

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, FEBRUARY 26, 2018 AT THE WILLOWBROOK POLICE DEPARTMENT, 7760 QUINCY STREET, VILLAGE OF WILLOWBROOK, 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 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 of Police Robert Pavelchik, Jr., Deputy Chief Robert Schaller, Assistant to the Village Administrator Garrett Hummel, and Deputy Clerk Cindy Stuchl.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

Mayor Trilla asked Trustee Neal 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 - February 12, 2018 (APPROVE)
- c. Minutes - Closed Session Meeting - September 11, 2017 (APPROVE)
- d. Warrants - \$390,488.96 (APPROVE)
- e. Resolution - A Resolution Waiving the Competitive Bidding Process and Authorizing the Mayor and Village Clerk to Accept and Execute a Certain Agreement - Mosquito Abatement Services - Between the Village of Willowbrook and Clarke Environmental Mosquito Management, Inc. - Resolution No. 18-R-04 (ADOPT)

- f. Resolution - A Resolution Authorizing the Mayor and Village Clerk to Accept a Proposal for the Purchase of PEG Channel Broadcast Equipment - AVI Systems, Inc. - Resolution 18-R-05 (PULLED FOR DISCUSSION)
- g. Motion - A Motion to Approve an Application for a License to Hold a Raffle - The Kerry Piper Irish Pub (PASS)
- h. Motion - Board Authorization for Staff to Process Current Delinquent Water Bills in Accordance with Past Practices (PASS)

Mayor Trilla asked the Board if there were any items to be removed from the Omnibus Vote Agenda. Trustee Berglund requested that Item 5f be removed for discussion.

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

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

MOTION DECLARED CARRIED

Trustee Berglund had concerns of the cost of the PEG channel for the small number of residents that would benefit from it. Comments were made to try to reach all demographics of the population and this is another tool to relay information to the public.

MOTION: Made by Trustee Davi and seconded by Trustee Oggerino to approve Item 5f of 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 OF THE VILLAGE OF WILLOWBROOK AMENDING CHAPTER 11, ENTITLED "ADMINISTRATIVE ADJUDICATION OF VIOLATIONS OF TRAFFIC REGULATIONS," OF TITLE 8, ENTITLED "TRAFFIC" OF THE VILLAGE CODE OF ORDINANCES OF THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

Administrator Halik related that in the fall of 2008, the Village hired an attorney to serve as the Administrative Hearing Officer for the new red-light enforcement program. At the time, no provisions were added to the ordinance to define the program or

the adjudicator hiring process. The issue was brought up during a recent Public Safety Committee meeting.

After review, it was recommended to add provisions to the Village code to address that the adjudicator be selected in the same manner as the other Village attorney positions, through appointment by the Mayor and confirmation by the Village Board of Trustees.

Administrator Halik advised that this ordinance amendment adds definitions of the automated traffic enforcement system and hearing officer. A new section was added regarding the duties and appointment of the hearing officer.

MOTION: Made by Trustee Kelly and seconded by Trustee Neal to pass Ordinance No. 18-0-06 as presented.

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

MOTION DECLARED CARRIED

7. ORDINANCE - AN ORDINANCE TO ESTABLISH ADMINISTRATIVE PROCEDURES TO DETERMINE ELIGIBILITY UNDER THE PUBLIC SAFETY EMPLOYEE BENEFITS ACT (PSEBA) IN THE VILLAGE OF WILLOWBROOK DUPAGE COUNTY, ILLINOIS

Administrator Halik related that the PSEBA Act applies to police and fire personnel only. The act provides that the employer must pay health insurance costs for a public safety officer that is catastrophically injured in the line of duty. The employer must also pay for insurance for the officer's spouse and children.

Administrator Halik advised that non-home rule municipalities have the authority to establish their own administrative procedures to determine disabled officer's eligibility.

This ordinance creates local administrative procedures to govern the application procedure and determination of benefits under the PSEBA law.

