CITY OF BRAIDWOOD

Minutes

City Council Regular Meeting

Tuesday, August 9, 2011

City Council Chambers

Call to Order

Mayor Bill Rulien called the meeting to order at 7:01 p.m.

Pledge of Allegiance

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

Roll Call

Elected officials present: Mayor Rulien, Commissioner of Public Property Jim Hutton, Commissioner of Streets and Public Improvements Danny Graf, Commissioner of Public Health and Safety Eric Tessler, and Commissioner of Accounts and Finances Elena Hibler.

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

Public Comment

Jim Canup, 460 Sullivan, (a) announced that the American Legion will donate money to place a bench at the Veterans' Memorial; (b) said he favors keeping the chain-link fence at the Mitchell Street Pond for safety and suggests a sign requiring adult supervision of children under the age of 16 be posted there.

Dee deGroh, 116 N. Lincoln, (a) thanked the city for informing residents of the boil order; (b) said she finds the chain-link fence at the Mitchell Street Pond awful but the split-rail fence beautiful.

John Capaul, 898 Western, said the Aug. 3 boil-order alert show the city lacks a comprehensive notification system, which causes him to fear the outcome of an accident at Exelon's Braidwood nuclear plant.

Michelle Serena, 141 E. Third, announced that the tree lighting ceremony sponsored by the Braidwood Chamber of Commerce in cooperation with the Fossil Ridge Public Library District will take place at City Hall on Sunday, December 3, 2011.

Angie Hutton, 285 Mitchell, (a) said the property at 151 N. Front St. proposed as a City Welcome Center is a great place to put a business and invited the council to seek input from the Chamber of Commerce; (b) asked if the city's insurer has an opinion about the chain-link fence at the Mitchell Street Pond; (c) asked the council to consider having some agenda items announced at one council meeting but not voted on until the subsequent council meeting.

State Representative Pam Roth, 3605 N. State Rt. 47 Suite F, P.O. Box 808, Morris, IL 60450, said she was appointed in January 2011 to represent the 75th District in the Illinois General Assembly, and "I'm here for you."

Delmer Hakey, 344 Oak, said he found a wallet on the street containing no money, yet when he flagged down a passing squad car and gave the wallet to the police office, the officer accused him of removing money from the wallet. Mayor Rulien asked Mr. Hakey to give him the name of the officer so Chief Girot could look into the matter.

Lisa Glisson, City of Braidwood Water Clerk, at Cmmr. Hutton's request read her account of actions taken by the city to notify residents of the boil order. She added that the federal Nuclear Regulatory Commission is in charge of notification in the event of an accident at Exelon's Braidwood station.

Linda Thomas, 195 N. Front St., said she did not receive notification of the boil order.

Rob Grivetti, City of Braidwood Head Operator for Water Operations, said the Illinois EPA told him the city's boil-order notification actions exceeded that agency's requirements.

John Capaul said the city's website never told of the boil order and that gas stations were not notified of the boil order. Mayor Rulien explained where the boil order was posted on the city's website and how local businesses were notified.

Approval of Minutes

Mayor Rulien asked for a motion to approve the minutes of the July 26, 2011 Public Hearing. Motion made by Cmmr. Tessler, seconded by Cmmr. Hibler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to approve the minutes of the July 26, 2011 Regular Meeting. Motion made by Cmmr. Graf, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Reports by City Officials

Mayor Rulien (a) said the city will look at ways to improve emergency notification and invited residents to phone or email Lisa Glisson with ideas. He complimented the Water Department for working over the weekend on the problem which required the boil order and said the city is looking at ways to identify the problem sooner if it ever occurs again or to outright prevent it; (b) thanked the Dixons for feeding the St. Jude runners; (c) thanked Neal Bohac for cleaning up around the Mitchell

Street Pond; (d) thanked the "hundreds of others" who do similar unselfish work to benefit the city.

Mayor Rulien in introducing the next motion said the Broucek annexation may be the most important annexation ever because the property, if annexed, is likely to become a commercial-industrial park and reduce the tax burden on homeowners. He said the owners of the property want to see city water and sewer extended to the property before they will agree to annexation. City Administrator Girot noted the property is on both sides of Interstate 55 and thanked former mayor Sue Grygiel for starting this potential annexation. Cmmr. Hutton said a way to pay for the project needs to be secured before the council's next meeting on Aug. 23. City Engineer Hertz said he would discuss this with bankers tomorrow.

Mayor Rulien asked for a motion for approval of Will Road option 1 bid items (extension to Reed Road). Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien said the property mentioned in the next motion would be sold for $35,000 with an option to buy which must be exercised within a limited time if another offer is received:

Mayor Rulien asked for a motion for to approve the agreement to sell property at 199 E. Main. Motion made by Cmmr. Tessler, seconded by Cmmr. Graf. Adopted: 4 ayes (Hutton, Graf, Tessler, Rulien), 1 abstention (Hibler), 0 nays.

