



**City of Blue Island**  
13051 Greenwood Avenue  
Blue Island, IL 60406  
www.blueisland.org

**AGENDA**  
**REGULAR MEETING**

City Council of the City of Blue Island, Illinois  
November 12, 2013 – 7:00 P.M.

**Office of the Mayor**

p (708) 597 8602  
f (708) 597 1221

**City Clerk**

p (708) 597 8603  
f (708) 396 7062

**City Treasurer**

p (708) 396 7067  
f (708) 597 1807

**Building & Zoning**

p (708) 597 8606  
f (708) 396 2686

**Community  
Development**

p (708) 396 7037  
f (708) 597 1221

**Community  
Relations**

p (708) 396 7035  
f (708) 597 1221

**Senior Citizens**

p (708) 396 7085  
f (708) 396 7062

**Finance**

p (708) 396 7067  
f (708) 597 1807

**Water & Sewer**

p (708) 597 8605  
f (708) 396 7062

**Public Works**

3153 Wireton Road  
Blue Island, IL 60406  
p (708) 597 8604  
f (708) 597 4260

1. **Call to Order**

2. **Pledge of Allegiance**

3. **Roll Call**

4. **Presentation of Journal of Proceedings**

Motion to approve minutes from October 22, 2013

5. **Public Comment**

THE MAYOR AND CITY COUNCIL WELCOME YOU AS OBSERVERS TO THIS PUBLIC MEETING. YOU ARE REMINDED THIS MEETING IS FOR THE DELIBERATIONS OF THE MAYOR AND COUNCIL REGARDING CITY BUSINESS AND GOVERNANCE. IF YOU INTEND TO SPEAK, PLEASE LIMIT YOUR COMMENTS TO THIS EVENING'S BUSINESS. ONCE RECOGNIZED BY THE MAYOR, PLEASE APPROACH THE PODIUM, ANNOUNCE YOUR NAME & ADDRESS AND DIRECT YOUR COMMENTS TO THE MAYOR AND CITY COUNCIL MEMBERS. IF YOUR COMMENTS REQUIRE A RESPONSE, THEY MAY BE FORWARDED TO THE APPROPRIATE PERSON FOR FOLLOW-UP.

6. **Report of City Officials/Presentations/Resolutions**

**Mayor:** State of the City – Mayor Vargas

Planning Update – Jason Berry

Jen-Care Presentation

Fire Prevention Week Poster Winners

**Bids:**

**City Clerk:** El Humanitario Award

Motion to approve Neighborhood Watch Group #37 request to use the East Annex for Black History Month celebration on February 21, 2014 from 6:30pm – 11:00 pm

**City Treasurer:**

**City Attorney:**

Motion to enter into an agreement with Illinois Department of Transportation Construction Services Division for Cal-Sag Trail Wayfinding and Signage

Motion to enter into a 6-month agreement with IDC pending lawyer approval and review.

7. **Committee Reports**

- a. Community Development Committee
- b. Finance Committee
- c. Public Health and Safety
- d. Municipals Services Committee
- e. Judiciary Committee

8. **Motions**

- a. Motion to Approve Consent Agenda
  - 1. Approval of Payroll – October 25, 2013 for \$379,109.92
  - 2. Approval of Accounts Payable – November 3, 2013 for \$604,266.49

9. **Motion to Retire to Closed Session for consideration of:**

- a. Pending litigation

10. **Motion to Reconvene Regular Session**

11. **Motion for Adjournment**

**JOURNAL OF PROCEEDING  
OF THE  
MEETING, OCTOBER 22, 2013**

**CALL TO ORDER**

The regular meeting of the City Council of the City of Blue Island was called to order by Mayor Vargas at 7:00 p.m. on October 22, 2013.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Roll Call indicates the following:

Present: 11 Ald. Johnson, Thompson, Johanson, Hawley, Vieyra, Rita, Donahue, Stone, Carr, Ostling, Pittman.

Absent: 3 Ald. Frausto, Buckner, Bilotto.

Present Also: Randy Heuser, City Clerk  
ShawnTe Raines, City Attorney  
Carmine Bilotto, City Treasurer

**JOURNAL OF PROCEEDING**

Moved by Ald. Stone, second by Ald. Carr the Journal of Proceedings for the Regular Meeting on October 8, 2013 is accepted as printed.

Upon a vote, the Mayor declared the motion carried.

**CITIZENS WISHING TO ADDRESS THE COUNCIL  
REGARDING THIS EVENINGS BUSINESS**

City Attorney Raines reminded citizens the city council meetings are for the deliberations of the mayor and council regarding city business and governance. Citizens are to approach the podium once recognized by the mayor, announce their name and address, limit their comments to that evening's business, and direct their comments to the mayor and city council members. If comments

require a response, they may be forwarded to the appropriate person for follow-up.

Allan Stevo of 2324 Union St requested a written legal opinion from council regarding the former city clerk/collector. Mr. Stevo asked when a Police Chief would be appointed. He also wanted to know what the CPA, John Kasperek, had discovered during the forensic audit and asked for his findings to be reported at city council.

The Mayor did not provide a date for when a Police Chief would be appointed but stated it is in discussion and all options are being reviewed. The Mayor agreed to have John Kasperek announce his findings when they are complete.

Mr. Stevo asked for what Juan Quevedo Law was getting paid out \$19,500.00.

The Mayor stated it is litigation.

Carol DePace-Green of 2731 Orchard St expressed her concerns over JAWA and the financial resources going towards it.

## REPORT OF CITY OFFICIALS

### Mayor

#### **Think BIGG Presentation**

The Mayor presented on Think BIGG (Blue Island Goes Green).

The Mayor congratulated Blue Island and all those who worked to get the Illinois Coastal Grant from the Department of Natural Resources that the city was awarded.

CSX will be performing maintenance improvements at the crossing on 123<sup>rd</sup> Street just east of Kedzie from October 24 to October 30.

**Waterfront Presentation by Jason Berry and Eric Nehgu**  
Presentation on Waterfront Planning Process that was initiated in Blue Island.

Ald. Johnson asked Mr. Nehgu if the City was funding his group. Mr. Nehgu affirmed that they are under contract with the City.

