

City Council Meeting
Of the City of Palos Hills
Held Thursday, November 5, 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:
Brachman, Hanson, Marrotta, Schultz, Kleefisch, Stratton, Pasek, Moore, Williams

ABSENT: Knox

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 October 15, 2009 as presented. SECONDED by Ald. Hanson. Upon roll call the following Ald. voted:

AYE: Brachman, Hanson, Marrotta, Schultz, Kleefisch, Stratton, Pasek, Moore, Williams

ABSENT: Knox

NAY: None

MOTION CARRIED.

6) **CITIZENS PETITION:** None.

7) **CITIZENS HEARING:**

Dennis Ristucci from the Valley Inn appeared before the Committee of the Whole last week regarding the sign he put on the Valley Catering building and wondered if there was any decision made.

Discussion followed by the Council Members.

Ald. Kleefisch, Comm. Nelson what were the two points you brought up about this sign that we had to consider?

Comm. Nelson, posting a sign on a brick wall, and the sign is suppose to be on the property of which it pertains.

Attorney Pappas, technically he's in violation of our existing ordinance, the only way that he would be allowed to keep the sign is for City Council to grant him permission to

do so, and that has to be done by Ordinance, and that is the reason why he is here. Further discussion followed.

Mayor Bennett, the only comment I will make is I think the Council needs to hold it in reserve, their right to look at these things on an individual basis instead of changing an ordinance in general. Take it on a one on one basis, because if you do open the door it may not turn out for everything and everybody it may not turn out the way you want it. So I would take it on a one to one basis and judge it for its merits on each case.

Ald. Marrotta, I would like to see us at least give the man permission to leave the sign until we can re-visit and decide what we are going to do.

Mayor Bennett, I think the suggestion here is to let him go ahead with this right now, and the secondary would be to re-visit the whole ordinance.

Ald. Hanson, I MOVE to have an ordinance drawn allowing permission for this individual business to have this sign. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Hanson, Marrotta, Schultz, Stratton, Pasek, Moore, Williams, Brachman

ABSENT: Knox

NAY: Kleefisch

MOTION CARRIED.

City Attorney Pappas, I think in order to reduce expenses I think it is one that can be drafted by Marge or Anna, and I can take a look at it. However there is a permit fee on this that is not paid. So I don't know how the City Council wants to address that.

(Name inaudible), of 10707 Palos Drive wanted to know how the red light cameras became about because he did remember seeing anything on it except they appeared one day.

Mayor Bennett, the State passed a law 2 years ago allowing it; the first light in the City of Palos Hills has been up about a years. Notification and information about it was in the local newspapers, in our newsletter and posted on our web site. The second one has been installed now at 111th & Roberts Road.

8) REPORTS & COMMUNICATIONS FROM MAYOR AND OTHER CITY OFFICIALS:

A. CITY CLERK: No report.

B. CITY ATTORNEY: No report.

C. MAYOR:

Mayor Bennett, mentioned the Council has to pass the IMLRMA Minimum/Maximum Ordinance. Our rate this year was only 3.1%; the average cost of the group was 7% so we did fairly well this year. This ordinance was already presented.

Will the City Clerk please assign an Ordinance number?

City Clerk Mulderink assigned number 2009-15 to an ordinance entitled: An Ordinance Authorizing The Execution Of The IMLRMA Minimum / Maximum Contribution Agreement For The City Of Palos Hills.

Ald. Schultz, I MOVE to WAIVE the reading of Ordinance 2009-15. SECONDED by Ald. Marrotta. Upon roll call the following Ald. voted:

AYE: Marrotta, Schultz, Kleefisch, Stratton, Pasek, Moore, Williams, Brachman, Hanson

ABSENT: Knox

NAY: None

MOTION CARRIED.

Ald. Brachman, I MOVE for PASSAGE of Ordinance 2009-15, An Ordinance Authorizing The Execution Of The IMLRMA Minimum / Maximum Contribution Agreement For The City Of Palos Hills. SECONDED by Ald. Kleefisch. Upon roll call the following Ald. voted:

AYE: Schultz, Kleefisch, Stratton, Pasek, Moore, Williams, Brachman, Hanson, Marrotta

ABSENT: Knox

NAY: None

MOTION CARRIED.

Mayor Bennett, the other item I have this evening is what we discussed at the Committee Meeting regarding a proposal of ??? and place of sales tax, and I will leave that up to the Council for your decision at any point now and in the future.

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

A. BUILDING & LICENSES:

Ald. Brachman, as far as permits issued there were 42, and total permit fees were \$4,963.00.

Also Commissioner Nelson and I were talking about the amount of revenue that these fees are bringing into the city, and it is increasing monthly. Security deposits received \$300.00 and refunded \$2,025.00.

B. CITY ADMINISTRATION/GOLF:

Ald. Moore, a Golf Meeting will be held on Thursday, December 5th at 5:30 p.m. at the Golf Course.

