

City of Wilmington 1165 South Water Street Wilmington, IL 60481

Agenda
Regular City Council Meeting
Wilmington City Hall
Council Chambers
April 3, 2018
7:00 p.m.

- I. Call to Order
- II. Pledge of Allegiance
- III. Roll Call by City Clerk John Persic, Jr. Kevin Kirwin

Kirby Hall Dennis Vice Lisa Butler Fran Tutor Frank Studer Steve Evans

- IV. Approval of Minutes from the March 21, 2018 Regular City Council Meeting
- V. Mayor's Report
- VI. Report from Wilmington Coalition for a Healthy Community President
- VII. Public Comment

(State your full name clearly; limit 5 minutes each per Ordinance 17-10-17-05)

• Colleen Hansen, representing residents of Vista Drive

### VIII. Planning & Zoning Commission

- 1. Approve Ordinance No. 18-04-03-01 ó An Ordinance Amending the Text of Zoning Ordinance Section 150.68
- 2. Approve Ordinance No. 18-04-03-02 ó An Ordinance Approving a Final/Record of Plat of Subdivision (Fire and Police Station)

- 3. Approve Ordinance No. 18-04-03-03 ó An Ordinance Approving a Preliminary and Final Site Plan (Fire and Police Station)
- 4. The next scheduled meeting is Thursday, April 5, 2018 at 5:00 p.m.

### **IX.** Committee Reports

### A. Buildings, Grounds, Parks, Health & Safety Committee Co-Chairs – John Persic, Jr. & Steve Evans

1. The next scheduled meeting is Wednesday, April 11, 2018 at 5:30 p.m.

### B. Water, Sewer, Streets & Alleys Committee Co-Chairs – Frank Studer & Kevin Kirwin

1. The next scheduled meeting is Wednesday, April 11, 2018 at 6:00 p.m.

# C. Police & ESDA Committee Co-Chairs – Frank Studer & Fran Tutor

1. The next scheduled meeting is Tuesday, April 10, 2018 at 5:30 p.m.

## D. Finance, Administration & Land Acquisition Committee Co-Chairs - Frank Studer & Fran Tutor

- 1. Approve the Accounting Reports as Presented by the City Accountant
- 2. Approve Ordinance No. 18-04-03-04 ó An Ordinance Setting the Reasonable Rates and Charges for Water and Wastewater Services
- 3. The next scheduled meeting is Tuesday, April 17, 2018 at 6:00 p.m.

### E. Ordinance & License Committee Co-Chairs – Kirby Hall & Lisa Butler

- 1. Approve Ordinance No. 18-04-03-05 ó An Ordinance Prohibiting Entry Into The Kankakee River From Wilmington Island Park, Prohibiting Entry Into The Exclusionary Zone, And Authorizing The City Of Wilmington To Purchase And Erect Signs To Designate The Exclusionary Zone
- 2. The next scheduled meeting is Tuesday, April 10, 2018 at 6:00 p.m.

### F. Personnel & Collective Bargaining Committee Co-Chairs – John Persic, Jr. & Dennis Vice

Nothing at this time

### X. Attorney's Report

### **XI.** Executive Session

- 1. Appointment, Employment, Compensation, Discipline, Performance or Dismissal of Specific Employees [5 ILCS 120/2(c)(1)]
- XII. Action to be Taken Following Executive Session
- XIII. Adjournment

The next City Council meeting is Tuesday, April 17, 2018 at 7:00 p.m.

### Minutes of the Regular Meeting of the

Wilmington City Council
Wilmington City Hall
1165 South Water Street
Tuesday, March 21, 2018

### Call to Order

The Regular Meeting of the Wilmington City Council on March 21, 2018 was called to order at 7:00 p.m. by Mayor Roy Strong in the Council Chambers of the Wilmington City Hall.

### **Roll Call**

Upon Roll Call by the Clerk the following members of the corporate authorities answered õHereö or õPresentö:

**Aldermen Present** Butler, Kirwin, Vice, Tutor, Evans

Alderman Absent Studer, Persic, Hall

### Quorum

There being a sufficient number of members of the corporate authorities in attendance to constitute a quorum, the meeting was declared in order.

### Other Officials in Attendance

Also in attendance were the Deputy City Clerk Joie Ziller, City Accountant Kim Doglio, Attorney Bryan Wellner and Attorney Scott Nemanich

### **Approval of Minutes**

Alderman Tutor made a motion and Alderman Evans seconded to approve the March 6, 2018 Regular City Council meeting minutes and have them placed on file

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{0}$ 

The motion carried.

### **Public Hearings**

Alderman Kirwin made a motion and Alderman Evans seconded to open the Public Hearing at 7:02 p.m. for a text amendment to the õZoning Ordinance of the City of Wilmingtonö to add õpolice and fire stations: as permitted uses in the I-5 Large Scale Planned Industrial District

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{\mathbf{0}}$ 

The motion carried.

Attorney Benjamin Schuster representing Adar Ridgeport Industrial Partners informed the Council that the Cityøs I-5 Large Scale Planned Industrial District does not list õFire and Police Stationsö as a permitted or conditional use within the I-5 zoning district and recommend the Council to approve this amendment. No other public comment was made.

Alderman Kirwin made a motion and Alderman Evans seconded to close the Public Hearing at 7:06 p.m.

Upon roll call, the vote was:

AYES: <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{\mathbf{0}}$ 

The motion carried.

Alderman Kirwin made a motion and Alderman Tutor seconded to open the Public Hearing at 7:07 p.m. for the approval of preliminary plat, final plat and site plan of property comprising of 2.11 acres generally located at 29745 Elion Boulevard in Wilmington, IL (PIN 03-17-16-400-012-0010)

Upon roll call, the vote was:

AYES: <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS: 0

The motion carried.

Attorney Benjamin Schuster representing Adar Ridgeport Industrial Partners submitted a petition related to the proposed Fire & Police Station #2 to be constructed at Ridgeport Logistics Center. Chief Zlomie stated that he is ready to get this project underway and will hopefully be ready to move in by Christmas. No other public comment was made.

Alderman Kirwin made a motion and Alderman Tutor seconded to close the Public Hearing at 7:08 p.m.