Ald. Johnson asked if they are looking into any businesses in or out of state in order to match our BIGG project plan for now and in the future.

Mr. Nehgu answered yes; economic development is a critical component.

Ald. Johnson stated it is often talked about developing homes, but if there are no jobs then how are we able to maintain homes and things of that nature.

Mr. Nehgu agreed that you have to have both.

Citizens are invited to attend a community meeting on backyard sustainability practices. The meeting will be held at Evangelical Community Church (2237 W 120<sup>th</sup> Street) on October 23<sup>rd</sup> from 6:30pm to 8:30pm.

Ald. Carr reminded everyone that the Angel's Touch Benefit will be Saturday, October 26<sup>th</sup> from 4:00 pm to 8:00pm. Anyone who is interested in attending can purchase tickets from herself, Deputy Chief Cornell, or Jude Coyle.

### **BIDS**

No Bids.

### **CITY CLERK**

No business.

### **CITY TREASURER**

Treasurer Bilotto thanked everyone for their thoughts and prayers for his family.

**Motion by Ald. Pittman, second by Ald. Ostling to accept the Treasurer's Report for August 31, 2013 and September 30, 2013 to be placed on file.**

Regular Meeting – October 22, 2013

Ayes: 11 Ald. Johnson, Thompson, Johanson, Hawley, Vieyra, Rita, Donahue, Stone, Carr, Ostling, Pittman.

Nays: 0

Absent: 3 Ald. Frausto, Buckner, Bilotto

Abstain: 0

There being Eleven (11) Affirmative Votes, the Mayor declared the motion carried.

Treasurer Bilotto wanted it to be clear that the City is not spending any more money than was allotted prior administration regarding JAWA. He asked that any questions be directed towards him.

#### CITY ATTORNEY

#### **ORDINANCE NO. 13-245**

**AN ORDINANCE ESTABLISHING A PROGRAM OF VEHICLE IMMOBILIZATION TO FACILITATE ENFORCEMENT OF STANDING, PARKING, COMPLIANCE OR AUTOMATED TRAFFIC ENFORCEMENT VIOLATIONS AND PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF.**

**Motion by Ald. Ostling, second by Ald. Vieyra to approve as submitted.**

Ayes: 11 Ald. Johnson, Thompson, Johanson, Hawley, Vieyra, Rita, Donahue, Stone, Carr, Ostling, Pittman.

Nays: 0

Absent: 3 Ald. Frausto, Buckner, Bilotto

Abstain: 0

There being Eleven (11) Affirmative Votes, the Mayor declared the motion carried.

#### **ORDINANCE NO. 13-246**

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF TAX ANTICIPATION WARRANTS OF THE CITY OF**

**BLUE ISLAND, COOK COUNTY, ILLINOIS, AND PROVIDING THE DETAILS OF SUCH WARRANTS, AND RELATED MATTERS, pending attorney review and execution of applicable legal documents.**

**Motion by Ald. Rita, second by Ald. Hawley to table until next regularly scheduled or special meeting of city council.**

Ayes: 11 Ald. Johnson, Thompson, Johanson, Hawley, Vieyra, Rita, Donahue, Stone, Carr, Ostling, Pittman.

Nays: 0

Absent: 3 Ald. Frausto, Buckner, Bilotto

Abstain: 0

There being Eleven (11) Affirmative Votes, the Mayor declared the motion carried.

**COMMITTEE REPORTS**

**Community Development – Ald. Hawley, Chairman**

The meeting was called to order at 7:08 pm.

Present: Alderman Hawley, Vieyra, Carr, Ostling, Thompson

Absent: Alderman Bilotto, Frausto

Also Present: Alderman Stone and Rita, Nick Crite, Deputy Fire Chief Jim Klinker, Attorney Patrick Ward, Business Owners Douglas Burton, Andrea Ratliff and Elizabeth Chavez

Business Fun and Cocktails and Get A Plate were withdrawn from the agenda due to inspection issues. Motion made by Ald. Carr and seconded by Ald. Vieyra to approve the change to the agenda. Motion passed.

**Skyline Restoration, 13821 Harrison** – Approved pending final inspections and any signage would need to be approved.

Regular Meeting – October 22, 2013

**Xklusive Hair Salon, 12756 Western Ave** – Fire inspections and building inspections have happened and passed. Variance requested was approved.

**Curves, 13039 Western Ave** – Special meeting is scheduled for Tuesday, October 22<sup>nd</sup> at 6:50 pm in the City Council Conference Room to approve this business.

**Building Department Report for September 2013:**

• Building Permits Issued	115
• Apartment Inspections	33
• Residential Inspections	28
• Commercial Inspections	7
• Letter of Conditions	12
• Demand Notices	-
• Court Summons Issued	2
• Complaints Checked	75
• Not Approved for Occupancy	8
• Code Violation door tags	55
• Notice of Christmas Decorations	-
• Stop Work Notices	-
• Housing Court Fines Issued	\$1,750.00
• Vacant Properties Registered	9
• Vacant Properties Inspected	3

Nick Crite gave a status update on the Business Application and Information Booklet.

Ald. Frausto gave a copy of a petition signed by a number of businesses on Olde Western Ave asking for the business directory signage to be returned to the area.

Next Meeting – Wednesday, November 13, 2013, 7:00 pm – East Annex.

**Finance Committee – Ald. Rita, Chairman**

The meeting was called to order October 22 at 6:38 pm.

Present: Alderman Thompson, Hawley, Donahue

Absent: Alderman Buckner

Regular Meeting – October 22, 2013

Also Present: Director John Rita, Treasurer Bilotto, Attorney Raines, Finance Supervisor Matt Anastasia, Alderman Johanson, and Mary Poulsen

Motion by Ald. Hawley, second by Ald. Donahue to authorize payment for October 11, 2013 Payroll in the amount of \$370,377.90. Voice vote, all in favor, motion carried.

Motion by Ald. Donahue, second by Ald. Hawley to authorize payment for October 16, 2013 Accounts Payable in the amount of \$507,778.59. Voice vote, all in favor, motion carried.

