

	<p>The Council of the City of Waukegan met in regular session on Tuesday, February 16, 2010 at 7:00P.M. In the City Council Chambers, City Hall 100 North Martin Luther King Jr. Avenue. Mayor Sabonjian, City Clerk, Wayne Motley, and Corporation Counsel Newton Finn were present.  <b>ABSENT:</b> Treasurer John Schwab</p>
	<p><b><u>ROLL CALL:</u></b>  Present: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen</p>
MOMENT OF SILENCE	<p><b><u>INVOCATION:</u></b>  Mayor Sabonjian requested a moment of silence.</p>
MAYOR SABONJIAN	<p><b><u>Mayor's Comments:</u></b></p> <ul style="list-style-type: none"> <li>. Mayor Sabonjian announced the opening of a new restaurant (The Brick) downtown last Saturday. The grand opening was well attended.</li> <li>. He announced the opening of the Bank of America earlier in the day at Fountain Square.</li> <li>. He thanked Public Works for a great job of snow removal last week.</li> <li>. The Waukegan Police Department and Waukegan School District 60 have formed a long term relationship as a result of the disturbance at the high school last week. He thanked Chief Yancey for the outstanding performance of his officers at the disturbance.</li> <li>. He discussed a possible Charter School in Waukegan.</li> <li>. The Mayor is looking for sponsors for the April 23-25 Latino Film Festival.</li> <li>. Special events at the Genesee were announced as well as a lineup of classic films.</li> <li>. There will be a used book sale at Waukegan Public Library on February 19-21.</li> </ul>
Jack Burleson	<p><b><u>AUDIENCE TIME:</u></b>  2. Spoke against forced annexation of his property. I feel that he may have to go into foreclosure because he cannot afford to pay any additional taxes.</p>
William Burleson	<p>3. Advised the Aldermen that his family cannot afford to pay for city services if they are annexed.</p>
Art Lake 25408 Dering	<p>4. Spoke in support of Text Amendment regarding his property, the Sundance Saloon.</p>
Chris Blanks 409 Oak Street	<p>5. Spoke on Black History Month. He also spoke on Darby vs State of Mississippi (1958).</p>
APPROVE MINUTES OF FEBRUARY 1, 2010 AND EXECUTIVE SESSION MINUTES APPROVED	<p><b><u>MINUTES:</u></b>  6. Motion by Aldermen Koncan, seconded by Alderman Newsome to approve Minutes of February 1, 2010 Regular Meeting and Executive Session Minutes.  <b>MOTION CARRIED BY VOICE VOTE</b></p>
PRESENTATION	<p><b><u>RESOLUTIONS/PROCLAMATIONS:</u></b>  7. Presentation by Ed Link on his newly published book about the history of Waukegan.</p>
HAVE AN OMNIBUS VOTE ON AGENDA APPROVED	<p>8. Motion by Alderman Rivera, seconded by Alderman Moisio to have an omnibus vote on agenda all except item A under Public Work Committee , to enter into a Construction Agreement with McClure Engineering and C under Finance Committee, to approve an Ordinance for the issuance of a series of tax- exempt general obligation refunding bonds not to exceed  \$ 10,000,000.00.  <b>ROLL CALL:</b> AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen  <b>NAYS:</b> NONE  <b>ABSENT:</b> NONE  <b>MOTION CARRIED</b></p>