Question was raised as to the timing of this ordinance. Attorney Bastian stated that discussions with Village staff began the end of last year and is purely coincidental.

MOTION: Made by Trustee Kelly and seconded by Trustee Oggerino to pass Ordinance No. 18-0-07 as presented.

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

MOTION DECLARED CARRIED

8. RESOLUTION - A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF LEONARD B. CANNATA TO SERVE AS THE VILLAGE'S LOCAL ADJUDICATOR FOR THE RED-LIGHT PHOTO ENFORCEMENT PROGRAM, AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO APPROVE AND EXECUTE A CERTAIN AGREEMENT - LAW OFFICES OF LEONARD B. CANNATA - ADJUDICATION SERVICES

Mayor Trilla related that the current adjudicator was charging the Village for travel expenses to and from the Village Hall. Mr. Cannata has agreed to waive any travel time.

Trustee Kelly commented that during discussions at the Public Safety Committee, he stated that the red-light program has been in place for almost ten (10) years and felt that the program should be reviewed.

MOTION: Made by Trustee Davi and seconded by Trustee Neal to adopt Resolution No. 18-R-06 as presented.

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

MOTION DECLARED CARRIED

9. RESOLUTION - A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO SERVE NOTICE OF TERMINATION OF THE AGREEMENT BETWEEN MARQUARDT AND BELMONTE, P.C. AND THE VILLAGE OF WILLOWBROOK TO PROVIDE ADJUDICATION SERVICES

Administrator Halik advised that the current adjudicator contract was approved by the Village Board in August of 2008. That agreement has a 60 day termination notice provision.

MOTION: Made by Trustee Kelly and seconded by Trustee Neal to adopt Resolution No. 18-R-07 as presented.

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

MOTION DECLARED CARRIED

10. RESOLUTION - A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF GREGORY T. SMITH OF KLEIN, THORPE & JENKINS, LTD. TO SERVE AS THE VILLAGE'S NEW ETHICS OFFICER EFFECTIVE MARCH 1, 2018, ACCEPTING A PROPOSAL FOR LEGAL SERVICES, AND AUTHORIZING THE VILLAGE ADMINISTRATOR TO EXECUTE THE ASSOCIATED FEE AGREEMENT

Trustee Kelly advised that he also believed that the appointment of the Ethics Officer should be reviewed. Mr. Smith had been utilized for a previous Village matter and Trustee Kelly believes he will be good for the appointment.

MOTION: Made by Trustee Kelly and seconded by Trustee Neal to adopt Resolution No. 18-R-08 as presented.

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

MOTION DECLARED CARRIED

PRIOR BUSINESS

11. COMMITTEE REPORTS

Trustee Neal had no report.

Trustee Kelly advised that Former Trustee Dennis Baker had passed away and the family will be holding a "Celebration of Life" event at the Lake Hinsdale Village clubhouse on March 17, 2018.

Mayor Trilla asked for a moment of silence in honor of former Trustee Baker.

Trustee Mistele had no report.

Trustee Berglund had no report.

Trustee Davi had no report.

Trustee Oggerino had no report.

12. ATTORNEY'S REPORT

Attorney Bastian had no report.

13. CLERK'S REPORT

Clerk Hansen had no report.

14. ADMINISTRATOR'S REPORT

Administrator Halik had no report.

15. MAYOR'S REPORT

Mayor Trilla had no report.

16. CLOSED SESSION

- a. Consideration of the Appointment, Employment, Compensation, Performance, or Dismissal of a Specific Village Employee in Accordance with 5 ILCS 120/2(c)(1)

ADJOURN INTO CLOSED SESSION

MOTION: Made by Trustee Davi and seconded by Trustee Kelly to adjourn into Closed Session at the hour of 7:12 p.m.

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

MOTION DECLARED CARRIED

17. ADJOURNMENT

MOTION: Made by Trustee Kelly and seconded by Trustee Neal, to adjourn the Regular Meeting at the hour of 7:56 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.

March 12 , 2018.

Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.