Upon roll call, the vote was:

AYES: <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS: <u>0</u>
The motion carried

The motion carried

### Mayor' Report

Mayor Strong informed the Council that the South Island Park is open.

Mayor Strong stated that he is disappointed in the resent actions of the Council. When he comes to speak with Aldermen on an individual basis about a specific topic he expects them keeps the decision or opinion they made and not change it.

Mayor Strong reported on the first quarter of the Building Department. There have been twelve permits issued, value of all permits is \$422,308.00, permit fees collected is \$8,085.00. Of the twelve permits six were commercial and six were residential for improvements to existing structures or additions.

### **Public Comment**

Van Holman representing the Wilmington Baseball Softball Association read a letter from Vice President Tim Cragg.

Sarah Savone, Treasurer of the Wilmington Baseball Softball Association reported on the financials of the Association.

Jeff Allgood and Joe Van Duyne spoke on behalf of the 11U travel team.

### **Planning & Zoning Commission**

Alderman Tutor made a motion and Alderman Evans seconded to approve the Planning & Zoning Commission Recommendation to approve the text amendment to the I-5 Large Scale Planned Industrial District adding of Fire and Police Stations as a permitted use within section 150.68, Paragraph 4 (of Permitted Uses) of the City of Wilmington Code of Ordinances

Upon roll call, the vote was:

**AYES:** <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\overline{\underline{0}}$ 

The motion carried

Alderman Tutor made a motion and Alderman Vice seconded to approve the Planning & Zoning Commission Recommendation to approve the site plan, preliminary/final plat for the proposed Fire and Police Station No. 2 subject to the following conditions: 1) Final Engineering review and approval by the City Engineer and 2) Final Engineering review and approval of the Stormwater Management design and calculations by the City Engineer

Upon roll call, the vote was:

AYES: <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{0}$ 

The motion carried

Alderman Tutor made a motion and Alderman Kirwin seconded to approve and adopt the Official City of Wilmington 2018 Zoning Map

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{\mathbf{0}}$ 

The motion carried

The next meeting is scheduled for Thursday, April 5, 2018 at 5:00 p.m.

### **Committee Reports**

Buildings, Grounds, Parks, Health & Safety Committee

Alderman Evans made a motion and Alderman Butler seconded to approve and award the bid submitted by Latinoøs Landscaping, the lowest responsible bidder, for Lawn Care Maintenance Services for the period beginning April 1, 2018 and ending April 30, 2021

Upon roll call, the vote was:

AYES: <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS: <u>0</u>
The motion carried

The next scheduled meeting is Wednesday, April 11, 2018 at 5:30 p.m.

### Water, Sewer, Streets and Alleys Committee

The next scheduled meeting is Wednesday, April 11, 2018 at 6:00 p.m.

### **Police & ESDA Committee**

The next scheduled meeting is Tuesday, April 10, 2018 at 5:30 p.m.

### Finance, Administration & Land Acquisition Committee

Alderman Tutor made a motion and Alderman Butler seconded to approve the Accounts Payable Report dated March 21, 2018 in the amount of \$341,044.88 and the Collector® Report for the Month Ended February 28, 2018 in the amount of \$374,236.00 as presented by the City Accountant

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS: <u>0</u>
The motion carried

Alderman Tutor made a motion and Alderman Evans seconded to approve the Distribution of the 2015 Tax Increment Collected in 2016 in the amount of \$113,580.55 in the Excess Administrative Set Aside in TIF #2 Fund that was held by the City

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS: <u>0</u>

The motion carried

Alderman Tutor made a motion and Alderman Vice seconded approve the Distribution from the TIF #2 Fund, the available Incremental Property Taxes from 2016 that were collected in 2017 and in the Cityøs possession

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{\mathbf{0}}$ 

### The motion carried

Alderman Tutor made a motion and Alderman Kirwin seconded to approve the down payment for the New Sewer Jet, 50% down payment of \$16,000 to EJ Equipment from Manteno pending repairs agreed to and written warranty

Upon roll call, the vote was:

**AYES:** <u>5</u> Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\underline{\mathbf{0}}$ 

The motion carried

No. 5 on the agenda ó Approve Façade Improvement Grant Application submitted by MK Sons Property LLC/Project Address: 708-710 W. Baltimore Street ó was removed per the Finance, Administration and Land Acquisition Committee

The next scheduled meeting is Wednesday, April 17, 2018 at 6:00 p.m.

### Ordinance & License Committee Co-Chairs – Kirby Hall & Lisa Butler

Alderman Butler announced that the final reading of An Ordinance Prohibiting Entry Into The Exclusionary Zone In The Kankakee River From South Island Park And Authorizing The City Of Wilmington To Purchase And Erect Signs To Designate The Exclusionary Zone will be tabled until the April 3, 2018 per the City Attorney to make the necessary changes.

Alderman Butler made a motion and Alderman Tutor seconded to approve Ordinance No. 18-03-21-01 ó An Ordinance Amending the City of Wilmington Building Code with Respect to Amendments to the 2005 National Electric Code

Upon roll call, the vote was:

**AYES:** 5 Aldermen Tutor, Butler, Vice, Evans, Kirwin

NAYS:  $\overline{\underline{0}}$  The motion carried

The next scheduled meeting is Tuesday, April 10, 2018 at 5:30 p.m.

## Personnel & Collective Bargaining Committee Co-Chairs – John Persic Jr.

Nothing at this time

### Attorney's Report

Attorney Wellner had nothing to report.

### Adjournment

Motion to adjourn the meeting made by Alderman Kirwin and seconded by Alderman Tutor. Upon voice vote, the motion carried. The Regular Meeting of the City of Wilmington City Council held on March 21, 2018 adjourned at 7:27 p.m.

