade 9-6 to Pay Grade 10-6 effective August 12, 2002. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Rogers, aye; and Mayor Harrison, aye. Motion carried.

MAYORAL APPOINTMENTS

Commissioner Rogers graciously thanked her fellow Council members, noting that her time serving on the Council has been the proudest and most challenging of her life. Commissioner Rogers stated she firmly believes in the vision shared for the City of Zion. Commissioner Rogers submitted her letter of resignation to the Zion City Council and Township Board of Trustees.

It was moved by Commissioner Bennett, seconded by Commissioner Taylor to regretfully accept the letter of resignation from Delaine Rogers, declaring a vacancy on the Council and Town Board. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

Mayor Harrison recommended the appointment of Delaine Rogers as Director of Economic Development.

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett to appoint Delaine Rogers as Director of Economic Development, setting the annual salary at \$77,500. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

Mayor Harrison recommended the appointment of Juanita Winfrey to fill the vacancy created by the resignation of Delaine Rogers.

It was moved by Commissioner Taylor, seconded by Commissioner DeTienne to appoint Juanita Winfrey to fill the remaining elected term of office until April 2003 for City of Zion Commissioner, responsible for the area of Building and Public Property. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; and Mayor Harrison, aye. Motion carried.

Senator Adeline Geo-Karis administered the oath of office to Juanita Winfrey.

ANNOUNCEMENTS

October 4	Gypsy Days Celebration
October 15	Township Board Meeting
October 15	City Council Meeting
October 25	Festival of Lights Annual Spaghetti Dinner
October 27	Mayor's Halloween Safe Walk
October 27	Trick or Treat in Zion from 2:00 PM to 5:00 PM

CLOSED SESSION

It was moved by Commissioner DeTienne, seconded by Commissioner Bennett that the Council recess to Closed Session at 8:51 p.m. to discuss personnel, collective bargaining, risk management, probable litigation and purchase of real estate. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Winfrey, aye; and Mayor Harrison, aye. Motion carried.

It was moved by Commissioner DeTienne, seconded by Commissioner Winfrey to reconvene the Regular Council meeting at 10:40 p.m. with all members present. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Winfrey, aye; and Mayor Harrison, aye. Motion carried.

NORTH SHORE SANITARY DISTRICT/REAL ESTATE CONTRACT

Mayor Harrison stated the North Shore Sanitary District board has presented an amendment to the Real Estate Contract, including an extension from one year to seven years and eliminating a clause for detachment.

It was moved by Commissioner Taylor, seconded by Commissioner Bennett to approve the Real Estate Contract Amendment with North Shore Sanitary District, subject to the City Attorney's review of Section 4, pertaining to Access Easement. The vote on roll call was: Commissioners DeTienne, aye; Taylor, aye; Bennett, aye; Winfrey, abstain; 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 Taylor, seconded by Commissioner Bennett and unanimously approved the meeting be adjourned at 10:43 p.m. Motion carried.

