

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, AUGUST 22, 2016 AT THE BURR RIDGE POLICE DEPARTMENT, TRAINING ROOM, 7700 COUNTY LINE ROAD, VILLAGE OF BURR RIDGE, DUPAGE COUNTY, ILLINOIS.

1. CALL TO ORDER

The meeting was called to order at the hour of 6:30 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 Administrator Timothy Halik, Director of Finance Carrie Dittman, Chief Mark Shelton, Assistant to the Village Administrator Garrett Hummel, Deputy Clerk Cindy Stuchl, Planning Consultant Anna Franco, and Interim Superintendent of Parks and Recreation John Fenske.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

Mayor Trilla asked Deputy Clerk Stuchl 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 - August 8, 2016 (APPROVE)
- c. Warrants - \$492,424.14 (APPROVE)
- d. Resolution - A Resolution Accepting a Proposal to Manage and Administer the Promotional Application and Examination Process for the Police Sergeant Hiring Process - I/O Solutions - Resolution No. 16-R-47 (ADOPT)
- e. Resolution - A Resolution Authorizing the Mayor and Village Clerk to Accept a Proposal to Install Drainage Culverts and Re-Profile Drainage Ditches at Ridgemoor

Drive & Lane Court - Sunset Sewer & Water, Inc., and Ratifying and Confirming the Village Administrator's Prior Acceptance of Said Proposal - Resolution No. 16-R-48 (ADOPT)

- f. Resolution - A Resolution Approving a Plat of Easement - 6710 S. Madison Street - Resolution No. 16-R-49 (ADOPT)
- g. Plan Commission Recommendation - Public Hearing 16-09: consideration of a petition for approval of a variance to reduce the exterior side yard setback including such relief, exceptions and variations from Title 9 of the Village Code necessary to allow a single family residential unit in the R-2 Zoning District - 10 Midway Drive. (RECEIVE)

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. DELINQUENT WATER BILLS

Administrator Halik advised that there were three (3) delinquent water bills. Staff requested authorization to proceed in accordance with past practices, which was granted.

Attorney Bastian advised that it was requested to discuss the Lake Hinsdale Park project at this time.

MOTION: Made by Trustee Neal and seconded by Trustee Kelly to discuss Item #11 at this time.

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

MOTION DECLARED CARRIED

11. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CERTAIN CONTRACT - LAKE HINSDALE PARK IMPROVEMENT PROJECT - GLI SERVICES, INC. d/b/a GEORGE'S LANDSCAPING, INC.

Administrator Halik related that originally this project was to be renovated as a joint project with the Midtown Athletic Club in 2014. When that fell through, it was then postponed to the Spring of 2015 while staff worked to secure some supplemental funding. However, early that Spring, the Village received notification that two (2) grants previously awarded to the Village were suspended until further notice. The project then came to a standstill pending resolution of the grant issue.

Several residents of Lake Hinsdale Tower attended a Parks and Recreation Commission meeting and urged the Commission to move forward with the project. After discussions with the residents, the Commission requested the design of the park be revised and put out to bid for completion of the project in the Fall.

The design consultant revised the project and provided project bid documents. The project went out to bid on August 3, 2016 and the opening was held on August 18<sup>th</sup>. Four sealed bids were received. The low bid in the amount of \$79,063 was submitted by GLI Services, Inc. d/b/a George's Landscaping, Inc. The bid was almost \$13,000 below the consultant's estimate.

Staff recommends the acceptance of the bid submitted. Project funding is a mix of revenue from the General Fund, a ComEd grant, and Special Recreation Services funds.

Trustee Berglund related that she has issues with the proposed garden plots. Trustee Berglund advised that she has concerns of the additional work for Public Works employees.

Trustee Mistele stated that a lot of the Tower residents have missed the playground since the old one was removed.

Administrator Halik advised that when the Parks Master Plan was originally produced, the initial plan for the Lake Hinsdale Park was to make it a passive recreational park. Administrator Halik stated the he was surprised with the complaints that were received that the playground equipment had been removed.

Administrator Halik stated that the garden plots are a new concept for the Village. He advised that this concept has been brought up a few times in the last 20 years. The Park Commission has researched other towns that offer garden plots to review their regulations. The Park Commission will be using their regulations

to create one for Willowbrook. There are nine (9) plots in this plan with the ability to double to 18. There is also a handicap accessible plot.

Trustee Berglund also related that parking is nonexistent for non-residents of Lake Hinsdale Tower.

Administrator Halik advised that the Park Commission will be working on establishing a policy manual and fees. The procedures should be in place prior to the Spring growing season. Trustee Oggerino requested that the Board be able to review the policy prior to it being implemented.

Mayor Trilla questioned the Lake Hinsdale Tower residents that were in attendance if they had a problem with the Board approving the resolution with the condition that the garden plots be removed at this time. After further research is conducted, then the garden plots may be added later. The residents all agreed.

MOTION: Made by Trustee Davi and seconded by Trustee Mistele to adopt Resolution 16-R-50 as amended excluding the garden plots.

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

MOTION DECLARED CARRIED

7. ORDINANCE - AN ORDINANCE AMENDING THE VILLAGE CODE OF THE VILLAGE OF WILLOWBROOK, TITLE 9 ZONING ORDINANCE, TO ADD "PHYSICAL CULTURE AND HEALTH SERVICE, GYMNASIUM, AND EXERCISE SALON" AS A NEW SPECIAL USE IN THE M-1 ZONING DISTRICT

Planning Consultant Franco related that this text amendment is being proposed by an applicant wishing to open a small gym in part of an existing building located at 7890 Quincy Street. If approved, this ordinance will approve the text amendment to add this use as a special use in the M-1 Zoning District. The following ordinance would approve the special use permit for Inspirit.