<p>AMEND NOT TO EXCEED WITHOUT COUNCIL APPROVAL APPROVED</p>	<p><b><u>COMMITTEE REPORTS:</u></b>  <b><u>PUBLIC WORKS COMMITTEE CHAIRMAN ALDERMAN RIVERA:</u></b>  9. Motion by Alderman Cunningham, seconded by Alderman Figueroa to amend the motion regarding contract 2009-14 by adding the words “not to exceed \$39,797.47 without City Council approval”.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen  NAYS: NONE  ABSENT: NONE  MOTION CARRIED</p>
<p>REQUEST PERMISSION TO ENTER INTO A CONSTRUCTION ENGINEERING AGREEMENT APPROVED</p>	<p><b><u>PUBLIC WORKS COMMITTEE REPORT cont.:</u></b>  10. Motion by Alderman Moisiso, seconded by Alderman Newsome request permission to enter into a Construction Engineering Agreement with McClure Engineering of Waukegan, Illinois for Contract 2009-14, Jackson Street LAPP Project Construction Engineering in the amount of \$39,797.47 with the actual amount determined based upon the services received, as presented and not to exceed this amount without city council approval.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen  NAYS: NONE  ABSENT: NONE  MOTION CARRIED</p>
<p>WAIVE THE FORMAL BID AND ACCEPT PROPOSAL FOR CONTRACT 2010-04-OMC APPROVED</p>	<p>11. Motion by Alderman Mosio, seconded by Alderman Newsome to waive the formal bid procedure and accept the proposal for Contract 2010-04-OMC-PCB Water Treatment Environment Operation and Maintenance Services with River’s Bend Engineering, (RBE) Inc. of Sturtevant, Wisconsin in an amount not to exceed \$43,010.00, as presented.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen  NAYS: NONE  ABSENT: NONE  MOTION CARRIED BY OMIBUS VOTE</p>
<p>APPROVE THE PROPOSAL FOR A COMPRESSOR APPROVED</p>	<p>12. Motion by Alderman Koncan, seconded by Alderman Cunningham to approve the proposal from Fluid-Aire Dynamics in Franklin Park, Illinois to replace the existing facility compressor in the amount \$9,494.00 as presented.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen  NAYS: NONE  ABSENT: NONE  MOTION CARRIED BY OMIBUS VOTE</p>
<p>APPROVE TO INCREASE THE BIRTH CERTIFICATES APPROVED</p>	<p><b><u>FINANCE COMMITTEE REPORT CHAIRMAN ALDERMAN NEEDHAM:</u></b>  13. Motion by Alderman TenPas, seconded by Alderman Figueroa to approve the City Clerk’s request to increase the cost per copy of birth certificates from \$6.00 for the first copy and \$2.00 for each additional copy to \$10.00 for the first copy and \$5.00 for each additional copy.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen  NAYS: NONE  ABSENT: NONE  MOTION CARRIED BY OMIBUS VOTE</p>
<p>AUTHORIZE THE CITY COLLECTOR TO ENTER INTO A THREE-YEAR CONTRACT WITH PENN</p>	<p>14. Motion by Alderman TenPas, seconded by Alderman Figueroa to authorize the City Collector to enter into a three-year contract with Penn Credit for third-party collections of aged accounts receivables per the terms of Penn Credit’s proposal dated January 20, 2010.</p>

CREDIT APPROVED	ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
ISSUANCE OF A \$10,000,000 GENERAL OBLIGATION REFUNDING BOND SERIES 2010 10-O-6 APPROVED	15. After receiving the recommendation of the Finance Committee and a brief explanation of the terms of the proposed Ordinance, followed by a discussion by the City Council members, Motion by Alderman Needham, seconded by Alderman TenPas to adopt as presented an Ordinance providing for the issuance of not to exceed \$10,000,000 General Obligation Refunding Bond Series 2010. ROLL CALL: AYES Alderman Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen. NAYS: NONE ASBENT: NONE MOTION CARRIED
GRANT PERMISSION TO SOLICIT LETTER OF CREDIT PRICING APPROVED AUTHORIZE THE PROPER CITY OFFICIALS TO REQUEST PROPOSALS FOR THE OPERATION AND MANAGEMENT OF THE GENESEE THEATRE APPROVED	16. Motion by Alderman TenPas, seconded by Alderman Newsome to grant permission to the Director of Finance & Administration to solicit Letter of Credit pricing related to Yeoman Creek Remediation Group ("YCRD") financial assurance compliance. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE <b><u>GENESEE THEATRE COMMITTEE:</u></b> 17. Motion by Alderman TenPas, seconded by Alderman Koncan to authorize the proper city officials to request proposals for the operation and management of the Genesee Theatre beginning August 1, 2010. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
REVISION OF THE VACANT PROPERTY AND GUN ORDANANCES	<b><u>COMMUNICATIONS</u></b> 18. Mr. Finn advised the Aldermen that he has revised the Vacant Property Ordinance. He will present the revised ordinance to the Judiciary Committee. Mr. Finn also indicated that he has amended the Gun Ordinance as well.
APPROVE PAYROLL DATED FEBRUARY 11, 2010 APPROVED	<b><u>NEW BUSINESS</u></b> 19. Motion by Alderman Needham, seconded by Alderman TenPas to approve Payroll dated February 11, 2010 in the amount of \$1,314,638.60. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED
APPROVE BILLS DATED FEBRUARY 16, 2010 APPROVED	20. Motion by Alderman Needham, seconded by Alderman TenPas to approve Bills dated February 16, 2010 in the amount of \$2,035,713.52. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED
ACCEPT AND PLACE FILE THE MONTHLY REPORT FROM COLLECTOR'S	21. Motion by Alderman Needham, seconded by Alderman TenPas to accept and place on file the Monthly report from the Collector's Office for the month January 2010.

