Posted 5/5/17 5:00pm

CITY OF BRAIDWOOD AGENDA
Regular Meeting, Tuesday May 9, 2017 @ 7:00pm

Call to Order
Pledge of Allegiance
Roll Call
Public Comment

APPROVAL OF MINUTES – April 25, 2017 Regular Meeting

REPORTS BY CITY OFFICIALS
Mayor-

Administrator-

Clerk- Tag Day Request #2 for RCHS Cheer Hawaii, May 20th & May 27th, 9am-3pm

Engineer-

City Attorney-

REPORTS BY CITY COMMISSIONERS
Accounts and Finances -Payment of Bills
-Payroll Expenses
-Approval of Ordinance 17-5, Fiscal Year 2017/2018 Budget Appropriation

Streets & Public Improvements-

Public Property- Approval of Ordinance 17-6, Establishing a Transfer & Conveyance of Real Property Tax

Public Health & Safety-

Planning & Zoning-

Executive Session- Discuss personnel, pending and/or imminent litigation, collective bargaining/labor relations or land acquisition
-Actions to be taken following Executive Session:

Old Business

New Business

Adjournment

CITY OF BRAIDWOOD
City Council Regular Meeting Minutes
Tuesday, May 9, 2017

Call to Order
Mayor Vehrs called the city council meeting to order at 7:00pm.

Pledge of Allegiance
Mayor Vehrs asked everyone to please stand for the Pledge of Allegiance.

Roll Call
Elected Officials present: Commissioner Hibler, Commissioner Hutton, Commissioner Smith, Commissioner Tessler and Mayor Vehrs were present.
Appointed officials present: City Attorney Campbell, City Clerk Sue Grygiel, Chief Nick Ficarello and City Administrator Labriola were present. City Engineer was absent.

Public Comment
Chris Earling, 204 N. 1st Street. He said he spoke with the Mayor on the phone and told him that they would be moving into 204 N. 1st St. He said he shouldn't have to come to the city and explain the financials, why they want to move into the house. Chris said that he and his son bought this house and shouldn't have to explain any deals that he and his son have or why I want to move into this home. He said if he's not doing any non-permitted work in the house he wants to know why the city is sending their bulldogs-code enforcement company and your city clerks trying to bully their way into his home. He blamed the city clerk for playing with his water. He said the city is refusing to turn his water on, you think it's a game, think it's funny. He said if the city wants to play games he'll play games, he likes games. He said if the city doesn't want to give him the permit to fix his house that's fine. He'll replace 2 shingles at a time each day and one way the roof will get repaired. He said he will start filing lawsuits one after another and another. Atty. Campbell spoke at this time and said the city is required to do inspections on property where work is done. Chris said there isn't any work being done and hasn't been. The attorney said he filed an application for a building permit and Chris said that is exactly right. Attorney said in that application you listed 10 different things you were going to do on the property. He said no he listed things that he'd like to do and there are some in parenthesis that if budget allows he would like to do. Attorney told Chris that he also said he was the contractor at this location. Chris said yes he did because he's the homeowner of the house. The attorney said if you're the contractor then there are certain perameters, requirements. And as the homeowner you're correct you have the right to work on your house but doesn't mean you are above inspections and the work has to be inspected. He argued that the Police Chief has more of a right to come into his house than the Code Enforcer. Atty. Campbell reiterated that if there is work done in the house than it has to be inspected. Chris said there has been no permitted work done on the house. The attorney said if you do certain types of work in your home yes you do have to have an inspection. Chris at this point told the attorney that he'll see him in court then. The attorney said the city saw locates there so obviously you were doing something on your property.
Bill Bose, 127 N. Center St. Bill had the code enforcement truck pull up to his property the same day as Turn About Day at city hall, while he was cutting grass. He questioned Bill what was on his drive under the plastic tarp. Bill told him it was a bench press, actually it's a weight bench, but in his mind said bench press in error. Bill asked why he wanted to know and code enforcer said yard/property cleanliness. Bill asked time frame and he said Saturday. He took the plastic off and got rid of other things under it, leaving only the weight bench which is in good condition. He didn't think he'd be fined but was for having junk metal which he didn't have because he cleaned it