The Plan Commission evaluated this application at their meeting and Public Hearing held on August 8<sup>th</sup> and recommended that it be brought before the Village Board for approval.

MOTION: Made by Trustee Mistele seconded by Trustee Berglund to pass Ordinance 16-O-38 as presented.

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

MOTION DECLARED CARRIED

8. ORDINANCE - AN ORDINANCE AUTHORIZING A SPECIAL USE FOR A PHYSICAL CULTURE AND HEALTH SERVICE, GYMNASIUM, AND EXERCISE SALON USE - 7890 QUINCY STREET, INSPIRFIT

No further discussion was necessary.

MOTION: Made by Trustee Mistele and seconded by Trustee Berglund to pass Ordinance 16-0-39 as presented.

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

MOTION DECLARED CARRIED

9. ORDINANCE - AN ORDINANCE AMENDING THE VILLAGE CODE OF THE VILLAGE OF WILLOWBROOK, TITLE 9 ZONING ORDINANCE, TO ADD "VIDEO GAMING" AS A NEW SPECIAL USE IN THE B-2 ZONING DISTRICT

Planning Consultant Franco related that this text amendment is being proposed by an applicant wishing to open a stand-alone video gaming facility in a vacant storefront in the Willowbrook Square shopping center located on 63<sup>rd</sup> Street just west of Route 83. If approved, this ordinance will approve the text amendment to add this use as a special use in the B-2 Zoning District. The following ordinance would approve the special use permit for Spinning Wheel Associates.

The current Village code allows video gaming at restaurants that have a liquor license and their primary business is food service. The text amendment would allow video gaming in a stand-alone establishment.

The Plan Commission evaluated this application at their meeting and Public Hearing held on August 8<sup>th</sup> and recommended that it be brought before the Village Board for approval.

Trustee Neal advised that she had been contacted by numerous residents who are largely against having video gaming as a stand-alone facility. Trustee Neal also advised that she had heard from a couple of the other tenants in the shopping center that are also against this usage.

Trustees Berglund and Oggerino stated that they have also been contacted by numerous residents and business owners who are against a stand-alone video gaming facility.

Mr. Mike Thiessen spokesman for the Blackhawk Restaurant Group and Spinning Wheel Associates was in attendance. Mr. Thiessen addressed the concerns of the Board.

Trustee Davi related that as elected officials, they have a responsibility to the citizens.

Trustee Mistele asked if there were any comments made at the Public Hearing in reference to this petition. Planning Consultant Franco advised that only one resident from Stanhope Square had a concern about noise.

Mr. Thiessen advised that he will look into changing his business model to be a primary restaurant facility. No text amendment would be necessary and he could then just apply for the appropriate building permits.

MOTION: Made by Trustee Mistele and seconded by Trustee Kelly to pass Ordinance 16-0-40 as presented.

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

MOTION FAILED

10. ORDINANCE - AN ORDINANCE AUTHORIZING A SPECIAL USE FOR A VIDEO GAMING USE - 82 WEST 63<sup>RD</sup> STREET - SPINNING WHEEL ASSOCIATES

No further discussion was necessary.

MOTION: Made by Trustee Neal and seconded by Trustee Mistele to pass Ordinance 16-0-41 as presented.

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

MOTION FAILED

Item #11 discussed earlier in tonight's meeting.

12. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ACCEPT AND EXECUTE A PROPOSAL FOR PROFESSIONAL PLANNING SERVICES - WBK ENGINEERING, LLC

Administrator Halik related that the Village has had a working agreement with WBK Engineering to provide planning consultant services since 2010. JoEllen Charlton was the planning consultant until she left earlier this year to take a full time job with another municipality. Since then, Anna Franco has been working with the Village.

WBK Engineering was originally in association with Christopher B. Burke Engineering. This association no longer exists. The Village must now enter into a direct agreement with WBK Engineering.

MOTION: Made by Trustee Davi and seconded by Trustee Mistele to adopt Resolution 16-R-51 as presented.

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

MOTION DECLARED CARRIED

PRIOR BUSINESS

13. 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.

14. ATTORNEY'S REPORT

Attorney Bastian had no report.

15. CLERK'S REPORT

Clerk Hansen had no report.

16. ADMINISTRATOR'S REPORT

Administrator Halik reminded the Board if they wanted to attend the IML Conference, contact Deputy Clerk Stuchl by the end of the week.

17. MAYOR'S REPORT

Mayor Trilla had no report.

18. EXECUTIVE SESSION

- a) Consideration of the Discipline, Performance, or Dismissal of Specific Employees of the Public Body, Including Hearing Testimony on a Complaint Lodged Against an Employee of the Public Body for the Public Body to Determine its Validity Pursuant to Chapter 5 ILCS 120/1(C)(1)

ADJOURN INTO EXECUTIVE SESSION

MOTION: Made by Trustee Kelly and seconded by Trustee Mistele to adjourn into Executive Session at the hour of 7:30 p.m.

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

MOTION DECLARED CARRIED

19. ADJOURNMENT

MOTION: Made by Trustee Kelly and seconded by Trustee Mistele, to adjourn the Regular Meeting at the hour of 7:50 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.

September 12, 2016.

---

Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.