

**City Council Meeting**  
Of the City of Palos Hills  
**Held Thursday, December 3, 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, Kleefisch, Stratton, Pasek, Moore

**ABSENT:** Marrotta, Schultz, 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 2009 as presented. SECONDED by Ald. Knox. Upon roll call the following Ald. voted:

AYE: Brachman, Hanson, Kleefisch, Stratton, Pasek, More, Knox

ABSENT: Marrotta, Schultz, Williams

NAY: None

MOTION CARRIED.

- 6) **CITIZENS PETITION:** None.

- 7) **CITIZENS HEARING:**

John Nemeč of 7826 W. 102<sup>nd</sup> Street commented on the Treasurer's report that appeared in the newspaper and inquired how he can obtain a legible copy.

Mayor Bennett informed Mr. Nemeč he may obtain a copy by filling out a F.O.I. request at city hall.

- 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 there is a series of two or three ordinances, a couple of them as the Aldermen will report will probably go to Committee for some additional comments or changes.

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

**A. BUILDING & LICENSES:**

Ald. Brachman, first I have the monthly building report, 48 total permits issued close to \$11,000.00 in fees, \$1,000.00 in security deposits, and \$1,025.00 in security deposit refunds.

Ald. Brachman, I MOVE for consideration of an Ordinance amending Section 5.10.200 of Chapter 5.10 of the Palos Hills Municipal Code relating to Alcoholic Liquor. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Kleefisch, Stratton, Pasek, Moore, Knox, Brachman, Hanson

ABSENT: Marrotta, Schultz, Williams

NAY: None

MOTION CARRIED.

Mayor Bennett, will the City Clerk please assign a number.

City Clerk Mulderink assigned number 2009-17 to that proposed Ordinance.

Ald. Hanson, I MOVE to WAIVE the reading of Ordinance 2009-17. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Moore, Hanson

ABSENT: Schultz, Williams, Marrotta

NAY: Kleefisch, Stratton, Pasek, Knox, Brachman

MOTION FAILED.

After reading proposed Ordinance 2009-17, Ald. Brachman MOVED for PASSAGE of Ordinance 2009-17 Amending Section 5.10.200 Of Chapter 5.10 Of The Palos Hills Municipal Code Regulating Alcoholic Liquor In The City Of Palos Hills, Illinois. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Stratton, Pasek, Moore, Brachman, Hanson

ABSENT: Williams, Marrotta, Schultz

NAY: Kleefisch, Knox

MOTION CARRIED.

Ald. Brachman, I would like to present an Ordinance Amending Title 3 by Adding Chapter 3.21 To the Palos Hills Municipal Code; this deals with the Places of Eating 1% sales tax.

Mayor Bennett, the Chair will recognize it has been presented and will take it to Committee.

**B. CITY ADMINISTRATION/GOLF:**

Ald. Moore, this evening the Golf Meeting was held, and basically we are just trying to get a head start on some pre-maintenance planning for the 2010 season and adjustments in fees and what not. However we still have quite a bit to go to I am scheduling another Golf Meeting for Dec. 17, 2009 at 5:30 p.m. at City Hall.

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

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

**E. FINANCE:**

Ald. Pasek, you all have before you a Vendor Warrant dated December 3, 2009 in the amount of \$904,454.11. I MOVE to authorize the expenditure of same.

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

AYE: Stratton, Pasek, Moore, Knox, Brachman, Hanson, Kleefisch

ABSENT: Williams, Marrotta, Schultz

NAY: None

MOTION CARRIED.

Upon request of Ald. Pasek, City Clerk Mulderink assigned number 2009-18 to an Ordinance entitled: An Ordinance To Provide, Make & Appropriate For General Corporate And Other Special Purposes For The Fiscal Year Beginning May 1, 2009 & Ending April 30, 2010.

City Clerk Mulderink assigned number 2009-18 to that Ordinance.

Ald. Knox, I MOVE to WAIVE the reading of Ordinance 2009-18. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Pasek, Moore, Knox, Kleefisch, Stratton

ABSENT: Williams, Marrotta, Schultz

NAY: Brachman, Hanson

MOTION CARRIED.