up. If it's a new issue with junk metal in the yard there should have been a new warning and new date to be cleaned up by. Bill said it is nowhere near a concern by anybody especially his neighbors only the code enforcer. The Mayor said he went by there after he cleaned up and talked with your neighbors and all said looked nice, but forgot to relay this to the Chief and we'll take care of it. Comm. Tessler said he would talk with him after the meeting.
Carolyn Myers, 326 S. Division. Addressed a complaint she's had with Joneseez and his loud music with specific bands, pounding for a year and a half. She said her windows are closed and can hear the music in her home, can't go to sleep, getting headaches from. She said everyone says I'll go over and talk to him, but talking to him doesn't work, he doesn't care. The last time he had a band was April 27,28, 29? She wasn't sure of exact date but it was a Friday and Saturday. Friday night she called the police, subsequently making three calls, all asking him to turn down the music. The third call, officer came out and said he wasn't trained on the meter. Saturday night when she called, the officer asked him to turn down. The second call Saturday she told dispatch that an officer needs to come over on her deck and hear what she hears from her property. Officer Bengston came with a decibel meter and the meter read like 51, but wasn't sure what the Ordinance read but thought it was 65. Mayor asked Tony Altiery who was in audience at this meeting who lives closer to Joneseez if had the same issue as Carolyn? Tony said he did not. Tony said he was at Joneseez when the officer came in and told them to turn it down and it wasn't a loud band. All the windows were open that night and Bobby told everyone to close all the windows up tight. Carolyn said it was louder Friday night and Tony said again he was there when the police came and it wasn't that loud. The Chief spoke and said we have a Decibel Meter Reader Ordinance that measures sound. Comm. Tessler mentioned that he knew our Ordinance is above 51 that she said it read. They cannot write a ticket if he's not in violation of the Decibel Ordinance.
Closed at 7:21pm.

Approval of Minutes
Comm. Hutton made a motion, seconded by Comm. Smith to approve the Regular Meeting Minutes of April 25, 2017. Mayor asked for further discussion. Motion approved 5 ayes, 0 nays, (Hutton, Smith, Hibler, Tessler & Mayor Vehrs).

REPORTS BY CITY OFFICIALS
Mayor
The Mayor apologized for Public Comment taking so long, we do have a three minute time frame but he likes to allow the people to talk and get their point across. The Mayor advised today was a busy day, being the first of the month for a lot of meetings like MAPP, Healthy Coalition, TRIAD and attended most of them as he could. The Mayor was talking with Lockport Police and they would like to do what Braidwood is doing for the safety of the residents and also adopt some of our programs. The Mayor is very proud of the Coalition and after the meeting this morning education is very important in the grade school. We are trying to educate our young children right from wrong in different areas. The Mayor said he's learning more about mental health situations and said it's very disturbing. The Mayor said they're on top of this and are going to continue to learn and go to these meetings and get more information. Mayor talked about the Red Carpet Corridor this past weekend, everyone enjoyed themselves and had a good time listening to the music for the two days. The Mayor talked about the Secretary of State Mobile Unit that was here today for the first time. At noon there had been 23 residents that stopped in to use this service and by 2:00 there were about 40. They said this was the most that they've had with the Mobile Unit so we're going to try this every few months.

Administrator
Don advised that they've been anxiously attending all the meetings for the new Laraway 911 Center between himself, the Chief, Comm. Tessler. They have attended four meetings in the last month for a Labor Committee, Chief's Committee and the Executive Committee. The Center is moving ahead of schedule and possibly sometime this year taking our first 911 calls in the

Laraway Center. Advised the Mayor they're still working on the hotel project, continuing to have meetings and that's moving forward. Earlier this week he and the Chief met with the Architect for the Police Dept. interview room expansion and should be going out for bid in the next 30 days.

City Clerk

The clerk had on the Agenda a second request from the Reed Custer High School Cheerleaders for Cheer Hawaii Tag Day on May 28th, 9-3pm. The clerk then asked for a motion from the council. Comm. Hutton made a motion to approve the Cheer Hawaii Tag Day on May 28th, seconded by Comm. Hibler. Motion approved 5 ayes, 0 nays (Hutton, Hibler, Smith, Tessler and Mayor Vehrs).

Engineer

Absent.

City Attorney

Atty. Campbell didn't have any action items under him tonight. He wanted to touch briefly on two of the Ordinances that we have on Agenda tonight. First under Accounts & Finance is the Budget Ordinance 17-5. Earlier at 6:00pm we had our first Budget Hearing here, a thought to be more transparent, a little more open so it was decided to have two Hearings. So here tonight was the first one and the second is scheduled for May 19th at 2:00pm in city hall. We are not going to consider the Budget Ordinance tonight but table it for the next council meeting after the second Budget Hearing.