Motion by Ald. Donahue, second by Ald. Thompson to authorize payment for Southwest Suburban Mayors and Managers Dues.

Motion by Ald. Thompson, second by Ald. Donahue to table the tax anticipation warrant until the next regularly scheduled meeting unless a special meeting is needed.

Next Meeting – Tuesday, November 5, 2013, 7:00 pm – East Annex

**Public Health & Safety Committee – Ald. Carr, Chairman**

The meeting was called to order at 7:10.

Present: Director John Rita, Deputy Chief Michael Cornell, Alderman Vieyra, Alderman Johnson, and Candace Carr.

Also Present: Joe Heitz AFSCME, Dick Crofton AFSCME, Ken Anderson AFSCME, Patricia Carter, Samantha Crofton, Christine Papierski, Keri Lozano, and Jacqueline Aguirre.

Absent: Ald. Buckner, Johnson

Ken Anderson with AFSCME presented the Grievance case that the City has refused to fill the vacant Desk Clerk Position.

Director John Rita and Deputy Chief Michael Cornell explained that the Police Department is changing the work schedule as allowed under management rights.

Regular Meeting – October 22, 2013

The alderman present agreed to go into closed session to discuss the grievance.

The grievance was denied.

**Municipal Services Committee – Ald. Johanson, Chairman**

No Report.

**Judiciary Committee – Ald. Ostling, Chairman**

No Report.

Next Meeting – Monday, November 4, 2013, 6:00 pm – East Annex

**Motion by Ald. Vieyra, second by Ald. Rita to include under the Consent Agenda the committee reports as presented, payroll for 10/11/13 in the amount of \$370, 377.90, accounts payable for 10/16/13 in the amount of \$507,778.59, and AN ORDINANCE RESTRICTING PORTIONS OF CERTAIN STREETS FOR HANDICAPPED PARKING ONLY WITHIN THE CITY OF BLUE ISLAND, COUNTY OF COOK, STATE OF ILLINOIS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.**

On the question: Ald. Donahue asked the streets for the ordinance.

The locations will be Broadway St, High St, and Ann St.

Ald. Donahue asked for the address for the one on High St.

Attorney Raines stated it is 2320 High St.

Upon a vote, the Mayor declared the motion carried.

**Motion by Ald. Hawley, second by Ald. Carr to approve the Consent Agenda.**

Regular Meeting – October 22, 2013

Ayes: 11 Ald. Johnson, Thompson, Johanson, Hawley,  
Vieyra, Rita, Donahue, Stone, Carr, Ostling,  
Pittman.

Nays: 0

Absent: 3 Ald. Frausto, Buckner, Bilotto

Abstain: 0

There being Eleven (11) Affirmative Votes, the Mayor declared  
the motion carried.

**CLOSED SESSION**

Motion by Ald. Vieyra, second by Ald. Ostling to go into  
Executive Session.

Upon a vote, the Mayor declared the motion carried.

\*\*\*\*\*CLOSED SESSION\*\*\*\*\*

**REGULAR MEETING**

Motion by Ald. Johnson, second by Ald. Stone to reconvene  
Regular Meeting.

Ayes: 11 Ald. Johnson, Thompson, Johanson, Hawley,  
Vieyra, Rita, Donahue, Stone, Carr, Ostling,  
Pittman.

Nays: 0

Absent: 3 Ald. Frausto, Buckner, Bilotto

Abstain: 0

There being Eleven (11) Affirmative Votes, the Mayor declared  
the motion carried.

No action needed in closed Session.

Regular Meeting – October 22, 2013

**ADJOURNMENT**

Motion by Ald. Rita, second by Ald. Donahue to adjourn the meeting.

Upon a vote, the Mayor declared the motion carried.

The next regular meeting of the City Council is scheduled for  
November 12, 2013 at 7:00 p.m.

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**Randy Heuser, City Clerk**

**APPROVED BY ME THIS  
13TH DAY OF SEPTEMBER, 2013.**

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**Domingo Vargas, Mayor**



COUNTY OF COOK  
OFFICE OF THE STATE'S ATTORNEY

ANITA ALVAREZ  
STATE'S ATTORNEY

69 WEST WASHINGTON, SUITE 3200  
CHICAGO, ILLINOIS 60602  
(312) 603-5440

September 26, 2013

Mayor Domingo F. Vargas  
City of Blue Island  
13051 Greenwood Avenue  
Blue Island, Illinois 60406

Dear Mayor Vargas,

Each year we present the El Humanitario Award to honor the accomplishments and service to the community of outstanding Hispanic American attorneys, judges and dedicated citizens. This year we have selected two recipients.

I am more than pleased that you have been selected to receive the 2013 El Humanitario Award, along with Ms. Maria Pesqueira, President & CEO of Mujeres Latinas En Acción. Our selection committee has chosen you because of your commitment to the legal profession and dedication to the Hispanic American community.

We would like to present this award to you on Wednesday, October 9, 2013, at 5:30 p.m. The ceremony will take place at the National Museum of Mexican Art, located at 1852 West 19<sup>th</sup> Street, Chicago, Illinois.

Congratulations on this well deserved recognition. I look forward to seeing you at the awards ceremony.

