

**CITY OF LOCKPORT  
CITY COUNCIL MEETING  
AGENDA**

WEDNESDAY, MAY 16, 2012

**7:00 P.M.**

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- A. PLEDGE OF ALLEGIANCE:
  
- B. ROLL CALL:
  
- C. INTRODUCTION:
  
- D. RECOGNITION:
  - 1. VOLUNTEER YOUR SHOULD KNOW:
  
  - 2. Commander, John Burke, VFW Post 5788 & Commander, Mike Myers, American Legion Post 18 – RE: Memorial Day Parade
  
  - 3. Paul Blough and Tricia Cox, Paradise Bay – RE: Nickapoolooza Fundraiser on June 2, 2012.
  
  - 4. Thomas Drake, former Plan Commission Member from 1995 – 2007
  
  - 5. James Kocik, former Plan Commission Member from 1997 – 2007
  
  - 6. Jay Ozbolt, former Plan Commission Member from 1993 – 2006
  
  - 7. Dave Werner, former Plan Commission Member from 1995 – 2007
  
  - 8. Lockport Township High School Cheerleaders

**E. AGENDA PARTICIPATION:**

(Any person who wishes to speak on a topic that is on the Agenda of the Meeting shall fill out a Speaker Card before the start of the Meeting, either at the City Clerk's Office, or may give to the City Clerk before the start of the Meeting itself, stating name, address, and topic on the Agenda to be discussed. Speaker Cards are required for each of the items the Speaker wishes to address. The purpose of the Cards is to obtain the spelling of name of the Speaker, contact information, and provide for efficient meeting administration. All Speakers shall comply with these rules, which shall be posted at the Speaker Sign-In desk and rulings of the City Clerk. Speakers shall be called by name to approach the podium by the City Clerk. A time limit of five (5) minutes shall be imposed on each Speaker.)

**F. CONSENT AGENDA:**

1. Regular City Council Meeting Minutes of May 2, 2012: Motion to approve the May 2, 2012 Regular City Council Meeting Minutes as presented.
2. Committee of the Whole Meeting Minutes of May 2, 2012: Motion to approve the May 2, 2012 Committee of the Whole Meeting Minutes as presented.
3. June 2012 Monthly Meeting Calendar: Motion to approve the June 2012 Monthly Meeting Calendar as presented.
4. Agreement of Lincoln Landing Site Council/ Resolution No. 12-052: Motion to adopt Resolution No. 12-052/ A Resolution authorizing the execution by the Mayor of the Final Agreement establishing the Lincoln Landing Site Council.
5. Additions to the Criminal Code of the City of Lockport/Ordinance No. 12-028: Motion to pass Ordinance No. 12-028/ An Ordinance amending Chapter 130 entitled "Criminal Code" of the Lockport Municipal Code by adding Section 130.25 entitled "Intoxicated Persons in Public Places"; Section 130.26 "Indecent Exposure and Dress"; and Section 130.27 entitled "Public Urination or Defecation".
6. Hanna Hedge, LLC – Lockport Express Medical Center (Lockport Square, Lot 12) Letter of Credit Release/Resolution No. 12-052: Motion to adopt Resolution No. 12-052/ A Resolution Releasing the Letter of Credit for the Hanna Hedge LLC – Lockport Express Medical Center Development (Lockport Square, Lot 12)

**G. APPROVAL OF MEETING MINUTES:** (If not approved as a Consent Agenda item)

**H. APPROVAL OF PAYROLL:** (If not approved as a Consent Agenda item)

1. Payroll Period ending April 29, 2012: Motion to approve the Payroll Period ending April 29, 2012 as presented.

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**I. MAYOR'S REPORT:**

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|------------------------------|-----|--|
| 1. Heritage Pizza Fundraiser | M-1 | For Heritage Village   |
| 2. Ordinance No. 12-019      | M-2 | An Ordinance amending Chpt. 51.080; Sections 51.080(D) entitled "Rates"; 51.080(E) entitled "Non-Metered Accounts"; 51.080(G) entitled "Senior Citizens' Rates"; and 51.080(H) entitled "Non-Metered Accounts-Seniors" of the Lockport Municipal Code.<br>Action: Mayor's disapproval Object and Veto. |
| 3. Mayor Trivedi Memo 5/2/12 | M-3 | Reappointments to various Committees<br>Action: Motion to reappoint the current Committee Members whose terms have currently expired.  |

4. Proclamation M-4 Action: Motion to proclaim May 17, 2012 as "National Curves Day" in the City of Lockport and increase awareness of women's health issues nationwide.