Next is Ordinance 17-6, Transfer Tax Stamp on the Exchange of Property located within the city. The attorney gave all the council members a new version. The previous version of this ordinance had a tax of $3.00 per $1,000 of value. Comm. Hutton asked to change this $3.00 per $1,000 to $50.00 per transaction. This ordinance would ensure that prior to the issuance of a Transfer Stamp all city services are paid for on that property, eliminating the new owner of the home being stuck with the outstanding bill that stays with the property per ordinance.

REPORTS BY CITY COMMISSIONERS

Accounts & Finances

Comm. Hibler made a motion to pay the total bills due on our Check Register in the amount of $102,332.15 seconded by Comm. Smith. Motion approved with 5 ayes, 0 nays (Hibler, Smith, Hutton, Tessler & Mayor Vehrs).

Comm. Hibler made a motion to pay the Payroll Expenses due in the amount of $100,677.92 seconded by Comm. Smith. Motion approved 5 ayes, 0 nays (Hibler, Smith, Hutton, Tessler & Mayor Vehrs).

Comm. Hibler made a motion to table Budget Appropriation Ordinance 17-5 until the next council meeting on May 23rd, seconded by Comm. Smith. Motion approved with 5 ayes, 0 nays (Hibler, Smith, Hutton, Tessler & Mayor Vehrs).

Streets & Public Improvements

Comm. Smith said we have plenty of water from all the rain. It's unfortunate that people who have water standing in their backyard and we can't help them. If the water was in the front or could get to the front we would definitely take care of it for them. It's hard for some people to understand that we can't go on private property using others tax money.

Public Property

Comm. Hutton addressed is Agenda item Ordinance 17-6, Establishing a Transfer & Conveyance of Real Property Tax. This is the adoption of a Transfer Stamp that we've been talking about for a long time. This is a stamp that the county clerk will receive when all utilities to the city are paid, therefore the new owner doesn't get stuck with the previous owners outstanding bills.

Comm. Hutton made a motion to adopt Ordinance 17-6, establishing a Transfer Stamp, seconded by Comm. Tessler. Mayor asked for any further discussion. Motion approved 5 ayes, 0 nays (Hutton, Tessler, Hibler, Smith & Mayor Vehrs).
Comm. Hutton then gave the Outside Crew Report. They had to Vac Con the sewer on Rte. 53 by McDonald's. Gave the Plant Crew Report. They had a water repair and have been flushing hydrants in town and should be done tomorrow.

Public Health & Safety
Comm. Tessler then gave the numbers provided by the Chief from 4/25-5/8/17, with total calls for service 274. Comm. Tessler thanked the Mayor, Don, Chief for filling in for him with his being very busy with work. They have filled in for him during meetings while he's at work. Don attends countless meetings and doesn't ask questions he just does it and thanked him very much for doing that. Also thanked the Chief for the things he does every day, he appreciates that. Eric thanked the Mayor for having such a focus on the public health & safety of our town and all the meetings he attends. With the commissioner working daily these people have a burden on them in his absence and thanked everyone including his fellow commissioners as well. Eric stressed we are a team and we don't always agree but that's a good thing, keeps us in balance and honest, said thank you once again.

Planning & Zoning Board Report
Atty. Campbell wanted to address one thing. At the last Planning & Zoning meeting there was a recommendation in relation to a fence Variance that was filed. The attorney for the applicants couldn't be here tonight so we are going to continue the recommendations to the next council meeting.

Closed Session
No request made for Closed Session.

Old Business
Comm. Tessler advised the council that the Engineer had good news about permit that's been allotted to us for Erie St. The commissioner questioned what the next step would be, are we putting it out for bid, is the city going to do the work themselves? Seeing we have the permit for Erie St. what is the next direction? The Mayor said looking at the prints, our men do good work but these are 7ft. manholes that weigh 22,000 pounds and the city doesn't have the resources nor equipment to do it. Engineer Gereaux is putting a bid packet together to go out for bid with an Engineers Estimate and will be getting back to us before it goes out for bid.

New Business
Nothing to Report.

Adjournment
Comm. Tessler made motion to adjourn the Regular Meeting at 7:38pm, seconded by Comm. Hutton. Motion approved with 5 ayes, 0 nays (Tessler, Hutton, Hibler, Smith & Mayor Vehrs). Meeting adjourned.

Approved this 23 day of May 2017

James Vehrs Mayor

Sue Gregoire City Clerk

AYES: 5
NAYS: 0
ABSENT: 0
ABSTAIN: 0