Sincerely,

Anita Alvarez  
Cook County State's Attorney

## PAST RECIPIENTS OF EL HUMANITARIO AWARD

- 2012 Honorable Jesse G. Reyes, Cook County Circuit Court  
Dr. Juan Andrade, Jr. President of the United States Hispanic Leadership Institute
- 2011 Honorable Ronald Amaury Guzmán, Judge of the United States District  
Court for the Northern District of Illinois  
Juan Rangel, C.E.O. United Neighborhood Organization (UNO)
- 2010 Honorable Elizabeth Loreda Rivera, Circuit Court of Cook County  
Adela Cepeda, President A.C. Advisory, Inc.
- 2009 Carmen Velásquez, Executive Director, Alivio Medical Center  
Michael J. Hernandez, Esq., Partner, Franczek Radelet
- 2008 Ricardo Meza, Midwest Regional Counsel, Mexican American  
Legal Defense and Educational Fund (MALDEF)
- 2007 Joseph J. Torres, Esq., Partner, Winston & Strawn  
Salvador A. Cicero Dominguez, Esq.
- 2006 Michi E. Peña, Esq., Commissioner, Department of General Services,  
City of Chicago
- 2005 Javier Zamora, Esq., Hinshaw & Culbertson LLP
- 2004 Karina Ayala-Bermejo, City of Chicago's Dept. of Human Resources
- 2003 Amalia Rioja, Senior Policy Advisor, Attorney General's Office
- 2002 David Cerda, Esq., Cerda & Associates
- 2001 Jesse H. Ruiz, Esq., Partner, Drinker Biddle
- 2000 Honorable Ruben Castillo, United States Northern District
- 1999 Honorable Gregory P. Vazquez, Circuit Court of Cook County
- 1998 Gery Chico, Board President, Chicago City Colleges
- 1997 Honorable Patricia Mendoza, Circuit Court of Cook County
- 1996 Martin Castro, Esq., Chair, Illinois Human Rights Commission
- 1995 Norma Reyes, Commissioner, Department of Business Affairs &  
Consumer Protection

October 17, 2013

Neighborhood Watch Group #37  
11956 Longwood Drive  
Blue Island, Illinois 60406

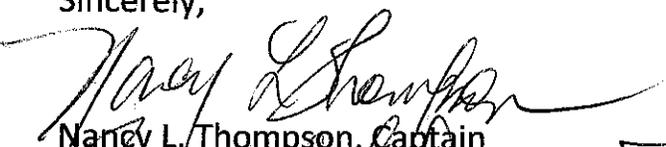
City of Blue Island  
City Clerk, Mr. Randall Heuser  
13051 Greenwood Avenue  
Blue Island, Illinois 60406

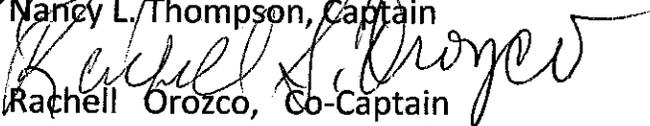
Dear Mr. Heuser:

The Month of February is Celebration of Black History Month.  
We are asking permission from Mayor Vargas, You and members of the  
City Council to have Our Annual Black Culture Night Celebration to be held at  
The City Hall South Annex Building 2434 Vermont Street.  
On Friday February 21, 2014 from 6:30 until 11:00 Pm.

Thank you for your consideration in advance.

Sincerely,

  
Nancy L. Thompson, Captain

  
Rachell Orozco, Co-Captain

Local Agency City of Blue Island	 <b>Illinois Department of Transportation</b>  <b>Construction Engineering Services Agreement For Federal Participation</b>	<b>C O N S U L T A N T</b>	Consultant URS Corporation
County Cook			Address 100 S. Wacker Drive, Suite 500
Section 09-00182-00-LS			City Chicago
Project No. TCSP-08IL(026)			State Illinois
Job No. C-91-043-11			Zip Code 60606-4002
Contact Name/Phone/E-mail Address Mary Poulsen 708-396-7035 mpoulsen@cityofblueisland.org			Contact Name/Phone/E-mail Address David C. Nissen 312-577-6486, david.nissen@urs.com

THIS AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ between the above Local Agency (LA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the PROJECT described herein. Federal-aid funds allotted to the LA by the state of Illinois under the general supervision of the Illinois Department of Transportation (STATE) will be used entirely or in part to finance engineering services as described under AGREEMENT PROVISIONS.

WHEREVER IN THIS AGREEMENT or attached exhibits the following terms are used, they shall be interpreted to mean:

<b>Regional Engineer</b>	Deputy Director Division of Highways, Regional Engineer, Department of Transportation
<b>Resident Construction Supervisor</b>	Authorized representative of the LA in immediate charge of the engineering details of the PROJECT
<b>In Responsible Charge</b>	A full time LA employee authorized to administer inherently governmental PROJECT activities
<b>Contractor</b>	Company or Companies to which the construction contract was awarded

**Project Description**

Name Cal-Sag Trail Wayfinding and Signage Route Off-System Length 28 miles Structure No. N/A

Termini IL 83 and the Calumet-Sag Channel to Burnham Greenway

Description: The project consists of the manufacture and furnishing of wayfinding signage and gateway structures for the Cal-Sag Trail.

**Agreement Provisions**

**I. THE ENGINEER AGREES,**

1. To perform or be responsible for the performance of the engineering services for the LA, in connection with the PROJECT hereinbefore described and checked below:
  - a. Proportion concrete according to applicable STATE Bureau of Materials and Physical Research (BMPR) Quality Control/Quality Assurance (QC/QA) training documents or contract requirements and obtain samples and perform testing as noted below.
  - b. Proportion hot mix asphalt according to applicable STATE BMPR QC/QA training documents and obtain samples and perform testing as noted below.
  - c. For soils, to obtain samples and perform testing as noted below.
  - d. For aggregates, to obtain samples and perform testing as noted below.

**NOTE:** For 1a. through 1d. the ENGINEER is to obtain samples for testing according to the STATE BMPR "Project Procedures Guide", or as indicated in the specifications, or as attached herein by the LA; test according to the STATE BMPR "Manual of Test Procedures for Materials", submit STATE BMPR inspection reports; and verify compliance with contract specifications.

