

**City Council Meeting**  
Of the City of Palos Hills  
**Held Thursday, July 16, 2009**  
City Hall Council Chambers  
10335 S. Roberts Road  
Palos Hills, Illinois 60465

- 1) **CALL TO ORDER:** Mayor Bennett called the City Council Meeting to order at 7:00 p.m.
- 2) **PLEDGE TO THE FLAG:** Mayor Bennett led everyone in the Pledge to the Flag.
- 3) **ROLL CALL:** Upon roll call the following Aldermen responded as present: Knox, Brachman, Hanson, Schultz, Kleefisch, Pasek  
  
**ABSENT:** Marrotta, Stratton, Moore, Williams
- 4) **QUORUM:** Mayor Bennett declared a quorum was present.
- 5) **READING OF THE PREVIOUS MEETING MINUTES:**  
Ald. Kleefisch, I MOVE to approve the City Council Meeting Minutes dated July 2, 2009 as presented. SECONDED by Ald. Schultz. Upon roll call the following Ald. voted:  
AYE: Brachman, Hanson, Schultz, Kleefisch, Pasek, Knox  
ABSENT: Marrotta, Stratton, Moore, Williams  
NAY: None MOTION CARRIED.
- 6) **CITIZENS PETITION:** None.
- 7) **CITIZENS HEARING:** None.
- 8) **REPORTS & COMMUNICATIONS FROM MAYOR AND OTHER CITY OFFICIALS:**
  - A. **CITY CLERK:** No report.
  - B. **CITY ATTORNEY:** No report.
  - C. **MAYOR:**  
Mayor Bennett, Ladies & Gentlemen in cooperation with North Palos Fire Protection District we received the ISO Report which is the insurance rating that they give a community based upon fire protection water supply and I am very pleased to announce that North Palos Fire Protection District notified me that we have moved to a number two. So that in the long run will help homeowners insurance with a better ISO rate.

Also just a couple brief comments, one is our Friendship Festival for those of you who were out there I think again it was one of our more successful ones certainly based

upon the crowds we were blessed with the weather. I want to thank Mary Jo and her department for organizing and our other departments both police & public works for assisting in various aspects of that festival.

For the record I want to make notice or known of the passing of former Alderman of the City of Palos Hills, Dan Scurek, serving a total of 22 years, 16 consecutive, a 10 year absence and then 6 years consecutive after that. I think when Dan stepped down we had a lot to say about it at that time and certainly when you are around long enough to see friends, comrades so to speak from this Council pass it is always difficult to witness and to unfortunately take part in as far as his funeral is concerned.

I extend my condolences on behalf of the Council to his family and especially his friend Kathy who has done so much for him especially the last year or so. In talking to her this evening she expressed how much happiness that he brought to her life and her to him. That is always nice to know that at the tail end of your life that you have that kind of relationship. She is very, very special for what she did for him especially over the last year.

**9) PRESENTATION OF PETITIONS, COMMUNICATIONS, RESOLUTIONS, ORDERS AND ORDINANCES BY ALDERMEN:**

**A. BUILDING & LICENSES:**

Ald. Brachman, I MOVE for consideration of an Ordinance amending Chapter 5.10 of Title 5 of the Palos Hills Municipal Code (**relating to B.Y.O.B.**). SECONDED by Ald. Knox. Upon roll call the following Ald. voted:

AYE: Schultz, Kleefisch, Pasek, Knox, Brachman, Hanson

ABSENT: Marrotta, Stratton, Moore, Williams

NAY: None

MOTION CARRIED.

Upon request of Ald. Brachman, City Clerk Mulderink assigned number 2009-8 to a proposed ordinance entitled: An Ordinance Amending Chapter 5.10 Of Title 5 Of The Palos Hills Municipal Code.

Ald. Hanson, I MOVE to WAIVE the reading of proposed Ordinance 2009-8. SECONDED by Ald. Schultz. Upon roll call the following Ald. voted:

AYE: Schultz, Kleefisch, Knox, Brachman, Hanson

ABSENT: Stratton, Moore, Williams, Marrotta

NAY: Pasek

MOTION CARRIED.

Ald. Brachman, I MOVE for PASSAGE of proposed Ordinance 2009-8, an Ordinance Amending Chapter 5.10 Of Title 5 Of The Palos Hills Municipal Code as presented. SECONDED by Ald. Kleefisch. Upon roll call the following Ald. voted:

AYE: Kleefisch, Knox, Brachman, Hanson, Schultz

ABSENT: Stratton, Moore, Williams, Marrotta

NAY: Pasek

MOTION CARRIED.

**B. CITY ADMINISTRATION/GOLF:** No report.

**C. COMMUNITY RESOURCES:** No report.

**D. ECONOMIC DEVELOPMENT:** No report.

**E. FINANCE:**

Ald. Pasek, you all have before you a Vendor Warrant dated July 16, 2009 in the amount of \$313,361.09. I MOVE to authorize the expenditure of same. SECONDED by Ald. Hanson. Upon roll call the following Ald. voted:

AYE: Pasek, Knox, Brachman, Hanson, Schultz, Kleefisch

ABSENT: Stratton, Moore, Williams, Marrotta

NAY: None

MOTION CARRIED.

