

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, OCTOBER 12, 2015 AT THE VILLAGE POLICE STATION BUILDING, 7760 QUINCY STREET, IN THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS.

1. CALL TO ORDER

The meeting was called to order at the hour of 6:32 p.m. by Mayor Frank Trilla.

2. ROLL CALL

Those present at roll call were Mayor Frank Trilla, Village Clerk Leroy Hansen, Trustees Sue Berglund, Umberto Davi, Terrence Kelly, Michael Mistele, Gayle Neal, and Paul Oggerino.

ABSENT: None

Also present were Village Attorney Thomas Bastian, Village Attorney Michael R. Durkin, Village Administrator Timothy Halik, Director of Finance Carrie Dittman, Chief Mark Shelton, Deputy Chief Mark Altobella, and Assistant to the Village Administrator Garrett Hummel.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

Mayor Trilla asked Chief Shelton to lead everyone in saying the Pledge of Allegiance.

4. VISITORS' BUSINESS

None presented.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - September 28, 2015 (APPROVE)
- c. Minutes - Executive Session Board Meeting - September 28, 2015 (APPROVE)
- d. Warrants - \$84,892.15 (APPROVE)
- e. Monthly Financial Report - September 30, 2015 (APPROVE)
- f. Ordinance - An Ordinance Declaring Surplus Property and Authorizing the Sale of the Same - Ordinance No. 15-O-28 (PASS)

- g. Resolution - A Resolution Proclaiming Red Ribbon Week in the Village of Willowbrook - Resolution No. 15-R-65 (ADOPT)
- h. Resolution - A Resolution Creating Set Hours for Halloween Solicitation - Resolution No. 15-R-66 (ADOPT)

Mayor Trilla asked the Board if there were any items to be removed from the Omnibus Vote Agenda.

MOTION: Made by Trustee Mistele and seconded by Trustee Davi to approve the Omnibus Vote Agenda as presented.

ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal, and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

NEW BUSINESS

- 6. ORDINANCE - AN ORDINANCE APPROVING AND AUTHORIZING A PARKING AND TRAFFIC ENFORCEMENT AGREEMENT BY AND BETWEEN THE VILLAGE OF WILLOWBROOK AND HEARTLAND WILLOWBROOK, LLC D/B/A WILLOWBROOK APARTMENTS

Chief Shelton related that the Willowbrook Apartments complex had recently been purchased by Heartland Willowbrook, LLC. The police department had been contacted by the management company requesting a new traffic agreement.

MOTION: Made by Trustee Mistele and seconded by Trustee Oggerino to pass Ordinance No. 15-0-29 as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal, and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

- 7. ORDINANCE - AN ORDINANCE OF THE VILLAGE OF WILLOWBROOK ESTABLISHING A MORATORIUM ON THE UNREGULATED PRIVATE USE OF DRONES WITHIN THE VILLAGE OF WILLOWBROOK

Administrator Halik advised that in February of 2012, the Modernization and Reform Act was passed pertaining to the Federal Aviation Administration (FAA). This provided a framework for integrating new technology into national airspace. Individuals may fly unmanned aerial systems or drones without

special permission from the FAA provided that rules are followed that include: flying below 400 ft., remain clear of surrounding obstacles, keep aircraft within reasonable site at all times, keep clear of manned aircraft, do not fly within five (5) miles of an airport unless the control tower is notified, do not fly near or over unprotected people or stadiums, do not fly an aircraft that weighs over 55 pounds, and do not be reckless or careless with the drone.

There have been many reports of incidents involving owners of drones failing to follow the rules. Several trustees have expressed concern about the safety and security for Willowbrook residents.

On August 18, 2015, the State of Illinois created the Unmanned Aerial Systems Task Force to develop rules for the use of drones. The task force recommendations are not due to the Governor until July of next year.

The expanding use of the devices is outpacing the current laws that regulate them. In response to the growing concerns of the trustees, it is recommended that a moratorium on drone use within Willowbrook be considered until the all relevant data on drone usage is gathered, we can determine whether the Village has the authority to regulate its usage, and appropriate measures are implemented to address all concerns.

This ordinance was drafted by Attorney Bastian and will establish a moratorium on the use of drones in Willowbrook, with exceptions, and will expire two (2) years from the effective date of the ordinance unless acted upon sooner.

Trustee Kelly asked for clarification on the exceptions. Attorney Bastian advised that law enforcement agencies can use drones with a search warrant, and certain agricultural uses can also. Attorney Bastian stated that there is a specific prohibition on the use of drones that interferes with lawful hunting.

Attorney Bastian related that if an owner of a drone violates this ordinance, the owner could be cited for disorderly conduct.

MOTION: Made by Trustee Mistele and seconded by Trustee Berglund to pass Ordinance No. 15-0-30 as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal, and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

8. MOTION - A MOTION TO APPROVE THE FISCAL YEAR 2014/15
COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR), TIF
COMPLIANCE REPORT AND MANAGEMENT LETTER

Director Dittman advised that in the Board packet are excerpts of the Annual Audit that was prepared. Highlights included:

- General Fund Revenue exceeded budget by \$870,855 or 11.4%.
- General Fund Expenditures were under budget by approximately \$702,000. The major contributing factors were the deferral of the Willow Pond Park project and the ERP purchase.
- The Village's ending General Fund balance for April 30, 2015 was \$5,670,237, with 278 operating days, which exceeds the Village's targeted amount of days of 120.

Ms. Dittman introduced Scott Termine and Kimberly Marshall from BKD, LLP., auditors for the Village of Willowbrook.

Mr. Termine related that for the Fiscal Year 2015, there was an implementation of the first of two accounting standards that will change the pension reporting standards. For the first year, the change primarily impacts the disclosures and supplementary information that is in the audit. For the second year, the liabilities will become part of the financial statement.

MOTION: Made by Trustee Kelly and seconded by Trustee Oggerino to approve the Fiscal Year 2014/15 Comprehensive Annual Financial Report, Tax Increment Financing District Fund Report, and Audit Management Letter as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal, and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

PRIOR BUSINESS

9. COMMITTEE REPORTS

Trustee Neal had no report.

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Berglund had no report.

Trustee Davi had no report.

Trustee Oggerino had no report.

10. ATTORNEY'S REPORT

Attorney Bastian had no report.

11. CLERK'S REPORT

Clerk Hansen had no report.

12. ADMINISTRATOR'S REPORT

Administrator Halik had no report.

13. MAYOR'S REPORT

Mayor Trilla had no report.

14. EXECUTIVE SESSION

Mayor Trilla stated that there was no need for Executive Session during tonight's meeting.

15. ADJOURNMENT

MOTION: Made by Trustee Mistele and seconded by Trustee Berglund, to adjourn the Regular Meeting at the hour of 7:03 p.m.

ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal, and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

October 26, 2015.

Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.