- e. Inspection of all materials when inspection is not provided at the sources by the STATE BMPR, and submit inspection reports to the LA and the STATE in accordance with the STATE BMPR "Project Procedures Guide" and the policies of the STATE.
  - f. For Quality Assurance services, provide personnel who have completed the appropriate STATE BMPR QC/QA trained technician classes.
  - g. Inspect, document and inform the LA employee In Responsible Charge of the adequacy of the establishment and maintenance of the traffic control.
  - h. Geometric control including all construction staking and construction layouts.
  - i. Quality control of the construction work in progress and the enforcement of the contract provisions in accordance with the STATE Construction Manual.
  - j. Measurement and computation of pay items.
  - k. Maintain a daily record of the contractor's activities throughout construction including sufficient information to permit verification of the nature and cost of changes in plans and authorized extra work.
  - l. Preparation and submission to the LA by the required form and number of copies, all partial and final payment estimates, change orders, records, documentation and reports required by the LA and the STATE.
  - m. Revision of contract drawings to reflect as built conditions.
  - n. Act as resident construction supervisor and coordinate with the LA employee In Responsible Charge.
2. Engineering services shall include all equipment, instruments, supplies, transportation and personnel required to perform the duties of the ENGINEER in connection with the AGREEMENT.
  3. To furnish the services as required herein within twenty-four hours of notification by the LA employee In Responsible Charge.
  4. To attend meetings and visit the site of the work at any reasonable time when requested to do so by representatives of the LA or STATE.
  5. That none of the services to be furnished by the ENGINEER shall be sublet, assigned or transferred to any other party or parties without the written consent of the LA. The consent to sublet, assign or otherwise transfer any portion of the services to be furnished by the ENGINEER shall not be construed to relieve the ENGINEER of any responsibility for the fulfillment of this AGREEMENT.
  6. The ENGINEER shall submit invoices, based on the ENGINEER's progress reports, to the LA employee In Responsible Charge, no more than once a month for partial payment on account for the ENGINEER's work completed to date. Such invoices shall represent the value, to the LA of the partially completed work, based on the sum of the actual costs incurred, plus a percentage (equal to the percentage of the construction engineering completed) of the fixed fee for the fully completed work.
  7. That the ENGINEER is qualified technically and is entirely conversant with the design standards and policies applicable to improvement of the SECTION, and that the ENGINEER has sufficient properly trained, organized and experienced personnel to perform the services enumerated herein.
  8. That the ENGINEER shall be responsible for the accuracy of the ENGINEER's work and correction of any errors, omissions or ambiguities due to the ENGINEER'S negligence which may occur either during prosecution or after acceptance by the LA. Should any damage to persons or property result from the ENGINEER's error, omission or negligent act, the ENGINEER shall indemnify the LA, the STATE and their employees from all accrued claims or liability and assume all restitution and repair costs arising from such negligence. The ENGINEER shall give immediate attention to any remedial changes so there will be minimal delay to the contractor and prepare such data as necessary to effectuate corrections, in consultation with and without further compensation from the LA.
  9. That the ENGINEER will comply with applicable federal statutes, state of Illinois statutes, and local laws or ordinances of the LA.
  10. The undersigned certifies neither the ENGINEER nor I have:
    - a) employed or retained for commission, percentage, brokerage, contingent fee or other considerations, any firm or person (other than a bona fide employee working solely for me or the above ENGINEER) to solicit or secure this AGREEMENT;

- b) agreed, as an express or implied condition for obtaining this AGREEMENT, to employ or retain the services of any firm or person in connection with carrying out the AGREEMENT or
  - c) paid, or agreed to pay any firm, organization or person (other than a bona fide employee working solely for me or the above ENGINEER) any fee, contribution, donation or consideration of any kind for, or in connection with, procuring or carrying out the AGREEMENT.
  - d) are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency;
  - e) have not within a three-year period preceding the AGREEMENT been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property;
  - f) are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (e) of this certification; and
  - g) have not within a three-year period preceding this AGREEMENT had one or more public transactions (Federal, State or local) terminated for cause or default.
11. To pay its subconsultants for satisfactory performance no later than 30 days from receipt of each payment from the LA.
  12. To submit all invoices to the LA within one year of the completion of the work called for in this AGREEMENT or any subsequent Amendment or Supplement.
  13. To submit BLR 05613, Engineering Payment Report, to the STATE upon completion of the work called for in the AGREEMENT.
  14. To be prequalified with the STATE in Construction Inspection when the ENGINEER or the ENGINEER's assigned staff is named as resident construction supervisor. The onsite resident construction supervisor shall have a valid Documentation of Contract Quantities certification.
  15. Will provide, as required, project inspectors that have a valid Documentation of Contract Quantities certification.

**II. THE LA AGREES,**

1. To furnish a full time LA employee to be In Responsible Charge authorized to administer inherently governmental PROJECT activities.
2. To furnish the necessary plans and specifications.
3. To notify the ENGINEER at least 24 hours in advance of the need for personnel or services.
4. To pay the ENGINEER as compensation for all services rendered in accordance with this AGREEMENT, on the basis of the following compensation formulas:

**Cost Plus Fixed Fee Formulas**

- $FF = 14.5\%[DL + R(DL) + OH(DL) + IHDC]$ , or
- $FF = 14.5\%[(2.3 + R)DL + IHDC]$

Where: DL = Direct Labor  
 IHDC = In House Direct Costs  
 OH = Consultant Firm's Actual Overhead Factor  
 R = Complexity Factor  
 FF = Fixed Fee  
 SBO = Services by Others

$Total\ Compensation = DL + IHDC + OH + FF + SBO$

Specific Rate  (Pay per element)

Lump Sum  \_\_\_\_\_

5. To pay the ENGINEER using one of the following methods as required by 49 CFR part 26 and 605 ILCS 5/5-409:

With Retainage

- a) For the first 50% of completed work, and upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LA, monthly payments for the work performed shall be due and payable to the ENGINEER, such payments to be equal to 90% of the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- b) After 50% of the work is completed, and upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LA, monthly payments covering work performed shall be due and payable to the ENGINEER, such payments to be equal to 95% of the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- c) Final Payment – Upon approval of the work by the LA but not later than 60 days after the work is completed and reports have been made and accepted by the LA and the STATE, a sum of money equal to the basic fee as determined in this AGREEMENT less the total of the amounts of partial payments previously paid to the ENGINEER shall be due and payable to the ENGINEER.

Without Retainage

- a) For progressive payments – Upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LA, monthly payments for the work performed shall be due and payable to the ENGINEER, such payments to be equal to the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- b) Final Payment – Upon approval of the work by the LA but not later than 60 days after the work is completed and reports have been made and accepted by the LA and STATE, a sum of money equal to the basic fee as determined in this AGREEMENT less the total of the amounts of partial payments previously paid to the ENGINEER shall be due and payable to the ENGINEER.