**F. LEGISLATION & ORDINANCE:**

Upon request of Ald. Knox, City Clerk Mulderink assigned number 2009-9 to a proposed ordinance entitled: An Ordinance Authorizing Disposal By Public Auction/Sale Of Personal Property Owned By The City Of Palos Hills.

Ald. Hanson, I MOVE to WAIVE the reading of proposed Ordinance 2009-9. SECONDED by Ald. Schultz. Upon roll call the following Ald. voted:

AYE: Knox, Brachman, Hanson, Schultz, Kleefisch

ABSENT: Moore, Williams, Marrotta, Stratton

NAY: Pasek

MOTION CARRIED.

Ald. Knox, I MOVE for PASSAGE of proposed Ordinance 2009-9, An Ordinance Authorizing Disposal By **Public Auction/Sale Of Personal Property** Owned by The City Of Palos Hills, as presented. SECONDED by Ald. Pasek. Upon roll call the following Ald. voted:

AYE: Knox, Brachman, Hanson, Schultz, Kleefisch, Pasek

ABSENT: Moore, Williams, Marrotta, Stratton

NAY: None

MOTION CARRIED.

**G. PARKS:** No report.

**H. PLANNING & ZONING:**

Ald. Hanson, a couple of weeks ago we had voted and set a hearing date of August 10<sup>th</sup> for the Plan Commission to hear a petition from Raed Razik for property located at 10035-37 S. Roberts Road requesting a special use for a tanning service & non-medical cosmetic procedures by licensed professionals.

Ald. Hanson, I MOVE to **change the Plan Commission hearing date** from August 10<sup>th</sup> to **August 17<sup>th</sup>** because there may not be a quorum for the 10<sup>th</sup> of August.

SECONDED by Ald. Knox. Upon roll call the following Ald. voted:

AYE: Knox, Brachman, Hanson, Schultz, Kleefisch, Pasek

ABSENT: Williams, Marrotta, Stratton, Moore

NAY: None

MOTION CARRIED.

**I. PUBLIC SAFETY:**

Ald. Kleefisch presented and read the Palos Hills Police Department Activity Report for the month of June 2009 as follows: 329 traffic tickets were issued, 519 parking tickets were issued, there were 67 misdemeanor complaints, 3 felony complaints, 17 thefts including attempts, and our C.I.D. Division handled a total of 96 cases.

We received a check from Dorothy Brown, Clerk of the Circuit Court in the amount of \$100.00 and another check from her in the amount of \$8,019.61.

Just to remind everyone again that the red light camera at 111<sup>th</sup> & Roberts Road will be issuing live tickets beginning July 23, 2009.

Ald. Pasek, on the red light cameras did we get a report on the revenue so far?

Ald. Kleefisch, yes we get reports, we get regular reports and Chief Madigan just gave me one recently.

Ald. Pasek, I don't get one?

Mayor Bennett, we didn't have a court this month in fact it is going to be doubled up this month, Chief is that correct?

Chief Madigan, August.

Mayor Bennett, if you would like you can request a copy.

Ald. Kleefisch, I am on the Public Safety Committee and I know that is one of the reasons I receive a copy. But certainly I will share it with anybody that has an interest.

Ald. Pasek, I have no idea of how we are doing.

Ald. Hanson, just out of curiosity where does that revenue show up?

Mayor Bennett, it shows up in the police department fines and services on the revenue side of the general fund.

Ald. Kleefisch, also if I might Ald. Pasek asked me for some information concerning accidents at 111<sup>th</sup> & Southwest Highway and Chief Madigan has been working on that and he is going to present some information to us at our next Committee Meeting.

Ald. Pasek, because that is good information, if I may interject, at the court when people say this is a bunch of malarkey it's only for revenue, we can say you know what it is for revenue and safety because the safety has shown that we have a blank percent of reduction in accidents. Then it's good.

Mayor Bennett, the primary cause is for safety and unfortunately with the way the press has taken this in lately I think its done to all police services regardless of whether it has red camera or not is that enforcement of traffic laws if we didn't have a red light camera out there but had a traffic officer out there the same violations would be written except it would be written by the officer. Obviously this is a reaction back from the public regarding this but it has shown the reduction in the type of violations that take place and any considerations of accidents and also just the citations that are written over there people violate the law.

Ald. Pasek, I have been to this court a few times and a lot of people get a little hostile when it comes to this (inaudible) basically they accuse us of just going after revenue and I asked many times to get the numbers on the amounts of accidents at these corners so that our adjudicator at that point can say hay we are down 50, 60, 20, whatever percent and it is saving peoples lives and your insurance rates aren't increasing, it's actually doing it's job.

