

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, JULY 13, 2009, AT THE VILLAGE HALL, 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 7:30 p.m. by Village President Robert Napoli.

2. ROLL CALL

Those present at roll call were Trustees Dennis Baker, Terrence Kelly, Paul Schoenbeck, Sandra O'Connor Timothy McMahon and President Napoli. ABSENT: Trustee Michael Mistele. Also present were Village Clerk Leroy Hansen, Village Attorney William Hennessy, Village Administrator Phil Modaff, Chief of Police Edward Konstanty, Director of Municipal Services Timothy Halik, Deputy Chief Mark Shelton, Planner Sara Hage and Administrative Intern Garrett Hummel.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

President Napoli asked everyone to join him in saying the Pledge of Allegiance.

4. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - June 22, 2009 (APPROVE)
- c. Warrants - July 13, 2009 - \$597,470.07 (APPROVE)
- d. Monthly Financial Report - June 30, 2009 - \$14,801,156.70 (ACCEPT)
- e. MOTION TO APPROVE - PUBLIC WORKS FACILITY CONSTRUCTION CONTRACT: PAYOUT #9 - PARTIAL PAYMENT, FBG CONSTRUCTION CORPORATION - \$371,964.90 (APPROVE)
- f. MOTION TO APPROVE - EXPENDITURE FOR THE DUPAGE COUNTY CHILDREN'S CENTER FOR FISCAL YEAR 2009/10 - \$3,000.00 (APPROVE)

President Napoli asked if any Board Member wanted to remove any item(s) from the Omnibus Vote Agenda for discussion. No Board Member wanted any item(s) removed from the Omnibus Vote Agenda.

MOTION: Made by Trustee Baker, seconded by Trustee McMahon, to approve the Omnibus Vote Agenda as presented.

ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Schoenbeck, O'Connor and McMahon; NAYS: None; ABSENT: Trustee Mistele.

MOTION DECLARED CARRIED

NEW BUSINESS

5. PROCLAMATION - RECOGNIZING 25 YEARS OF SERVICE WITH THE VILLAGE OF WILLOWBROOK - PAUL OGGERINO

President Napoli and Trustee Schoenbeck presented the Proclamation and gift to Paul M. Oggerino in recognition of his twenty-five years of service with the Village of Willowbrook.

6. VISITOR'S BUSINESS (Public comment is limited to three minutes per person on agenda items only)

There was no visitors business.

7. RESOLUTION - A RESOLUTION APPROVING A PLAT OF RIGHT-OF-WAY DEDICATION - 5930 WESTERN AVENUE

Director Halik informed the Village Board that he had received a call from THE contract purchasers of the property located at 5930 Western Avenue. The prospective property owners learned that the portion of the roadway immediately adjacent to the property had not been dedicated to the Village. Records confirmed that the west half of the right-of-way of Western Avenue had never been dedicated for roadway and utility purposes. A Plat of Right-of-Way Dedication was subsequently executed by both property owners and the DuPage County Clerk's office, certifying that property taxes are current. Upon approval by the President and Village Board, the final plat certificates can be executed and the plat recorded.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Baker, to adopt Resolution No. 09-R-41.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Schoenbeck, O'Connor and McMahon; NAYS: None; ABSENT: Trustee Mistele.

MOTION DECLARED CARRIED

8. RESOLUTION - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF WILLOWBROOK AND THE COUNTY OF DUPAGE - FOR IMPROVEMENTS AT CH 31/PLAINFIELD ROAD AT ILLINOIS ROUTE 83 SECTION 09-00252-05-LT

Administrator Modaff noted that the Village received a \$700,000 federal stimulus grant, which covered 100% of the construction costs of street lights at the intersection of Plainfield Road and Route 83. The \$92,000 for the engineering was not grant eligible. The Village had budgeted \$47,000 in the current fiscal year budget and an additional \$45,000 in the coming fiscal year to cover construction engineering. Administrator Modaff solicited both DuPage County and IDOT to participate in the engineering costs. DuPage County had agreed to contribute up to \$30,000 in funding as outlined in the Intergovernmental Agreement before the Board this evening. This item was discussed by the Municipal Services Committee and they recommended the Board adopt the Resolution.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee McMahon, to adopt Resolution No. 09-R-42.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Schoenbeck, O'Connor and McMahon; NAYS: None; ABSENT: Trustee Mistele.

MOTION DECLARED CARRIED

OLD BUSINESS

9. COMMITTEE REPORTS

Trustee Baker had no report.

Trustee Kelly had no report.

Trustee McMahon had no report.

Trustee O'Connor had no report.

Trustee Schoenbeck had no report.

10. ATTORNEY'S REPORT

Village Attorney Hennessy had no report.

11. CLERK'S REPORT

Village Clerk Hansen had no report.

12. ADMINISTRATOR'S REPORT

Administrator Modaff reported that Representative Jim Durkin placed \$50,000 in the capital bill in Springfield towards the engineering fees for the Kingery and Plainfield lighting project. Governor Quinn had signed the capital bill so barring any unforeseen circumstances it would bring the total of outstanding funding to \$80,000, leaving the Village responsible for \$12,000 of a \$792,000 improvement project.

13. EXECUTIVE SESSION

MOTION: Made by Trustee O'Connor, seconded by Trustee Schoenbeck, to recess into Executive Session to discuss personnel and probable and imminent litigation at the hour of 7:46 p.m.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Schoenbeck, O'Connor and McMahon; NAYS: None; ABSENT: Trustee Misteale.

MOTION DECLARED CARRIED

SEE APPROPRIATE EXECUTIVE SESSION MINUTES

PRESENTED, READ and APPROVED,

July 27, 2009

Robert A. Napoli
Village President

Minutes transcribed by Mary Partyka.