

CITY OF BRAIDWOOD

Minutes

City Council Regular Meeting

Tuesday, June 14, 2011

City Council Chambers

Call to Order

Mayor Pro Tem-Commissioner Bill Rulien called the meeting to order at 7:00 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited by everyone present at the meeting.

Roll Call

Elected officials present: Mayor Pro Tem Bill Rulien; Commissioners Jim Hutton, Daniel Graf, and Eric Tessler

Appointed officials present: City Attorney Scott Pyles, City Engineer Brian Hertz, Chief of Police-City Administrator Rich Girot and City Clerk Pat McGuire

Public Comment

Jim Canup, 460 Sullivan, thanked all Memorial Day event helpers, speakers, and attendees. He noted Summerfest is July 14-17, 2011 and parade entry forms are available.

Tony Altiery, 494 Kennedy Rd., asked why he is required to get a \$50 permit to replace his home's windows when he's doing the work himself. Mayor Pro Tem Rulien said the council will look into this.

Dan Feeley, 2 Dinosaur Rd., a Shadow Lakes II Association director, gave the council maps showing Novy Rd. usage and emphasized the need for Novy Rd. resurfacing. Cmmr. Graf said the city is seeking a grant for this work. Mayor Pro Tem Rulien said Novy Rd. is the city's number two resurfacing priority.

Chuck Van Patter, 242 Fossil Cove Ln., a Shadow Lakes II Association director, thanked the council and the police department for increasing Shadow Lakes safety and security. He announced a Shadow Lakes open house Sun., June 19, 1:00-4:00 p.m. at the amenities center.

Kathy Sliva, 431 W. Cermak, complained of rainwater flowing from Walker Rd. homes into her yard, pooling there, and consequent mosquito infestation. She gave photos to the council. Her own drainage remedy has not worked. She wants the city to fix the problem. Cmmr. Hutton mentioned her need to complete an easement document. City Attorney Pyles said he would confer with John Urban, her lawyer.

Brady Folino owns a lot at 165 W. Cermak and wishes to build on it. She complained that city personnel have not told her where the line is for the tap-on. Cmmr. Hutton said he and Aubrey Glisson will camera the line. Mayor Pro Tem Rulien expects the problem to be resolved within a few days.

Approval of Minutes

Mayor Pro Tem Rulien asked for a motion to approve the Minutes of the May 24, 2011 Regular Meeting. Motion made by Cmmr. Tessler, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve the Minutes of the May 31, 2011 Special Meeting. Motion made by Cmmr. Graf, seconded by Cmmr. Hutton. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Reports by City Officials

Mayor Pro Tem Rulien said Mayor Pressley is hospitalized and encouraged prayers for the mayor.

City Administrator Girot gave council members a copy of the NIMEC report. Mayor Pro Tem Rulien said renewal of the street-lighting contract with NIMEC saved the city money. Contracting with NIMEC for power for the well pumps could save the city even more money. City Administrator Girot noted NIMEC is capable of supplying electricity to residences, as well, and the council could seek a referendum on this.

City Administrator Girot is awaiting the Holiday Inn study. Also, an annexation north of the city is possible. Mayor Pro Tem Rulien said he is talking to Taco Bell about a possible Braidwood location.

City Clerk Pat McGuire conveyed Will County Clerk Nancy Schultz Voots' request for Braidwood City Hall to be an in-person absentee/early voting site for the 2012 primary and general elections. The council directed McGuire to work this out with Voots.

The resolution appointing an authorized agent for the Illinois Municipal Retirement Fund (IMRF) was tabled to the next meeting for lack of a resolution number.

City Engineer Brain Hertz said all paperwork regarding the addition of Will Road was completed.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-16 regarding the addition of Will Road to the municipal street system of the City of Braidwood. Motion made by Cmmr. Hutton, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

City Attorney Scott Pyles said an existing ordinance makes action to designate a Freedom of Information (FOIA) officer unnecessary.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-17 to revise article concerning required land dedications. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-18 establishing chronic property nuisances. Motion made by Cmmr. Hutton, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-19 authorizing the mayor and the city clerk to execute an annexation agreement with the Klover/Saltzman property. Motion made by Cmmr. Tessler, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-20 annexing the Klover/Saltzman property. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-21 authorizing the mayor and the city clerk to execute an annexation agreement with the Saltzman property. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-22 annexing the Saltzman property. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-23 authorizing the mayor and the city clerk to execute an annexation agreement with the Klover property. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-24 annexing the Klover property. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-25 authorizing the mayor and the city clerk to execute an annexation agreement with Goodwin Investments, LLC. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-26 annexing the Goodwin Investments, LLC property. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-27 adopting prevailing wage rates to be paid to laborers, mechanics and other workers performing construction of public works in the City of Braidwood, Will County, Illinois. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 3 ayes (Hutton, Graf, Tessler), 1 nay (Rulien).