Respectfully submitted,

Joie Ziller, Deputy City Clerk

### ORDINANCE NO. <u>18-04-03-01</u>

## ORDINANCE AMENDING THE TEXT OF ZONING ORDINANCE SECTION 150.68

**WHEREAS,** it was determined that it was in the best interests of the City of Wilmington to make amendments to the text of Section 150.68 of the Zoning Ordinance to add police and fire stations to the list of permitted uses allowed in the I-5 Large Scale Planned Industrial District ("**Proposed Text Amendment**"); and

WHEREAS, in accordance with a Notice of Public Hearing published in The Free Press Advocate on February 28, 2018, the Planning and Zoning Commission of this City held a public hearing on March 15, 2018, on whether the Proposed Text Amendment should be recommended to the City Council, at which time all persons present were afforded an opportunity to be heard; and

WHEREAS, the Planning and Zoning Commission of this City has filed its report of findings and recommendations that the requested text amendment be approved by the Mayor and City Council, and the City Council has duly considered said report of findings and recommendations; and

# NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILMINGTON, WILL COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That the report and findings and recommendations of the Planning and Zoning Commission of this City are herein incorporated by reference as the findings of the City Council, as completely as if fully recited herein at length. This City Council finds that the Proposed Text Amendment is in the best interests of the City and its residents, and is consistent with and fosters the purposes and spirit of the Wilmington Zoning Ordinance.

<u>SECTION 2.</u> The text of Section 150.68.4 of the Zoning Ordinance of this City of Wilmington is amended further by adding the following uses as Permitted Uses in the I-5 Large Scale Planned Industrial District:

L. Police and Fire Stations.

<b>SECTION 3.</b> This Ordinance shall approval in the manner provided by law.	be in full force an	d effect upon its passage and
PASSED this 3 <sup>rd</sup> day of April, 2018 voting nay, the Mayor voting, with being:	with member absta	rs voting aye, members aining or passing and said vote
John Persic, Jr.  Dennis Vice Fran Tutor Steve Evans  Approved this 3 <sup>rd</sup> day of April, 2018	Kevin Kirwin Kirby Hall Lisa Butler Frank Studer	
	Roy Strong,	Mayor
Attest:		
Joie Ziller, Deputy City Clerk		

### **ORDINANCE NO.** <u>18-04-03-02</u>

# AN ORDINANCE APPROVING A FINAL/RECORD PLAT OF SUBDIVISION (Fire and Police Station)

BE IT ORDAINED by the Mayor and City Council, of the City of Wilmington, Will County, Illinois as follows:

**SECTION 1**. That the Final/Record Plat of Subdivision for the property commonly known as 29745 Elion Boulevard and attached hereto and marked as Exhibit A be and is hereby approved by the City.

### **SECTION 2. SEVERABILITY**

This Ordinance and every provision thereof, shall be considered severable. In the event that any court of competent jurisdiction may find and declare any word, phrase, clause, sentence, paragraph, provision or section or part of a phrase, clause, sentence, paragraph, provision or section of this Ordinance is void or unconstitutional, the remaining words, phrases, clauses, sentences, paragraphs and provisions and parts of phrases, clauses, sentences, paragraphs, provisions and sections not ruled void or unconstitutional shall continue in full force and effect.

### **SECTION 3. REPEALER**

All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance shall be, and the same are hereby repealed.

### SECTION 4. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this 3 <sup>rd</sup> day of April, 2018 voting nay, the Mayor voting, with being:	3 with members voting aye, members members abstaining or passing and said vote		
John Persic, Jr.  Dennis Vice Fran Tutor Steve Evans	Kevin Kirwin Kirby Hall Lisa Butler Frank Studer		
Approved this $3^{rd}$ day of April, $2018$			
	Roy Strong, Mayor		
Attest:			
Joie Ziller, Deputy City Clerk	<del>_</del>		

# SITE

LOCATION MAP NOT TO SCALE

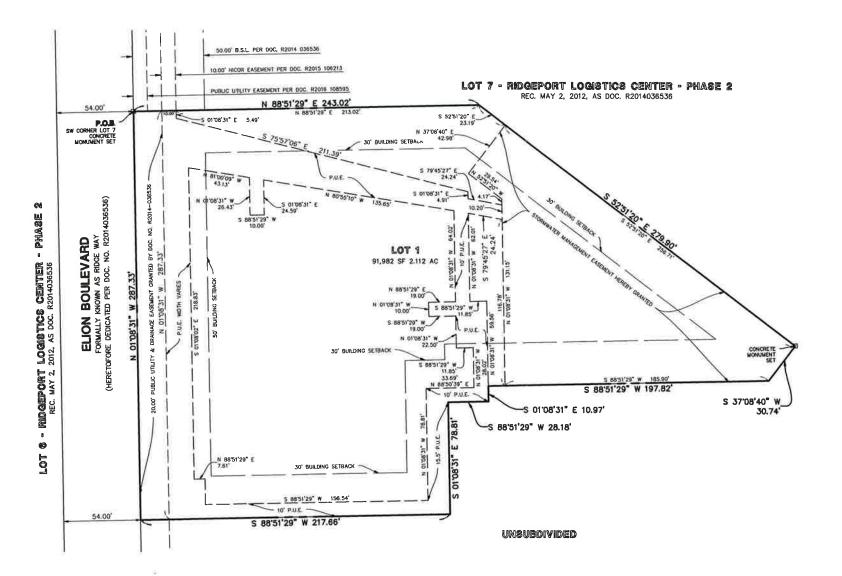
DEVELOPER RADA, LLC 2875 NE 191st ST., SUITE 800 AVENTURA, FLORIDA 33180

### FINAL PLAT OF SUBDIVISION FIREHOUSE No. 2 SUBDIVISION

BEING A SUBDIVISION OF THAT PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 33 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN WILL COUNTY, ILLINOIS.

### SURVEYORS NOTES:

- 1. DIMENSIONS ALONG CURVED LINES ARE ARC LENGTHS.
- 2. DENOTES CONCRETE MONUMENTS.
- 3. IN ACCORDANCE WITH CHAPTER 785 LCS SECTION 205/1 5/8"X 24" LONG IRON ROOS WILL BE SET AT ALL LOT CORNERS AND POINTS OF GEOMETRIC CHANGE.
- 4. P.O.B. POINT OF BEGINNING
- 5. P.U.E. PUBLIC UTILITY EASEMENT HEREBY GRANTED

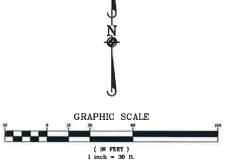


### SURVEYOR'S NOTES

2. DISTANCES ARE MARKED IN FEET AND DEGINAL PLACES THEREOF. NO DIMENSION SHALL BE ASSIGNED BY SCALE MEASUREMENT HEREON. DISTANCES AND/OR BEARINGS SHOWN IN PARENTHESIS (450.07) ARE RECORD OR DEED VALUES.)