Mayor Bennett, just tonight I went over to the Alderman's wake at Lacks and I was in the left turn lane and it was pretty long so I got tied up there for a couple of lights and I was watching on my right hand side people rolling right through the turn on red and (inaudible), so I am sure they were ticketed but it was amazing even with a warning up there that people don't stop.

Ald. Schultz, I would like to know how many tickets we issue for a rolling stop as opposed to actually how many tickets where someone ran through the red light. Because a rolling stop somehow I don't think you are going to kill anybody or do anything if you are doing two miles an hour in front of a corner.

Ald. Pasek, you get tee boned (inaudible).

Ald. Schultz, I just think (inaudible) this red light but I would really like to know that.

Mayor Bennett, we can provide that information. A violation of law is a violation of law whether it's --- in fact on the stop on red just remember traffic has been given the green light and by not stopping on red to observe on coming traffic is really the whole safety purpose of that light because people pull out and get into accidents because they are re not stopping.

Ald. Pasek, you should come to court it is the first Saturday of every month at 9:00 a.m. and you can really see how they don't stop and how they tell you they did, interesting.

Mayor Bennett, the City Attorney has provided us with an amendment to our Scavenger Service Agreement allowing the larger containers to be leased by our residents if they chose to do so and for the record I want the Council to at least authorize that because it is a contract, the amendment regarding that service. I will entertain a motion to accept the change in the Scavenger Service Agreement. SO MOVED by Ald. Knox to

**allow our Scavenger Agreement to allow larger containers to be used by our residents at a set rental fee.** SECONDED by Ald. Pasek. Upon roll call the following Ald. voted:

AYE: Knox, Brachman, Hanson, Schultz, Kleefisch, Pasek

ABSENT: Marrotta, Stratton, Moore, Williams

NAY: None

MOTION CARRIED.

Ald. Kleefisch, can't the resident also get the larger recycling container also?

Mayor Bennett, it was brought up but I don't think we followed up on it.

Anna Slubowski, Administrative Office Manager, the larger bins would be available both for recycling and refuse at a set fee.

City Attorney Pappas, I was not aware of that.

Mayor Bennett, we will come back then and **have the City Attorney draw the agreement for the recycling.**

Ald. Schultz, a question for Marty, where are you going to store these big things because Marty I know in your ward they aren't putting (inaudible).

Ald. Kleefisch, I brought that up at our initial discussions and said my only concern about this was the city enforcing our existing ordinance which says your refuse containers have to be put away out of sight and right after pick up and I have a problem right now with people that don't put the smaller ones away. So I can just imagine the larger ones lined up where ever they feel like putting them for our visitors and us to look at to look at if they drive through our city. So I am hoping not a lot of people take advantage of this rental opportunity.

Mayor Bennett, I think we had about a half dozen or so but again once people start using them we will see.

Ald. Kleefisch, if they put them away I have no problem with it.

**J. PUBLIC WORKS/SEWER & WATER:** No report.

**10) REPORTS OF SPECIAL COMMITTEES:** No report.

**11) UNFINISHED BUSINESS:**

Mayor Bennett, I do have a couple of items just to remind the Council; Bill you had some ordinance on possible changes for consideration on zoning things after we looked at the whole ordinance.

Ald. Hanson, yes Mark and I are going over those.

Mayor Bennett, the other thing, always when you find you think you have answered everything by ordinance and questions and you always have something new come up and I did a little research myself and after finding out that our ordinance actually under the housing code allows animals to be kept in yards as long as they are 25 feet away from a dwelling is an ordinance that may have been written with the start of the city; no cow, sheep, swine, goat, chickens, geese or ducks shall be kept in a dwelling or part of nor within 25 feet of a dwelling; meaning the ordinance does not ban those types of animals it just says they can't be within 25 feet.

I would like the Council revisit that ordinance and possibly ban any type of barnyard animal in town.

Ald. Knox, I will bring this up at the next Committee for discussion.

Ald. Kleefisch, I know we have an ordinance that addresses vicious dogs but do we have anything on our books that would prevent somebody from buying an exotic pet like a baby lion or a leopard or a python or things of that nature?

Mayor Bennett, that could be considered under this ordinance.

Ald. Kleefisch, I think it should be because I have read enough stories; recently a child got squeezed to death by a python or something in Florida that somebody graciously let go.

**12) MISCELLANEOUS BUSINESS:**

Ald. Kleefisch, I wanted to mention that I have received 3 of the judge's results for our Beautification Contest, I am waiting for the other 2 judges and then I will talk to Mary Jo about when we will present the awards.

Mayor Bennett, to remind the Council we do not meet in Committee on the 23<sup>rd</sup>, we will meet on the 30<sup>th</sup>

**13) ADJOURNMENT:**

No further business, Mayor Bennett entertained a motion to adjourn. SO MOVED by Ald. Kleefisch. SECONDED by Ald. Pasek. By voice vote, all voted AYE.

The Meeting adjourned at 7:22 p.m.

Submitted by

Rudy A. Mulderink  
City Clerk  
City of Palos Hills