5. Proclamation M-5 Action: Motion to proclaim May 30, 2012 as "The Gaylord Building Day" in the City of Lockport

J. CITY CLERK'S REPORT:

K. **STAFF REPORT:**

1. CITY ADMINISTRATOR:

2. ADMINISTRATIVE ASSISTANT:

3. FINANCE DIRECTOR:

1. Erik Brown Memo 5/7/12 FD-1 Various Bills  
Action: Motion to approve the various bills as presented.

4. POLICE CHIEF:

5. CITY ATTORNEY:

1. Executive Session Request AT-1 Pending Litigation

6. COMMUNITY DEVELOPMENT DIRECTOR:

7. CITY ENGINEER:

1. A. Wagner Memo 5/9/12 CE-1 2012 ITEP Resolution – State Street (IL 171) Streetscape Improvements/ Resolution No. 12-061  
Action: Motion to adopt Resolution No. 12-061/ A Resolution authorizing the Engineering Department, Mayor and City Clerk, to apply for Illinois Transportation Enhancement Program (ITEP) Funding, to provide all required information for the application, and to execute all required documentation.

2. A. Wagner Memo 5/9/12 CE-2 2012 ITEP Resolution – 159<sup>th</sup> Street (IL 7) Streetscape Improvements/

Resolution No. 12-062  
Action: Motion to adopt Resolution No. 12-062/ A Resolution authorizing the Engineering Department, Mayor, and City Clerk to apply for Illinois Transportation Enhancement Program (ITEP) Funding, to provide all required information for the application, and to execute all required documentation.

8. PUBLIC WORKS DIRECTOR:

1. J. Findlay Memo 4/30/2012

PW-1

Fuel Contract for June 1, 2012 to May 31, 2013/ Resolution No. 12-058

Action: Motion to adopt Resolution No. 12-058/ A Resolution authorizing the City Administrator to enter into a Contract with Avalon Petroleum for the purchase of 89 Octane Auto Fuel and for the purchase of Diesel Fuel under the City of Lockport Fuel Contract June 1, 2012 to May 31, 2013.

L. **PERMANENT COMMITTEES;**

1. PLAN & ZONING COMMISSION:

2. HERITAGE AND ARCHITECTURE:

M. **NEW BUSINESS - MISCELLANEOUS**

N. **OPEN FLOOR FOR COMMENTS**

(Comments will be heard on items that do not appear on the Agenda. The Public Comment portion of the Agenda shall be subject to a twenty (20) minutes limitation. A time limit of five (5) minutes shall be imposed on each Speaker. The purpose of having Public Comments as an Agenda Item is to allow any person to make his/her views known to the City Council upon any subject of general or public interest.

The Council recognizes that Public Comments are for the purpose of legitimate inquiries and discussion by the Public, and not for the purpose of advancing arguments or repetitious questions concerning matters which the Council believes to be closed or not of general public concern.

The Council shall have the right during this period to decline to hear any person or subject matter upon proper motion and majority vote by the Council.

Each person wishing to speak during the Public Comment portion of the Agenda must fill out a Public Comment Speaker Card stating name, address, and the topic about which he/she wishes to speak as well as a sign-in sheet, and give to the City Clerk at the Meeting itself.

The purpose of the Cards is to obtain the spelling of the name of the Speaker, contact information, and provide for efficient meeting administration.

The order of speaking shall be based upon the order of sign-in with first person signing-in speaking first and so forth. If the twenty (20) minutes has elapsed before all Speakers who have signed up are allowed to speak, the City Council may elect to continue the time period.

However, if the City Council elects not to extend the time period those Speakers who signed up but did not speak may if they so choose to be placed on the next Agenda under the Public Comments Section and shall be placed at the top of the Sign-In Sheet in the same order they were in from the previous Sign-In Sheet. All Speakers shall comply with these rules which shall be posted at the Speaker Sign-In desk and rulings of the City Clerk. )

## O. ADJOURNMENT

### OPEN MEETINGS EXEMPTIONS

- 2(c)(1) - **Appointments, Employment, Compensation, Discipline, Performance or Dismissal of specific Employees.**
- 2(c)(2)- **Collective Bargaining Matters.**
- 2(c)(3)- **Selection of a person to fill a Public Office, including a vacancy in a Public Office.**
- 2(c)(5)- **Purchase or Lease of real property, including meetings held for the purpose of discussing whether a particular parcel should be acquired.**
- 2(c)(6)- **The setting of a price for Sale or Lease of property owned by the public body.**
- 2(c)(11)- **Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.**
- 2(c)(21)- **Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.**