6. The recipient shall not discriminate on the basis of race, color, national origin or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR part 26. The recipient shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of DOT-assisted contracts. The recipient's DBE program, as required by 49 CFR part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as violation of this agreement. Upon notification to the recipient of its failure to carry out its approved program, the Department may impose sanctions as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

7. To submit approved form BC 775 (Exhibit C) and BC 776 (Exhibit D) with this AGREEMENT.

### III. It is Mutually Agreed,

1. That the ENGINEER and the ENGINEER's subcontractors will maintain all books, documents, papers, accounting records and other evidence pertaining to cost incurred and to make such materials available at their respective offices at all reasonable times during the AGREEMENT period and for three years from the date of final payment under this AGREEMENT, for inspection by the STATE, Federal Highway Administration or any authorized representatives of the federal government and copies thereof shall be furnished if requested.
2. That all services are to be furnished as required by construction progress and as determined by the LA employee in Responsible Charge. The ENGINEER shall complete all services specified herein within a time considered reasonable to the LA, after the CONTRACTOR has completed the construction contract.
3. That all field notes, test records and reports shall be turned over to and become the property of the LA and that during the performance of the engineering services herein provided for, the ENGINEER shall be responsible for any loss or damage to the documents herein enumerated while they are in the ENGINEER's possession and any such loss or damage shall be restored at the ENGINEER's expense.
4. That this AGREEMENT may be terminated by the LA upon written notice to the ENGINEER, at the ENGINEER's last known address, with the understanding that should the AGREEMENT be terminated by the LA, the ENGINEER shall be paid for any services completed and any services partially completed. The percentage of the total services which have been rendered by the ENGINEER shall be mutually agreed by the parties hereto. The fixed fee stipulated in numbered paragraph 4d of Section II shall be multiplied by this percentage and added to the ENGINEER's actual costs to obtain the earned value of work performed. All field notes, test records and reports completed or partially completed at the time of termination shall become the property of, and be delivered to, the LA.
5. That any differences between the ENGINEER and the LA concerning the interpretation of the provisions of this AGREEMENT shall be referred to a committee of disinterested parties consisting of one member appointed by the ENGINEER, one member appointed by the LA, and a third member appointed by the two other members for disposition and that the committee's decision shall be final.
6. That in the event the engineering and inspection services to be furnished and performed by the LA (including personnel furnished by the ENGINEER) shall, in the opinion of the STATE be incompetent or inadequate, the STATE shall have the right to supplement the engineering and inspection force or to replace the engineers or inspectors employed on such work at the expense of the LA.

7. That the ENGINEER has not been retained or compensated to provide design and construction review services relating to the contractor's safety precautions, except as provided in numbered paragraph 1f of Section I.
8. This certification is required by the Drug Free Workplace Act (30ILCS 580). The Drug Free Workplace Act requires that no grantee or contractor shall receive a grant or be considered for the purpose of being awarded a contract for the procurement of any property or service from the State unless that grantee or contractor will provide a drug free workplace. False certification or violation of the certification may result in sanctions including, but not limited to, suspension of contract or grant payments, termination of a contract or grant and debarment of contracting or grant opportunities with the State for at least one (1) year but no more than five (5) years.

For the purpose of this certification, "grantee" or "contractor" means a corporation, partnership or other entity with twenty-five (25) or more employees at the time of issuing the grant, or a department, division or other unit thereof, directly responsible for the specific performance under a contract or grant of \$5,000 or more from the State, as defined in the Act.

The contractor/grantee certifies and agrees that it will provide a drug free workplace by:

- (a) Publishing a statement:
    - (1) Notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance, including cannabis, is prohibited in the grantee's or contractor's workplace.
    - (2) Specifying the actions that will be taken against employees for violations of such prohibition.
    - (3) Notifying the employee that, as a condition of employment on such contract or grant, the employee will:
      - (A) abide by the terms of the statement; and
      - (B) notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five (5) days after such conviction.
  - (b) Establishing a drug free awareness program to inform employees about:
    - (1) the dangers of drug abuse in the workplace;
    - (2) the grantee's or contractor's policy of maintaining a drug free workplace;
    - (3) any available drug counseling, rehabilitation and employee assistance program; and
    - (4) the penalties that may be imposed upon an employee for drug violations.
  - (c) Providing a copy of the statement required by subparagraph (a) to each employee engaged in the performance of the contract or grant and to post the statement in a prominent place in the workplace.
  - (d) Notifying the contracting or granting agency within ten (10) days after receiving notice under part (B) of paragraph (3) of subsection (a) above from an employee or otherwise receiving actual notice of such conviction.
  - (e) Imposing a sanction on, or requiring the satisfactory participation in a drug abuse assistance or rehabilitation program by, any employee who is convicted, as required by section 5 of the Drug Free Workplace Act.
  - (f) Assisting employees in selecting a course of action in the event drug counseling, treatment and rehabilitation is required and indicating that a trained referral team is in place.
  - (g) Making a good faith effort to continue to maintain a drug free workplace through implementation of the Drug Free Workplace Act.
9. The ENGINEER or subconsultant shall not discriminate on the basis of race, color, national origin or sex in the performance of this AGREEMENT. The ENGINEER shall carry out applicable requirements of 49 CFR part 26 in the administration of DOT-assisted contracts. Failure by the ENGINEER to carry out these requirements is a material breach of this AGREEMENT, which may result in the termination this AGREEMENT or such other remedy as the LA deems appropriate.





FINANCE COMMITTEE MEETING

MINUTES OF 10-1-13

The meeting was called to order Tuesday, November 5, 2013 at 7:08 p.m. In the East Annex of City Hall, 2434 Vermont Street, Blue Island, Illinois with proper public notice given. Roll call taken of the committee with Alderman Tom Hawley, Alderman Nancy Thompson and Alderman Kevin Donahue present. Alderman Chrissy Cheatle absent. Also present were Treasurer Carmine Billotto, Finance Supervisor Matt Anastasia, Director Terry Sullivan and Director John D. Rita, Jr., Alderman Candace Carr and Alderman Deter Johnson.

Accounts Payable for November 3, 2013 in the amount of \$604,266.49 was authorized by Alderman Tom Hawley and 2<sup>nd</sup> by Alderman Nancy Thompson and a voice vote with all in favor to approve. Motion carried. The chair noted it was \$20,000 less than last month.