3. THIS SUBDIVISION MAY BE SUBJECT TO MATTERS OF TITLE, WHICH MAY BE REVEALED BY A CURRENT TITLE REPORT, PRE-EDISTING EASEMENTS, SETBACKS AND OTHER RESTRICTIONS WHICH MAY BE FOUND IN A CURRENT TITLE REPORT, LOCAL ORDINANCES, DEEDS OR OTHER INSTRUMENTS OF RECORD MAY NOT BE SHOWN.





### BASIS OF BEARINGS

COORDINATES AND BEARINGS ARE BASED UPON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE (HAD 83), ADJUSTED TO GROUND VALUES, SE SETABUSHED BY A REAL-TIME KNEMATIC (RTK) GLOBAL HAVIGATION SATELLITE SYSTEM (GNSS) UTRIZING THE TRANSLE VES NOW NETWOODS.

### SUBMITTED BY/RETURN TO:

RADA LLC 2875 NE 191st ST., SUITE 800 AVENTURA, FLORIDA 33180

PROPERTY AREA

91,982 SQ. FT. (2.112 ACRES)

PIN'S 17-16-400-012-010

OF WILMNGTON FIREHOUSE No. 2

CITY

WILMINGTON, ILLINOIS FINAL PLAT OF SUBDIVISION

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C

PROL MISSOC. GEF CALANT PT. GEF CALE 1/10/18 SCALE 1"-30" RPT.WIL13.01

### **ORDINANCE NO. 18-04-03-03**

# AN ORDINANCE APPROVING A PRELIMINARY AND FINAL SITE PLAN (Fire and Police Station)

BE IT ORDAINED by the Mayor and City Council, of the City of Wilmington, Will County, Illinois as follows:

**SECTION 1**. That the Preliminary and Final Site Plan for the property commonly known as 29745 Elion Boulevard and attached hereto and marked as Exhibit A be and is hereby approved by the City.

### **SECTION 2. SEVERABILITY**

This Ordinance and every provision thereof, shall be considered severable. In the event that any court of competent jurisdiction may find and declare any word, phrase, clause, sentence, paragraph, provision or section or part of a phrase, clause, sentence, paragraph, provision or section of this Ordinance is void or unconstitutional, the remaining words, phrases, clauses, sentences, paragraphs and provisions and parts of phrases, clauses, sentences, paragraphs, provisions and sections not ruled void or unconstitutional shall continue in full force and effect.