Ald. Pasek, I MOVE for PASSAGE of Ordinance 2009-18, an Ordinance To Provide, Make & Appropriate For General Corporate And Other Special Purposes For The Fiscal Year Beginning May 1, 2009 & Ending April 30, 2010, as presented. SECONDED by Ald. Moore. Upon roll call the following Ald. voted:

AYE: Moore, Knox, Brachman, Hanson, Kleefisch, Stratton, Pasek

ABSENT: Williams, Marrotta, Schultz

NAY: None

MOTION CARRIED.

Ald. Pasek, I MOVE for consideration of an Ordinance Establishing Expenses For The Illinois Municipal League Annual Fall Conference. SECONDED by Ald. Stratton. Upon roll call the following Ald. voted:

AYE: Knox, Brachman, Hanson, Kleefisch, Stratton, Pasek, Moore

ABSENT: Marrotta, Schultz, Williams

NAY: None

MOTION CARRIED.

Mayor Bennett, will the City Clerk please assign a number.

City Clerk Mulderink assigned number 2009-19 to that Ordinance.

After the reading of proposed Ordinance 2009-19, Ald. Pasek MOVED for PASSAGE of Ordinance 2009-19, An Ordinance Establishing Expenses For The Illinois Municipal League Annual Fall Conference. SECONDED by Ald. Stratton. Upon roll the following Ald. voted:

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

MOTION CARRIED.

**F. LEGISLATION & ORDINANCE:**

Ald. Knox, on the agenda this evening is the proposed Ordinance prohibiting smoking to discuss this evening and I would like to defer to our City Attorney at this time.

City Attorney Pappas, I provided a draft of what I believe the City Council wanted as far as this particular issue. What I would like this City Council to do is take this to Committee because I will have another version of it for you consideration, which I will be able to provide next Thursday evening.

I will recommend to the City Council that we review the Ordinance that we previously passed to make the most (inaudible). As you may recall at that time the City Council asked me to draft an Ordinance opting out of the County Ordinance and adopting the State Law.

What I am going to suggest we do is repeal that one and go back and accept is the County because I think the objective of the County Ordinance are more in line to what the City Council is thinking of considering. Which is as I recall, and I have a copy of the County Ordinance; it eliminates all smoking completely in commercial establishments. I think that is the objective of the City Council. I will have another draft for you to take a look at and then you can decide which of the two you want to act on.

**G. PARKS:**

Ald. Stratton, recycling once again is paying out, Waste Management has issued 2 checks for recycling for September in the amount of \$246.96 and October in the amount of \$209.59 for a total of \$456.55. Those funds are deposited into the Park Development fund.

Also Stagg High School will have a Christmas Carol Concert this Sunday, December 6<sup>th</sup> at our Community Center at 4:00 p.m., and an Evening with Santa is next Thursday, December 10<sup>th</sup> at 6:00 p.m.

**H. PLANNING & ZONING:** No report.

**I. PUBLIC SAFETY:**

Ald. Kleefisch, we received a check from Consolidated High School District 230 in the amount of \$16,032.26, and we received a check from Municipal Recovery Services Inc. in the amount of \$144.00.

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

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

**11) UNFINISHED BUSINESS:**

Ald. Kleefisch, I brought up a situation to the Council at our last Council Meeting and I was under the assumption tonight that we were going to have a Committee of the Whole that we missed last week before our City Council Meeting this evening.

Mayor Bennett, it was talked about but the City Council voted to cancel the Committee Meeting and did not indicate anything prior to. What ever you have bring it up.

Ald. Kleefisch, I will bring it but it will have to be discussed at our next Committee of the Whole Meeting. It is a situation in the 1<sup>st</sup> Ward that Joan and I have at 10447 S. 75<sup>th</sup> Avenue. A single-family residence is being rented out to 6 College students and we have received a letter from the Attorney representing the owner of that residence. It is a single-family residence in an R-1 District and we need to discuss that to see if we want to proceed with any kind of action against the owner, and I will leave that for discussion at Committee.

**12) MISCELLANEOUS BUSINESS: None.**

**13) ADJOURNMENT:**

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

The Meeting adjourned at 7:17 p.m.

Submitted by

Rudy A. Mulderink  
City Clerk  
City of Palos Hills