Payroll for October 25, 2013 with a motion to authorize by Alderman Tom Hawley and 2<sup>nd</sup> by Alderman Kevin Donahue and a voice vote with all in favor to approve the total payroll liability in the amount of \$379,109.92. Motion carried.

Note: the payroll continues to come down thank you Directors Sullivan and Rita and Supervisor Matt Anastasia for your continued oversight and diligence.

The annual audit should be completed in two weeks.

A motion to send a Resolution to the city council which I previously asked for regarding the previous administration's corporate inter-fund borrowing was made by Alderman Kevin Donahue and 2<sup>nd</sup> by Alderman Tom Hawley. Voice vote all in favor. Motion carried.

Matt Anastasia announced and explained the 2013 Tax Levy in the amount of \$6,933,846.99 which is a 4.9% increase. A motion to authorize by Alderman Tom Hawley and 2<sup>nd</sup> by Alderman Kevin Donahue and a voice vote with all in favor. Motion carried.

Alderman Dexter Johnson discussed options on how to keep the Rec Center open. Ideas discussed ranged from selling it, turning it over to the Park District, leasing it out to having it run by volunteers. Alderman Rita agreed. Still under discussion.

Motion to adjourn made by Kevin Donahue and 2<sup>nd</sup> by Alderman Nancy Thompson. Voice vote all in favor.

The meeting was adjourned at 8:29 p.m.

The next Finance Committee meeting will be held Tuesday, November 19, 2013 at 7:00 p.m. in the East Annex of City Hall, Blue Island, Illinois.

Respectfully submitted by,

Alderman Nancy Rita, Chair

**Public Health & Safety Committee Report  
for the Meeting of November 6th, 2013**

Present were Director John Rita, Fire Chief Mark Luety, Deputy Chief Michael Cornell, Deputy Fire Chief James Klinker, Alderman Johanson, Alderman Vieyra, Alderman Johnson, and myself. Absent was Alderman Buckner. Also present were Alderman Marcia Stone, Fire Lieutenant Tom Zielinski, and Firefighter Adam Zielinski.

**Citizens Concerns**

A business owner from Olde Western Avenue came to address the issues they are having with the Island Bar and Grill, located at 13414 Olde Western Avenue.

A resident from Lincoln Street came to address issues that they are having with a neighbor.

**Fire Department Grievance**

Firefighter and President of Local 3547 Adam Staszewski presented the argument for payment of Firefighter David Haywood's reimbursement for classes taken, which had previously been denied.

Director John Rita and Fire Chief Mark Luety presented the argument for denying the grievance.

**Presentation by Director John Rita for new Police Department position**

Director John Rita presented the case for creating the appointed position of a Patrol Commander in the Police Department. The function of this office would be to review use of force incidents.

**Fire Department Report**

The Fire Department had 286 emergency calls in October, 193 were EMS calls  
173 Patients were treated  
154 Patients were transported  
40 Patients refused transport

They responded to 22 general fire alarms, and 21 minor fire alarms.

They responded to 25 auto aid calls.

They had 18 calls to man the firehouses.

They responded to 6 mutual aid calls.

There was one garage fire at 2415 Birdsall, the cause is undetermined.

The Fire Department collected \$26,116.56 in the month of October, net of the collection fees.

Marine II has been taken out of the water for the season.

Fire Engine #2133 will be sent out for repairs and preventative maintenance work next week.

The training division has completed 481.25 hours of training for the month of October. Deputy Fire Chief Jim Klinker, and Lieutenant Tony Kunz attended a seminar presented by Blue Card

Command. They will be presenting this information to all the members of the department in training sessions.

Two new part-time firefighters, Tim Wopinek and Demetrius Nolan were sworn in at the City Council meeting on October 8<sup>th</sup>, 2013.

The Civil Service Commission has completed all the testing process for the position of entry level Firefighter and Lieutenant. At present we have two full time Firefighter positions open, one Lieutenant's position, and the Fire Prevention Officer position, which is going to arbitration.

The new SCBA air compressor was delivered Friday, November 1<sup>st</sup> and is in service. We are still waiting on the standard for certification and approval before we will receive the new Air Packs which were also included in this grant.

The Fire Department will be receiving twenty-two new radios from the FEMA Radio Grant within the next several weeks. Blue Island FD and Alsip FD will be the first two departments to receive and test the new radios for the MABAS division.

The Fire Department will be submitting applications for two ambulances through the FEMA Assistance to Fire Fighter's Grant. Each ambulance would cost between \$160,000.00 and \$170,000.00. The City would have to match 10% of the cost if we are awarded the grant.

Fire Chief Luety discussed a new Auto Aid agreement with the Alsip Fire Department.

### **Fire Prevention Week**

Fire Prevention Week was October 6<sup>th</sup> through October 12<sup>th</sup>. This year's theme was Kitchen Fire Safety. During the week, open house and tours were held at both fire stations. Presentations were made on Kitchen Fire Safety. The Fire Department also conducted a poster contest with all the grade schools and the winner will be presented at the City Council meeting of November 12th.

### **Police Department Report**

The Police Department patrolled 16,452 miles for the month of October. 3010 calls answered.

525 Parking Citations  
370 Moving Citations  
225 Traffic Stops  
    5 Felonies  
    36 Misdemeanors  
    19 Warrant Arrests  
    22 Local Ordinance Violations (admin towing fees)  
    49 Vehicles Impounded

Total Fees Collected: \$40,698.92

### **Detective Division**

29 Case Assignments in October  
25 Cases closed  
11 Cases pending apprehension  
24 Cases pending lab

109 Open cases  
5 Warrant Cases

### **Training/Seminars Attended**

Detective Nedved attended a one week Juvenile Specialist School. He is now a State Certified Juvenile Specialist.

Detective Murray attended a one week Gang Specialist School. His now a State Certified Gang Specialist.

Sergeant Podbielniak, Detective Nedved and Detective Delgadillo all attended a two day Lead Homicide Conference. This is part of a mandatory continual education required to maintain Lead Homicide Investigator Status.