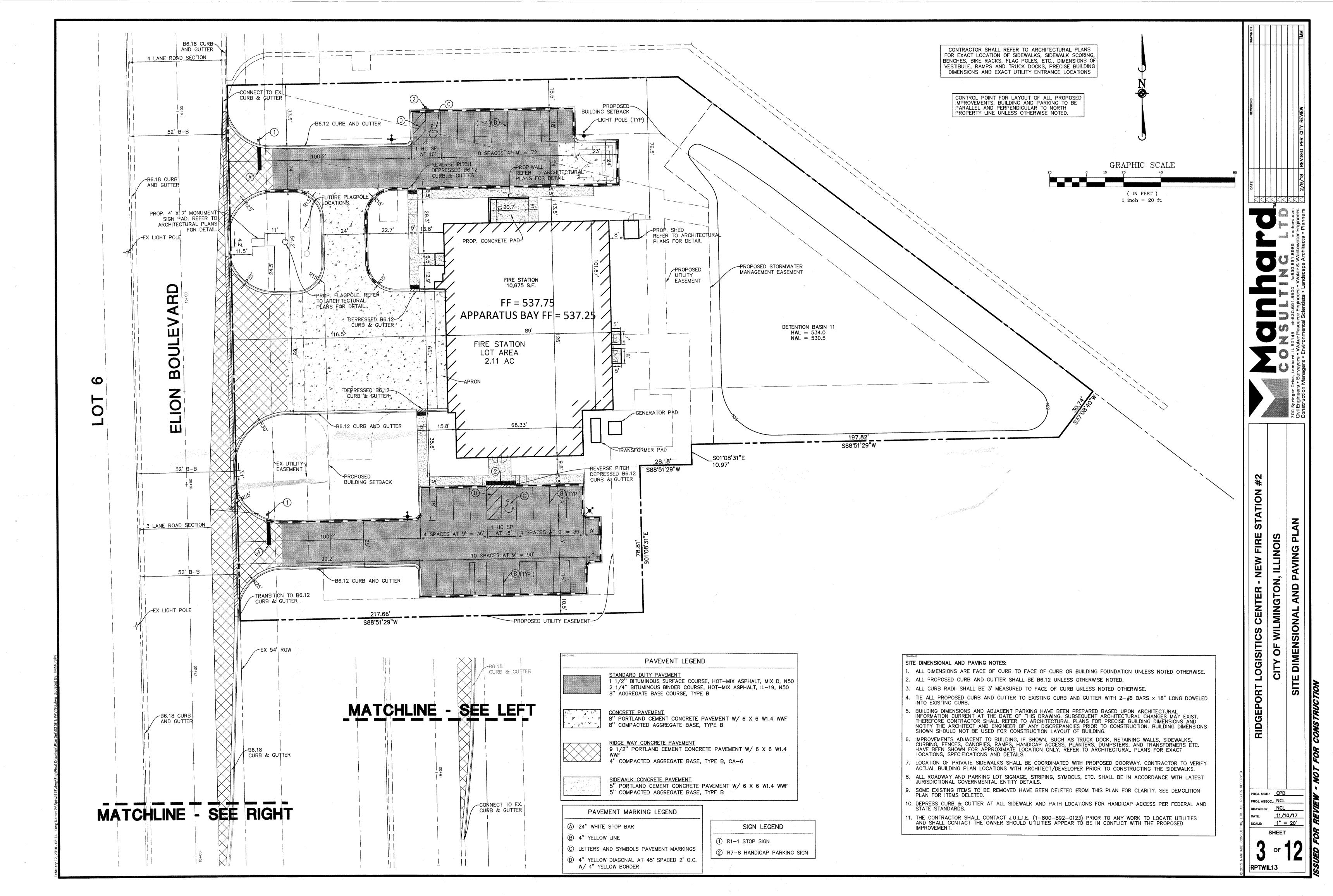
### **SECTION 3. REPEALER**

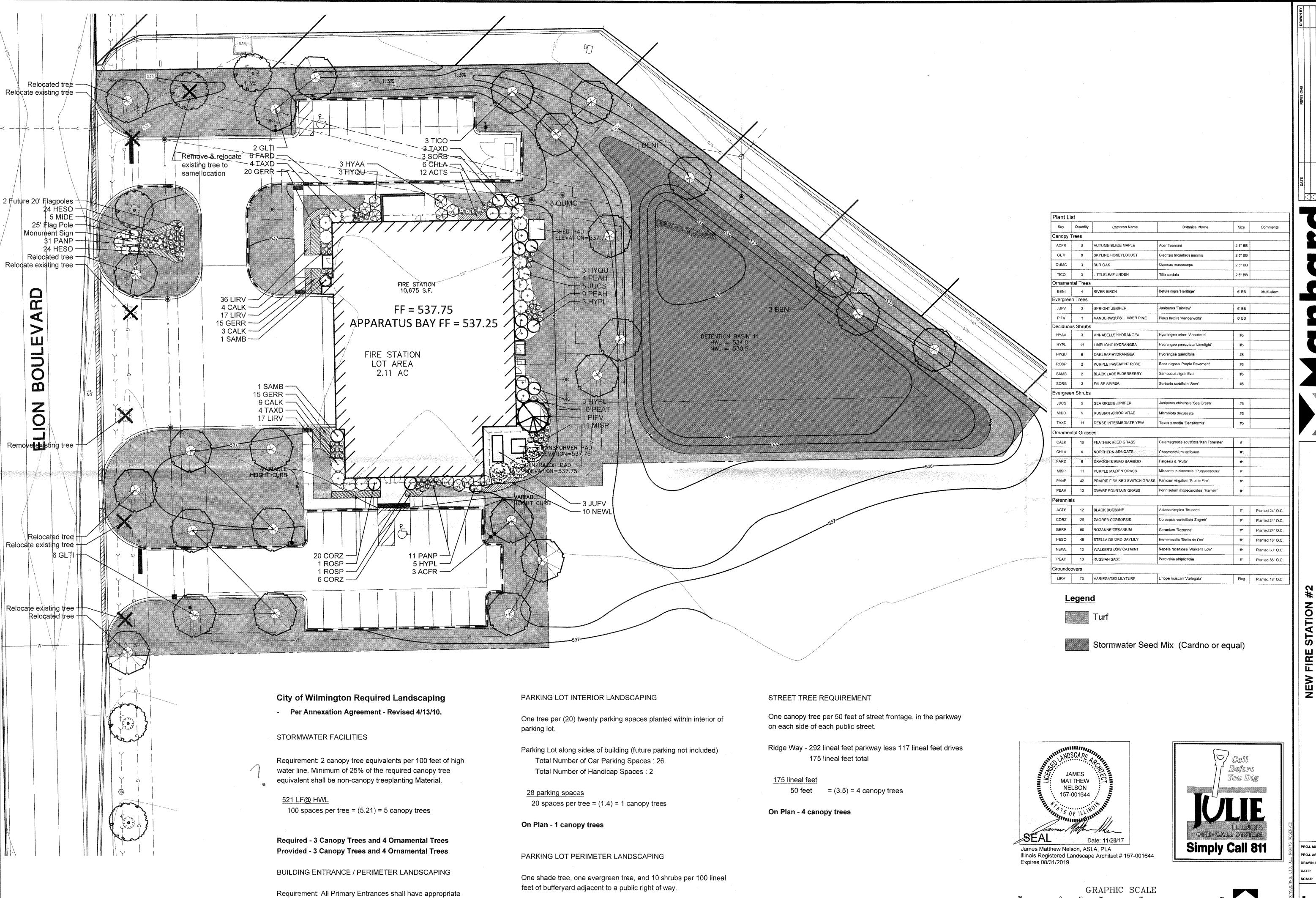
All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance shall be, and the same are hereby repealed.

### SECTION 4. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this 3 <sup>rd</sup> day of April, 2018 voting nay, the Mayor voting, with being:	3 with members voting aye, members members abstaining or passing and said vote		
John Persic, Jr.  Dennis Vice Fran Tutor Steve Evans	Kevin Kirwin Kirby Hall Lisa Butler Frank Studer		
Approved this $3^{rd}$ day of April, $2018$			
	Roy Strong, Mayor		
Attest:			
Joie Ziller, Deputy City Clerk	<del>_</del>		





Not Applicable. No parking lot adjacent to public right of way

landscaped areas

Provided

WILMINGTON, ILLINOIS
LANDSCAPE PLAN

PROJ. MGR.: CPD
PROJ. ASSOC.: NCL
DRAWN BY: MN
DATE: 11/10/17

<u>1" = 20'</u>

SHEET

L1 OF L3

RPTWIL13

NORTH

( IN FEET )

1 inch = 20 ft.