OFFICE APPROVED ADOPT AN ORDINANCE TO APPROVE TEXT AMENDMENT 10-O-7 APPROVED	MOTION CARRIED  <u><b>ORDINANCES/RESOLUTIONS:</b></u>  22. Motion by Alderman Needham, seconded by Alderman Rivera to adopt as presented an Ordinance to approve Text Amendment allowing Off-Track Betting facilities as a Conditional Use in the B2 Community Shopping District, Zoning Calendar #2289, and Petitioner Art Lake. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
ADOPT AN ORDINANCE TO APPROVE TEXT AMENDEMENT ALLOWING OFF-TRACK BETTING FACILITIES 10-O-8 APPROVED	23. Motion by Alderman Needham, seconded by Alderman Rivera to adopt an Ordinance to approve Text Amendment allowing Off-Track Betting facilities as a Conditional Use in the B2 Community Shopping District, Zoning Calendar #2288, and Petitioner Art Lake.  ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
ADOPT AN ORDINANCE TO AUTHORIZING TO PURCHASE OF REAL ESTATE AT 1622 10 <sup>TH</sup> STREET 10-O-9 APPROVED	24. Motion by Alderman Needham, seconded by Alderman Rivera, to adopt as presented an Ordinance to authorizing the purchase of real estate at 1622 10 <sup>th</sup> Street from HUD for \$1.00. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
ADOPT AN ORDINANCE TO AUTHORIZING THE PURCHASE OF REAL ESTATE AT 1325 BROOKSIDE 10-O-10 APPROVED	25. Motion by Alderman Needham, seconded by Alderman Rivera, to adopt as presented an Ordinance authorizing the purchase of real estate at 1325 Brookside Avenue from HUD for \$1.00. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisio, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED BY OMIBUS VOTE
Alderman Rivera	<u><b>ALDERMEN’S TIME:</b></u> 26. Enjoyed Green Belt Event honoring Afro American’s in the Military. Thanked Public Works for a job well done during snow fall.
Alderman Cunningham	27. Thanked Public Works, must give credit to our citizens as well that responded to the snow route band. Read portions of article in the Tribune on February 10, 20120 on red light cameras. Most people want to get rid of red light cameras.
Alderman Koncan	28. Good job on snow removal, thanked David Motley for his assistance on one of his projects.
Alderman Moisio	29. No comment.
Alderman Figueroa	30. No comment.
Alderman Newsome	31. No comment.
Alderman TenPas	32. He has determined that most people who do not shovel their sidewalks are not

	the home owner. He stated that it is important to know your neighbors. He is in favor of forced annexation.
Alderman Needham	33. Snow removal has a large drain on our finances. Hopefully the message is out. With the neighborhood school we need to keep our sidewalks clean. Red light cameras make people pay attention; he feels they make our community safer.
Chief Yancey	34. There has been a large drop in accidents since the installation of the red light cameras. The accidents have been cut in half. We want to bring down accidents deaths (Mayor agrees with chief).
Alderman Larsen	35. Safety first, we must enforce the traffic laws.
EXECUTIVE SESSION APPROVED	36. Motion by Alderman Newsome, seconded by Alderman Rivera to go into Executive Session to discuss Litigation. TIME: 8:05 P.M. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen NAYS: NONE ABSENT: NONE MOTION CARRIED
RECONVENED	37. The City Council Reconvened. TIME: 9:25 P.M. ROLL CALL: AYES: Aldermen Rivera, Cunningham, Koncan, Moisiso, Figueroa, Newsome, TenPas, Needham, and Larsen ABSENT: None
ADJOURNMENT APPROVED	38. Motion by Alderman Moisiso, seconded by Alderman Larsen to adjourn. TIME: 9:26 p.m. MOTION CARRIED BY VOICE VOTE