Mayor Pro Tem Rulien asked for a motion to approve Ordinance 11-28 to revise tap-on fees. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Reports by City Commissioners

Mayor Pro Tem-Finance Cmmr. Rulien called attention to the biggest expenditures on the bills due list.

Mayor Pro Tem Rulien asked for a motion to approve the payment of bills. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to approve the payment of payroll. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Streets and Public Improvements Cmmr. Daniel Graf said the Division St. resurfacing is progressing, many culverts have been fixed, and thanks are due Cmmr. Tessler for picking a diligent compliance officer.

Public Buildings and Property Cmmr. Hutton read the Weekly Work Report and Plant Crew Report, said the new wastewater treatment plant is "moving along quite well," reported Com Ed soon will turn on the depot lights, said he called IDOT about the Rt. 129 ditch and about Rt. 53 lights, and announced Matt Grivetti will be appointed Chief Water Operator at the next council meeting.

Public Health and Safety Cmmr. Tessler explained the following motions:

Mayor Pro Tem Rulien asked for a motion to accept the resignation of Brandon Myers. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to appoint Jerry Tessler to the Police Pension Board. Motion made by Cmmr. Graf, seconded by Cmmr. Hutton. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to appoint Pete Backulich as code enforcement officer. Motion made by Cmmr. Graf, seconded by Cmmr. Tessler. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to give permission to Pam Hysel to conduct a tag day to benefit the American Cancer Society Relay for Life on Sat., July 16, 2011 at Routes 113 and 53 and Routes 113 and 129 with the requirements that all tag day workers be at least 18 years of age and

wear bright colors for safety. Motion made by Cmmr. Tessler, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to give permission to Shirley Williams to conduct a tag day to benefit the American Cancer Society on Sat., June 25, 2011 at Routes 113 and 53 and Routes 113 and 129 with the requirements that all tag day workers be at least 18 years of age and wear bright colors for safety. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Mayor Pro Tem Rulien asked for a motion to give permission to Scott Howard to conduct the Braidwood Lions Club Candy Day on Fri., Oct. 14 and Sat., Oct. 15 at Routes 113 and 53 and Routes 113 and 129 with the requirements that all Candy Day workers be at least 18 years of age and wear bright colors for safety. Motion made by Cmmr. Tessler, seconded by Cmmr. Graf. Adopted: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Planning & Zoning

Chairperson Michelle Serena said the board at its June 6 meeting (a) held a public hearing on AMM and will issue a recommendation to the council for the June 28 council meeting; (b) granted a continuance to Linares. Also, two committees of the board now are meeting regularly. The board's next meeting is July 5 and will include a hearing on the Waldick apartment proposal.

New Business

Cmmr. Tessler said Bernard Hastings asked that benches be put on Main Street.

Cmmr. Rulien said he met with Will County Center for Economic Development (CED) leaders, received "an industrial lead," and negotiated a discounted CED membership of \$3,000 for two years for the City of Braidwood. A vote on joining the CED was tabled until the June 28, 2011 council meetings

Mayor Pro Tem Rulien asked for a motion to go into executive session for the purpose of discussing personnel, pending and/or imminent litigation, collective bargaining/labor relations, and land acquisition. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Approved: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Executive session began at 8:20 p.m. and ended at 8:50 p.m.

The Waldick apartment proposal was discussed in reconvened open session.

Mayor Pro Tem Rulien asked for a motion to adjourn the regular meeting. Motion made by Cmmr. Graf, seconded by Cmmr. Hutton. Approved: 4 ayes (Rulien, Hutton, Graf, Tessler), 0 nays.

Regular meeting adjourned at 9:40 p.m.

Approved this 28th day of June 2011

Will Bell Mayor

Patrick McGinnis City Clerk