# City of Wilmington Check Register Meeting Date: April 3, 2018



Check#	Date	Vendor/Employee		Amount
Fund	1	General Corporate Fund		
0	3/30/2018	Payroll Sweep		72,300.98
0	3/30/2018	IMRF Retirement		21,052.98
0	3/30/2018	Paycor		125.66
0	3/30/2018	Misc Vendors		392.50
0	3/30/2018	ICMA		565.00
19847	4/3/2018	Air Gas USA, LLC		2,659.83
19848	4/3/2018	Blue Cross Blue Shield of Florida, Inc.		203.40
19849	4/3/2018	Blue Cross Blue Shield of Illinois		1,323.00
19850	4/3/2018	Blue Cross Medicare RX (PDP)		190.00
19851	4/3/2018	Blue Cross Medicare Rx (PDP)		180.30
19852	4/3/2018	Blue Cross Medicare Rx (PDP)		163.70
19853	4/3/2018	Blue Cross Medicare Rx (PDP)		163.70
19854	4/3/2018	Blue Cross MedicareRx (PDP)		195.00
19855	4/3/2018	ComEd		574.71
19856	4/3/2018	D'Orazio Ford		272.90
19857	4/3/2018	DTW Inc		617.50
19858	4/3/2018	Florida Blue		169.40
19859	4/3/2018	Foley & Lardner, LLP		12,414.00
19860	4/3/2018	Grundy Supply		474.73
19861	4/3/2018	Illinois Public Risk Fund		11,030.00
19862	4/3/2018	Illinois State Police		54.00
19863	4/3/2018	Mahoney Silverman & Cross LLC		7,147.95
19864	4/3/2018	Prairie Material Sales Inc		1,477.30
19865	4/3/2018	Spesia & Taylor		810.00
19866	4/3/2018	Stanley Access Tech LLC		1,179.98
19867	4/3/2018	TA Operating, LLC		172.10
19868	4/3/2018	Will County Recorder		37.75
			TOTAL:	135,948.37
Fund	2	Water Operating M & R Fund		
0		Payroll Sweep		13,954.98
0		IMRF Retirement		4,922.00
10263	4/3/2018			1,140.49
10264		Dynegy Energy Services		3,472.90
10268		Illinois Public Risk Fund		1,939.00
10269		Jack Henry & Associates, Inc.		46.15
10271		PDC Labs Inc		2,201.00
10272		Southwest Mechanical Inc		2,610.80
10273		Underground Pipe & Valve Co		2,148.00
10274	4/3/2018	USA Blue Book	_	704.99
			TOTAL:	33,140.31
Fund	3	Sewer Capital Project Fund		
10262		EJ Equipment, Inc.		16,000.00
	5, ==, 2010			10,000.00

				46.000.00
			TOTAL:	16,000.00
Fund	4	Sewer Operating M & R	Fund	
0	3/30/2018	Payroll Sweep		13,566.16
0	3/30/2018	IMRF Retirement		4,040.77
0	3/30/2018	Misc Vendors		144.28
10263	4/3/2018	ComEd		512.98
10264	4/3/2018	Dynegy Energy Services		7,589.30
10265		Fastenal Company		562.32
10266		G & D Tire Alignment		20.00
10267		Heritage FS, Inc.		1,461.62
10268		Illinois Public Risk Fund		1,520.00
10269		Jack Henry & Associates, Inc.		46.15
10270		Mahoney Silverman & Cross LLC		871.25
10274		USA Blue Book		1,296.79
10275		Waste Management Of II SW		3,761.16
10273	1, 3, 2010	waste management of how	TOTAL:	35,392.78
Fund	5	DFC Federal Grant Fu	ınd	
1418		Cardmember Service		4,048.61
1419		III. Dept. of Employment Security		24.09
1420		Konica Minolta		178.95
0		Better Business Planning Inc.		2,611.08
Ū	3/30/2010	better business riuming me.	TOTAL:	6,862.73
			101AL	0,002.73
Fund	7	ESDA Fund		
19869	4/3/2018	Wilmington Pizzaria		209.00
			TOTAL:	209.00
Fund	17	Water Capital Project	Fund	
10276	4/3/2018	Zenner Performance		900.00
			TOTAL:	900.00
Fund	25	RidgePort TIF#2 Fur	nd	
0	3/23/2018	Michelin North America, Inc.		1,791,094.10
0		Adar Ridgeport Industrial Partners,	LLC	311,002.69
· ·	3, 23, 2020	The state of the s	TOTAL:	2,102,096.79
			GRAND TOTAL:	2,330,549.98
			_	
Deni	nis Vice	Kirby Hall	Steve Eva	ins
John	Persic, Jr.	Kevin Kirwin	Frank Stu	der
1.1-	o Dutlor	- From Title	Approved: April	<u>3, 2018</u>
LIS	a Butler	Fran Tutor		

### **ORDINANCE NO.** <u>18-04-03-04</u>

## AN ORDINANCE SETTING THE REASONABLE RATES AND CHARGES FOR WATER AND WASTEWATER SERVICES

WHEREAS, State statute authorizes municipalities to provide water and wastewater services to real property within and without the municipality of corporate limits; and

**WHEREAS**, the City of Wilmington provides water and wastewater services to the real property within and without the Cityøs municipal corporate limits; and

**WHEREAS,** State statute 65 ILCS 5/11-139-8 imposes a duty upon the City to õcharge the inhabitants thereof a reasonable compensation for the use and service of the combined waterworks and sewerage system and to establish rates for that purposeö; and

WHEREAS, said statute further requires that the rates that the City charges shall be sufficient at all times to (1) pay the cost of operation and maintenance of the combined waterworks and sewerage system, (2) provide an adequate depreciation fund, and (3) pay the principal of and interest upon all debt service issued therefore; and

**NOW THEREFORE, BE IT ORDAINED** by the City Council of the City of Wilmington, Will County, Illinois, that Section 52.01 of the City Code of Ordinances be and is amended to read as provided in Section 1 below.

**NOW THEREFORE, BE IT FURTHER ORDAINED** by the City Council of the City of Wilmington, Will County, Illinois, that Section 52.01 of the City Code of Ordinances be amended to read as provided in Section 2 and Section 3 below only upon future action by the City Council taken by Ordinance no less than 30 days prior to the implementation of a new rate structure.

### **SECTION 1:**

### 52.01 Service rates and charges.

There are established rates and charges for the use and service supplied by the combined waterworks and sewerage system of the city, as follows:

A. Basis for Water and Wastewater Service Charges. The water and wastewater service charge for the use of and for service supplied by the water and wastewater facilities of the city shall consist of a basic user charge for operation and maintenance plus replacement and a debt service charge.