Sergeant Podbielniak and Detective Nedved attended the 8 Hour Rapid Deployment Class.

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### **Aldermen Concerns**

Alderman Vieyra expressed concern over juveniles presenting themselves as collecting money for the Untouchables, when no fundraising efforts are currently in effect. She also expressed concern over traffic problems around MetroSouth Medical Center.

Alderman Johnson expressed concern over the Rec Center still being closed. It would not be available for use if a public emergency occurred.

### **Closed Door Session**

The committee went into closed door session to discuss the Fire Department grievance.

The meeting was adjourned at 8:45 p.m.

Our next regular meeting is December 4<sup>th</sup> at 7:00 in the East Annex.

Respectfully submitted,  
Candace Carr  
4<sup>th</sup> Ward Alderman

# Municipal Services Committee

SPECIAL MEETING---Thursday, November 7th, 2013

City of Blue Island East Annex

## Meeting Called To Order At:

### Roll Call:

Alderman Kevin Donahue	<i>Present</i>
Alderman Marcia Stone	<i>Present</i>
Alderman Ken Pittman	<i>Present</i>
Alderman Dexter Frausto	<i>Present</i>
Alderman Jim Johanson	<i>Present</i>

### Others Present:

Treasurer Carmine Bilotto, Alderman Nancy Thompson.  
Water Superintendent Robert Houlf, Director John Rita,  
Mark Miller, Jason Berry, Theresa Malysa, and John Malysa.  
Alderman Jairo Frausto arrived

### Rescinding Of Vincennes No Parking Restrictions:

The Municipal Services Committee Approved and Agrees To send to the Judiciary Committee to RESCIND NO PARKING ORDINANCE ON VINCENNES from 123rd Street to 121st Street to add on street parking near the Blue Station Apartment Complex.

Motion By:	<u>Alderman Donahue</u>
Motion Seconded By:	<u>Alderman Stone</u>
Vote Result:	<u>5 to 0</u>

Theresa & John Malysa Arrived.

### Honorary Street Naming Ordinance:

No Action Was Taken On This Item Due To A Lack of a Second To A Motion To Adopt. (Item Declared Tabled Until next regular Municipal Services Committee.)

Motion By:	<u>Alderman Johnson</u>
Motion Seconded By:	<u>No Second</u>
Vote Result:	<u>TABLED</u>

### Residential Water Billing Appeal:

Water Director Robert Houlf updated the committee on a HIGH WATER BILLING for a resident at 12621 Artesian. Some plumbing issues were identified. The resident was not present, but issue will be addressed in executive session.

**Property Owner Sewer Repair Appeal:**

John and Theresa Malysa presented their appeal in regard to a sewer collapse issue at the properties at 12827-12833 Irving Avenue. Their thought is that the collapse may have occurred during the street repairs that the city had done. Water Superintendent Houlf presented the history of the issue that dates back to former Superintendent Jpe Werner and has been re-evaluated since. The property owner has received a bid of about \$8,000....the city provided the name of a plumbing company that quoted a price not to exceed \$3,500. Matter will be addressed in executive session and a determination made to John Malysa with 5-10 days.

**EXECUTIVE SESSION**

Motion Was Entertained To Go Into Executive Session To Discuss The Two Appeals.

Motion By: Alderman Pittman  
Alderman  
Motion Seconded By: Donahue  
Vote Result: 5 to 0

Executive Session Began at 7:32PM

**Residential Water Billing Appeal:**

The Municipal Services Committee has reviewed an appeal by a resident of an UNUSUALLY HIGH WATER BILLING and recommends/authorizes the City Clerk to remove the sewer and sanitary charges from the 09/28/13 Billing To The Resident at 12626 Artesian, therefore making the amount due \$398.12 that is to be made in six equal monthly payments of \$66.36.

Motion By: Alderman Stone  
Motion Seconded By: Alderman Johnson  
Vote Result: 5 to 0

**Property Owner Sewer Repair Appeal:**

Municipal Services Committee rejected the appeal, will suggest the property owner contact several other area plumbers for a more competitive pricing. (The city will open the street and repave the street as a means to help minimize the cost.)  
Offer Extended Is Good For Only The Next 90 Days.

Motion By: Alderman Johnson  
Alderman  
Motion Seconded By: Donahue  
Vote Result: 5 to 0

The Municipal Services Committee Returned From  
Executive Session at 7:43PM

Adjournment At 7:45PM

Motion By: Alderman Stone

Motion Seconded By: Alderman Pitman

Vote Result: 5 to 0

**Judiciary Committee Report  
for Meeting on November 4, 2013**

The Meeting called to order 6:00pm

Members present Alderman Ostling, Stone, Bilotto, Pittman, and Frausto  
Also present Director John Rita, Treasurer Carmen Bilotto, and Attorney Terry Sullivan

Insurance loss and medical reimbursement

One claim due to ambulance hitting side mirror of car on 10-21-2013 resident requesting \$278.00 to repair damage. Motion to approve by Ald. Stone 2nd by Pittman motion passed to reimburse resident.

Handicap parking sign for 2252 Collins all paper work in order motion to approve Ald. Stone 2nd Pitman.

I would like to make a motion to City Council to have lawyer draft an ordinance.

Handicap parking sign for 2153 121st st lack of paper work this was tabled with a motion by Ald. Stone 2nd Frausto motion passed to table until proper paper work received.

Rescind handicap parking signs at 12750 Francisco & 2456 Grove motion by Ald Stone 2nd Bilotto motion passed.

Committee discussed a noise or nuisance ordinance. Director John Rita suggested a nuisance ordinance if police are called to a residence more than once because loud music persists they should be fined due to repetitive calls losing time for the officer. Attorney Terry Sullivan is looking into an ordinance for this.

Alderman Frausto requested to amend ordinance 13219 B7 permit parking. Amendment to read

no parking on south side from Old Western to Ann St. Motion by Ald. Frausto 2nd Stone to approve.

I make a motion to Counsel to have city attorney drawn up the appropriate amendment.

No further business meeting adjourned 7:00pm next meeting Dec 2, 2013 6:00pm east annex.

Respectfully Submitted  
Alderman Jan Ostling Chairman