Mayor Rulien explained that while approval of the renewal of the facility use agreement with the Braidwood Area Historical Society is on the agenda, no council approval is needed.

Mayor Rulien asked for a motion to approve use of the property at 151 N. Front St. as a City Welcome Center. Motion made by Cmmr. Hibler, seconded by Cmmr. Tessler. Adopted: 4 ayes (Hibler, Graf, Tessler, Rulien), 1 nay (Hutton).

Mayor Rulien asked for a motion to approve removal of the chain-link fence at the Mitchell Street Pond. No one made the motion.

Cmmr. Graf made a motion to table approval of removal of the chain-link fence at the Mitchell Street Pond. The motion was seconded by Cmmr. Hutton.

Chief Girot said the chain-link fence could hinder police rescue efforts at the pond. Mayor Rulien said he could not believe $600,000 was spent on the pond.

The motion to table approval of removal of the chain-link fence at the Mitchell Street Pond was adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

City Clerk McGuire was directed to place approval of removal of the chain-link fence at the Mitchell Street Pond on the agenda of the Aug. 23, 2011 council regular meeting.

City Administrator-Police Chief Girot gave his report: (a) he is discussing a boundary agreement with

Coal City officials; (b) Mayor Rulien and he met with Taco Bell representatives; (c) he has a meeting Aug. 10 about duplexes possibly being built in Braidwood; (d) he continues to work on five pending annexations.

City Engineer Hertz explained each of the following motions.

Mayor Rulien asked for a motion for approval of Request for Approval of Change Order #1 (& Final) for North Center Street Drainage Improvements Project (TIF). Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to approve Change Order #2 for the Mitchell Street Detention & Drainage Improvements Project (TIF). Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to enter executive session for the purpose of discussing pending and/or imminent litigation. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

The council entered executive session at 7:50 p.m. and exited executive session at 9:31 p.m.

Mayor Rulien asked for a motion to approve Change Order #4 for the Wastewater Treatment Plant Expansion Project. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Reports by City Commissioners

Cmmr. Hibler noted the totals of the bills due and payroll.

Mayor Rulien asked for a motion to approve the payment of bills. Motion made by Cmmr. Graf, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to approve the payment of payroll. Motion made by Cmmr. Hutton, seconded by Cmmr. Tessler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Cmmr. Graf had no report.

Cmmr. Hutton (a) read the Weekly Work Report and Plant Crew Report reports; (b) said the boil order was the first in five years; (c) met with leaders of the Claypool Drainage District; (d) said S. A. Issert Construction, Inc. is working on the sanitary sewer project.

Cmmr. Tessler introduced the following:

Mayor Rulien asked for a motion to approve Resolution 11-11, an intergovernmental agreement with Reed-Custer Community Unit School District No. 255U. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to approve Ordinance 11-32 designating the intersection of Cermak and English Streets as a four-way stop. Motion made by Cmmr. Graf, seconded by Cmmr. Hibler. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to accept the resignation of Jerry Tessler from the Police Pension Board. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to appoint Chuck Van Patter to the Police Pension Board. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Mayor Rulien asked for a motion to approve the purchase of a new Ford Crown Victoria for the Braidwood Police Department. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

Cmmr. Tessler reported on his discussions with Commonwealth Edison about the cost of installing street lights on W. Cermak.

Cmmr. Tessler announced that the Alliance Against Intoxicated Motorists (AAIM) has awarded a Certificate of Appreciation to five Braidwood Police Department members for their exceptional DUI enforcement: Officers Dave Coronelli, Bret Goodwin, Allan Soucie, Jason Yeates, and Mike Barton.

Planning & Zoning

Chairperson Michelle Serena said the Planning & Zoning Board (a) at its Aug. 1 meeting continued the Johnny Linares Rt. 66 matter to its next meeting; (b) will be sending the revised zoning tables to the council; (c) next meets Tues., Sept. 6, one day later than usual due to Labor Day.

Old Business

Cmmr. Hutton said the city's application to Will County for CDBG (Community Development Block Grant) funds was denied, but the city will try again next year.

New Business

Police Chief-City Administrator Girot said IDOT (Illinois Department of Transportation) plans to change the location of the siding to be built so freight trains can yield the right of way to high-speed trains. The new location will be near downtown Braidwood. Mayor Rulien said this could create long waits at the Main St. crossing. The council agreed to seek a meeting with IDOT on a Tuesday evening when a regular council meeting is not scheduled.

City Engineer Hertz said IDOT denied the city's request for a left-turn signal at Rt. 53.

Mayor Rulien asked for a motion to adjourn. Motion made by Cmmr. Tessler, seconded by Cmmr. Hutton. Adopted: 5 ayes (Hibler, Hutton, Graf, Tessler, Rulien), 0 nays.

The regular meeting was adjourned at 9:50 p.m.

Approved this 23rd day of August 2011

Mayor

City Clerk