- 1. The debt service charge shall be computed by dividing the annual debt service of all outstanding bonds and/or loans by the number of users including units of service. Through further division, the monthly debt service charge can be computed.
- 2. The basic user charge shall be based on water usage as recorded by water meters for water and wastes having the following normal concentrations: a five-day, 20°C biochemical oxygen demand (BOD) of 200 mg/l.
- 3. The water and wastewater service charge shall be reviewed periodically to reflect a change in debt service or a change in operation and maintenance costs including replacement costs.
- B. Measurement of Flow. The volume of flow used for computing basic user charges and surcharges shall be metered water consumption read to the lowest even increments of 100 gallons.
  - 1. If the person discharging wastes into the public sewers procures any part, or all, of his water from sources other than the public waterworks system, all or a part of which is discharged into the public sewers, the person shall install and maintain, at his expense, water meters of a type approved by the city for the purpose of determining the volume of water obtained from these other sources.
  - 2. Devices for measuring the volume of waste discharged may be required by the city if these volumes cannot otherwise be determined from the metered water consumption records.
  - 3. Metering devices for determining the volume of waste shall be installed, owned, and maintained by the person. Following approval and installation, the meters may not be removed, unless service is cancelled, without the consent of the city.
- C. The following rates and service charges shall apply to bills issued on or after June 1, 2018:

### WATER RATES AND SERVICE CHARGES

Rates and Charges. There shall be and are hereby established rates and charges for the use of water and for the service of water pumping and distribution in the city as follows:

- 1. A monthly base rate of \$8.63 for each unit of service, plus an additional rate of \$7.93 for up to the first 1,000 gallons. Then \$7.93 per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.
- 2. Rates for customers located outside the city limits. A monthly base rate of \$12.95 for each unit of service, plus an additional rate of \$11.90 for up to the first 1,000 gallons. Then \$11.90 per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.

- 3. There shall be added to the monthly bill an additional meter replacement fee of \$2.81. There will be an additional maintenance cost for any user who has a water meter greater than a one-inch meter to actual cost for replacement of the user's water meter and the user will receive a credit for the cost of a one-inch water meter towards the replacement costs.
- 4. Bulk users shall pay \$75.00 minimum charge for less or equal to 1500 then \$30.00 per 1,000 gallons for each additional unit. Hydrant meter will require a \$1,000 deposit and a \$50.00 per month non-refundable rental fee.

### WASTEWATER RATES AND SERVICE CHARGES

Rates and Charges. There shall be and are hereby established rates and charges for the use of and for the waste facilities of the city:

- 1. A monthly base rate of \$34.52 for each unit of service, plus an additional rate of \$8.46 for up to the first 1,000 gallons. Then \$8.46 per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month based upon metered usage, either metered water or metered sewage usage.
- 2. Rates for customers located outside the city limits. A monthly base rate of \$51.78 for each unit of service, plus an additional rate of \$12.69 for up to the first 1,000 gallons. Then \$12.69 per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month based upon metered usage, either metered water or metered sewage usage.

### D. Discounts

- 1. Persons over the age of sixty-five (65) years or over, residing in their own residence with separate metered water service for that residential unit shall receive a 10% discount on the water consumption and sewer consumption portion of their City of Wilmington utility bill upon completing an application with the Utility Billing department.
- 2. Persons with a disability who has a physical or mental impairment, disease, or loss of a permanent nature and who presents a determination of a disability by a physician or presents an Illinois Disabled Person Identification Card issued pursuant to the Illinois Identification Card Act indicating that the person has a Type 1 or 2, Class 2 disability, residing in their own residence with separate metered water service for that residential unit shall receive a 10% discount on the water consumption and sewer consumption portion of their City of Wilmington utility bill upon completing an application with the Utility Billing department.

### **SECTION 2:**

### 52.01 Service rates and charges (Beginning June 1st of each year after 2018).

There are established rates and charges for the use and service supplied by the combined waterworks and sewerage system of the city, as follows:

- A. Basis for Water and Wastewater Service Charges. The water and wastewater service charge for the use of and for service supplied by the water and wastewater facilities of the city shall consist of a basic user charge for operation and maintenance plus replacement and a debt service charge.
  - 1. The debt service charge shall be computed by dividing the annual debt service of all outstanding bonds and/or loans by the number of users including units of service. Through further division, the monthly debt service charge can be computed.
  - 2. The basic user charge shall be based on water usage as recorded by water meters for water and wastes having the following normal concentrations: a five-day, 20°C biochemical oxygen demand (BOD) of 200 mg/l.
  - 3. The water and wastewater service charge shall be reviewed periodically to reflect a change in debt service or a change in operation and maintenance costs including replacement costs.
- B. Measurement of Flow. The volume of flow used for computing basic user charges and surcharges shall be metered water consumption read to the lowest even increments of 100 gallons.
  - 1. If the person discharging wastes into the public sewers procures any part, or all, of his water from sources other than the public waterworks system, all or a part of which is discharged into the public sewers, the person shall install and maintain, at his expense, water meters of a type approved by the city for the purpose of determining the volume of water obtained from these other sources.
  - 2. Devices for measuring the volume of waste discharged may be required by the city if these volumes cannot otherwise be determined from the metered water consumption records.
  - 3. Metering devices for determining the volume of waste shall be installed, owned, and maintained by the person. Following approval and installation, the meters may not be removed, unless service is cancelled, without the consent of the city.

C. The following rates and service charges shall apply to bills issued on June 1<sup>st</sup> of every year:

### WATER RATES AND SERVICE CHARGES

Rates and Charges. There shall be and are hereby established rates and charges for the use of water and for the service of water pumping and distribution in the city as follows:

- 1. Monthly base rate increase of 2% for each unit of service, plus an additional 2% rate increase per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.
- 2. Rates for customers located outside the city limits. A monthly base rate increase of 2% for each unit of service, plus a 2% rate increase per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.
- 3. There shall be added to the monthly bill an additional meter replacement fee increase of 2%. There will be an additional maintenance cost for any user who has a water meter greater than a one-inch meter to actual cost for replacement of the user's water meter and the user will receive a credit for the cost of a one-inch water meter towards the replacement costs.
- 4. All Bulk user fees will increase by 2% each year.