C. COMMUNITY RESOURCES:

Upon request of Ald. Schultz, City Clerk Mulderink assigned number 560 to a Resolution authorizing the signing of the PACE Agreement for 2010.

After the reading of Resolution 560, Ald. Schultz MOVED for the passage of

Resolution 560 authorizing the signing of the PACE Agreement for 2010. SECONDED by Ald. Williams. Upon roll call the following Ald. voted:

AYE: Kleefisch, Stratton, Pasek, Moore, Williams, Brachman, Hanson, Marrotta, Schultz

ABSENT: Knox

NAY: None

MOTION CARRIED.

D. ECONOMIC DEVELOPMENT:

Ald. Marrotta, we received drive time retail maps from Buxton; these maps have been reviewed and discussed with them. They are now in the process of moving on the retail side (inaudible) relocations.

E. FINANCE:

Ald. Pasek, you all have before you a Vendor Warrant dated November 5, 2009 in the amount of \$240,898.72. I MOVE to authorize the expenditure of same.

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

AYE: Stratton, Pasek, Moore, Williams, Brachman, Hanson, Marrotta, Schultz, Kleefisch

ABSENT: Knox

NAY: None

MOTION CARRIED.

F. LEGISLATION & ORDINANCE: No report.

G. PARKS:

Ald. Stratton, on Wednesday, November 11, 2009 there will be a Veteran's Day Ceremony at Town Square Park beginning at 6:00 p.m.

Also to inform all of you we were all offered to purchase a flag and Comm. Vincent took it upon herself to personally embroider the name and branch of service to the people who all purchased flags.

H. PLANNING & ZONING:

Ald. Hanson, at the next Committee of the Whole Meeting I would like to talk about the public hearing fees for the Plan Commission and the Zoning Board of Appeals. This will be to discuss what our true costs are verses what are fees are, and possibly should be.

I. PUBLIC SAFETY:

Ald. Kleefisch, we received two checks recently, one from Consolidated High School District 230 in the amount of \$8,016.13 and another one from Dan Hynes, Comptroller of the State of Illinois in the amount of \$2,162.90

Mayor Bennett, at the Committee of the Whole Meeting I wanted to discuss the proposal that is happening in other communities about the complete banning of retail tobacco sales in the city but I guess in looking at your faces I will take it to the next Committee Meeting. The is regarding the smoke ban ordinance; the problem that we have on that related Café, which is suppose to be tied into retail tobacco sales, and we continue

have inquiries about attempting to use that retail tobacco sales as an opportunity to open up a smoking club.

Both Worth and the City of Hickory Hills have passed ordinances, and basically what they did at least in Hickory Hills is because they find that no further building in town was capable of hosting a retail tobacco that was a free standing building that they just basically banned any future retail tobacco sales on the purpose of it being allowed to have smoking in it.

J. PUBLIC WORKS/SEWER & WATER:

Ald. Williams, the Commissioner reports the following activities in the Public Works & Maintenance Department.

Public Works crews have been busy with wrapping up the construction Season with concrete sidewalk repairs, miscellaneous asphalt repairs, sod restorations and chipper branch service.

Mechanics have been busy going over our snowplow trucks and the Public works crews are mounting the snowplows and salting equipment in preparation for winter activities.

Park Maintenance crews are currently busy installing Christmas decorations at the Town Square Park.

The Curing In Place Pipe sanitary sewer-lining project is nearly Completion with less than 100 feet of liner to be installed. The program most definitely reduced the amounts of storm water infiltration into our sanitary sewer system.

However, illegal sump pump connections continue to be a growing concern. The collection systems serviced by the 78th Avenue Lift Station is most reactive of all our collections systems to a rain event. The entire system has been lined, manholes sealed and smoke tested for defects. Only two areas remain for investigation and repair.

Sanitary sewer lateral connections from the house to the sanitary Sewer main and illegal sump pump and gutter connections to the sanitary sewer system.

The Commissioner has decided to investigate illegal sump pump and gutter connections and has scheduled the area bordered by Roberts Road, 78th Ave., 103rd St. and 99th St. for mandatory internal sump pump and external gutter inspections.

Starting this January Public Works crews will start the inspection process.

All illegal connections must be removed within 30 days of discovery. Failure to remove the illegal connection within the required time frame will result in termination of water service.

The 2009 Street Overlay Program is nearing completion with only a few streets remaining to be paved. Stone shoulder in rural cross sections (open ditch areas) will be installed at the end of the project. The project has gone well and many thanks have been conveyed to the city for this project.

Also Tom Aiken a nine-year employee with Public Works & Sewer & Water Department has announced that he is retiring. Tom has proven that he is an asset to the department, and has many talents will most certainly be missed. His last day of work will be this Friday.

10) **REPORTS OF SPECIAL COMMITTEES:** None.

11) **UNFINISHED BUSINESS:** None.

12) **MISCELLANEOUS BUSINESS:** None.

13) **ADJOURNMENT:**

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

The Meeting adjourned at 7:46 p.m.

Submitted by

Rudy A. Mulderink
City Clerk
City of Palos Hills