### WASTEWATER RATES AND SERVICE CHARGES

Rates and Charges. There shall be and are hereby established rates and charges for the use of and for the waste facilities of the city:

- 1. Monthly base rate increase of 2% for each unit of service, plus an additional 2% rate increase per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.
- 2. Rates for customers located outside the city limits. A monthly base rate increase of 2% for each unit of service, plus a 2% rate increase per each 1,000 gallons or fraction thereof in excess of 1,000 gallons per month.

### D. Discounts

- 1. Persons over the age of sixty-five (65) years or over, residing in their own residence with separate metered water service for that residential unit shall receive a 10% discount on the water consumption and sewer consumption portion of their City of Wilmington utility bill upon completing an application with the Utility Billing department.
- 2. Persons with a disability who has a physical or mental impairment, disease, or loss of a permanent nature and who presents a determination of a disability by a

physician or presents an Illinois Disabled Person Identification Card issued pursuant to the Illinois Identification Card Act indicating that the person has a Type 1 or 2, Class 2 disability, residing in their own residence with separate metered water service for that residential unit shall receive a 10% discount on the water consumption and sewer consumption portion of their City of Wilmington utility bill upon completing an application with the Utility Billing department.

### **SECTION 3. EFFECTIVE DATE**

This Ordinance signification in pamphlet			after its passage, approval and
	day of April, 2018	with members v	voting aye, members voting ng and said vote being:
John Persic, Jr. Dennis Vice Fran Tutor Steve Evans  Approved this 3 <sup>rd</sup> day of	April, 2018	Kevin Kirwin Kirby Hall Lisa Butler Frank Studer	
		Roy Strong,	, Mayor
Attest:			
Joie Ziller Denuty City	Clerk	<del>_</del>	

State of Illinois	)
	) SS
County of Will	)

### **Certification of Ordinance**

I, the undersigned, do hereby certify that I am the duly qualified and acting Deputy City Clerk of the City of Wilmington, Will County, Illinois, and that as such official I am the keeper of the records of said City.

I do further certify that the attached is a full, true and complete copy of Ordinance No.  $\underline{18-04-03-01}$  adopted by the City Council of Wilmington at a meeting held on the  $\underline{3^{rd}}$  day of April,  $\underline{2018}$ .

I do further certify that the deliberations of the City Council on the adoption of said Ordinance were conducted openly, that the vote on the adoption of said Ordinance was taken openly, that notice of said meeting was duly given to all news media requesting notice thereof, that said meeting was called and held in strict compliance with the provisions of the Illinois Open Meetings Act and the Illinois Municipal Code as amended, and that the City Council has complied with all pertinent provisions of said Act and Code in the adoption of said Ordinance.

IN WITNESS WHEREOF, I hereunto affix my signature and the corporate seal of the City of Wilmington this  $3^{rd}$  day of April, 2018.

Joie Ziller,	, Deputy City Clerk

### **ORDINANCE NO. 18-04-03-05**

# AN ORDINANCE PROHIBITING ENTRY INTO THE KANKAKEE RIVER FROM WILMINGTON ISLAND PARK, PROHIBITING ENTRY INTO THE EXCLUSIONARY ZONE, AND AUTHORIZING THE CITY OF WILMINGTON TO PURCHASE AND ERECT SIGNS TO DESIGNATE THE EXCLUSIONARY ZONE

WHEREAS, City of Wilmington finds and determines it is in the best interests of the City and its residents to prohibit all people from entering into the waters of the Kankakee River from Wilmington Island Park and from entering into the Exclusionary Zone as defined below.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILMINGTON, WILL COUNTY, ILLINOIS, AS FOLLOWS:

### **SECTION 1: AMENDMENT**

Amend Title XIII- General Offenses of the Wilmington Code of Ordinances to add the following:

### 132.26 – Prohibited Entry into the Kankakee River and Exclusionary Zone

- (A) Exclusionary Zone. For purposes of this Ordinance, the Exclusionary Zone is that area located 100 feet north and 50 feet south of the east abutment of the Kankakee River Dam with the Zoneøs westerly line being the east side the Kankakee Riverøs wasterøs edge, and the Zoneøs easterly line being the west pavement edge of S. Park Street, except that in the gravel parking lot area west of S. Park Street, the Zoneøs easterly line is the west graveled edge of the parking area. The Exclusionary Zone shall be designated by signs.
- (B) It is unlawful for any person to enter the Wilmington Island Park Exclusionary Zone, as designated by signs, for any purpose.
- (C) It is unlawful for any person to enter the Kankakee River from Wilmington Island Park property and be in the Kankakee River water south of the south abutments of the Illinois State Route 53 Kankakee River bridge, as designated by signs.
- (D) Shore fishing only is allowed in the Wilmington Island Park so long as the person has any necessary licenses. No fishing is allowed in or from the Exclusionary Zone.
- (E) This Ordinance does not prohibit authorized personnel from entering the Exclusionary Zone for emergency purposes or to conduct training exercises related to emergency water rescue.

### **SECTION 2: AUTHORITY TO PURCHASE AND ERECT SIGNS**

City of Wilmington is authorized to purchase and erect signs on Wilmington Island Park property to designate and provide notice that the abovementioned restrictions will be enforced.

### **SECTION 3: PENALTIES**

Any person who violates this Ordinance is subject to the penalties provided in Section 132.99 of the Code of Ordinances of the City of Wilmington and may be issued a Notice of No Trespass into Wilmington Island Park.

### **SECTION 4: SEVERABILITY**

If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

### **SECTION 5: REPEALER**

All ordinances or parts of ordinances conflicting with any provisions of this ordinance are hereby repealed.

### **SECTION 6: EFFECTIVE DATE**

This Ordinance shall be in full force publication as provided by law.	e and effect from and after its passage, approval and
	8 with members voting aye, members members abstaining or passing and said vote
John Persic, Jr. Steve Evans Fran Tutor Dennis Vice	Kevin Kirwin Kirby Hall Lisa Butler Frank Studer
Approved this $3^{rd}$ day of April, 2018	
	Roy Strong, Mayor
Attest:	
Joie Ziller, Deputy City Clerk	