

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, APRIL 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 Acting Village President Robert Napoli.

2. ROLL CALL

Those present at roll call were Trustees Terrence Kelly, Michael Mistele, Paul Schoenbeck, Sandra O'Connor, Timothy McMahon and Acting President Napoli. ABSENT: Trustee Dennis Baker. Also present were Village Clerk Leroy Hansen, Village Attorney Robin Jones, Village Administrator Phil Modaff, Chief of Police Edward Konstanty, Director of Finance Sue Stanish, Director of Municipal Services Timothy Halik, Deputy Chief Pat Foley, Deputy Chief Mark Shelton, Planner Sara Hage, Superintendent of Parks & Recreation Walter Righton and Administrative Intern Garrett Hummel.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

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

4. PUBLIC HEARING TO CONSIDER THE CONSTRUCTION OF A SALT STORAGE BUILDING PURSUANT TO TITLE 9, SECTION 9-3-5 OF THE VILLAGE CODE

Acting President Napoli called the public hearing to order to consider the construction of a salt storage building on property owned by the Village of Willowbrook as required by Title 9, Section 9-3-5 of the Village Code. The address of the property that is the subject of the public hearing is 710 Willowbrook Centre Parkway. The notice of the public hearing was published in the March 27, 2009 edition of the Suburban Life Newspaper. At this time, Acting President Napoli asked the Staff to make their presentation.

Director Halik informed the Board that the rock salt storage building was originally to be constructed at the south end of the property at 710 Willowbrook Centre Parkway; however, the architect suggested the building be relocated to the east to allow better access for salt deliveries and increase truck maneuverability during loading operations. The property is zoned

L-O-R, Limited Office Research, which requires a front yard setback of 50 feet. The salt dome when built will have a setback of approximately 25 feet which constitutes a 50% encroachment of the required yard.

Acting President Napoli asked if there were any questions or comments from the Board or audience. Hearing none, Acting President Napoli declared the public hearing closed.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - March 23, 2009 (APPROVE)
- c. Warrants - April 13, 2009 - \$153,785.85 (APPROVE)
- d. Monthly Financial Report - March 31, 2009 - \$17,019,755.96 (ACCEPT)
- e. ORDINANCE NO. 09-O-09 - AN ORDINANCE AUTHORIZING THE DISPOSAL OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF WILLOWBROOK (PASS)
- f. RESOLUTION NO. 09-R-17 - A RESOLUTION WAIVING THE COMPETITIVE BIDDING PROCESS AND AUTHORIZING THE PRESIDENT AND VILLAGE CLERK TO EXECUTE A CERTAIN AGREEMENT - STREETLIGHT MAINTENANCE SERVICES - BETWEEN THE VILLAGE OF WILLOWBROOK AND MEADE ELECTRIC COMPANY, INC. (ADOPT)

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

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

ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

NEW BUSINESS

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

There was no visitors business.

7. MOTION - MOTION TO ADOPT A POLICY RELATING TO CONDUCT OF VISITORS BUSINESS AT PUBLIC MEETINGS - RESTRICTING COMMENTS TO THOSE ITEMS ON THE MEETING AGENDA AND LIMITING COMMENTS TO THREE MINUTES PER PERSON

Acting President Napoli noted that the proposed policy would pertain not only to Village Board meetings but all public meetings including Committee meetings.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to adopt a policy relating to conduct of Visitors Business at public meetings, restricting comments to those items on the meeting agenda and limiting comments to three minutes per person.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

8. RESOLUTION - A RESOLUTION WAIVING THE COMPETITIVE BIDDING PROCESS AND AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO ACCEPT A PROPOSAL FROM NORTH AMERICAN SALT COMPANY TO PROVIDE BULK ROCK SALT FOR USE IN THE VILLAGE'S 2009/2010 SNOW & ICE CONTROL PROGRAM

Director Halik advised the Board that due to the increase in rock salt prices, the Village decided to solicit prices directly from salt suppliers. Three vendors returned bids and the lowest bid was from North American Salt Company at \$77.23 a ton. The price is one-third lower than the price per ton paid last year through the State program.

MOTION: Made by Trustee Mistele, seconded by Trustee Schoenbeck, to adopt Resolution No. 09-R-18.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

9. ORDINANCE - AN ORDINANCE ANNEXING TERRITORY TO THE
VILLAGE OF WILLOWBROOK - 16W021 64th ST. - DUNCAN

Planner Hage informed the Board that the owner of the property located at 16W021 64th Street, Ms. Duncan, is requesting annexation to the Village in order to connect to the Village's water system.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to adopt Ordinance No. 09-O-10.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

OLD BUSINESS

10. RESOLUTION - A RESOLUTION ADOPTING AN AMENDED VILLAGE
OF WILLOWBROOK PERSONNEL MANUAL

Administrator Modaff informed the Board that there were two remaining items from the last review of the Personnel Manual that were reviewed by the Village Attorney and President Napoli prior to being included.

- 1) Article I, Section 1.1, amended paragraph two to further underscore the Board's desire to communicate that the Personnel Manual is not an employment contract and that the Board does have the right to amend policies at any time.
- 2) Article V, language was inserted regarding the pay plan reflecting the Board's desire to soften the language to further communicate that the pay plan does not constitute a guarantee that the Board will consider financial and other factors on a year to year basis.

Administrator Modaff noted that upon approval by the Board, he would meet with all the employees to review the new Personnel Manual.

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

PREVIOUS ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

11. ORDINANCE - AN ORDINANCE AMENDING THE VILLAGE CODE OF THE VILLAGE OF WILLOWBROOK - TITLE 12, SECTIONS 12-2-2 AND 12-2-7 - EMPLOYMENT AND OTHER GRIEVANCE PROCEDURES; DEFINITIONS, HEARING OF CHARGES; APPEALS AND TITLE 12, SECTION 12-4-1 - EMPLOYMENT AND OTHER GRIEVANCE PROCEDURES; PURPOSE

Administrator Modaff advised that the proposed Ordinance is necessary to codify certain amendments that accompany the adoption of the new Personnel Manual.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Schoenbeck, to pass Ordinance No. 09-0-11.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Kelly, Mistele, Schoenbeck, O'Connor and McMahon; NAYS: No; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

12. COMMITTEE REPORTS

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Schoenbeck had no report.

Trustee O'Connor had no report.

Trustee McMahon had no report.

13. ATTORNEY'S REPORT

Village Attorney Jones had no report.

14. CLERK'S REPORT

Village Clerk Hansen had no report.

15. ADMINISTRATOR'S REPORT

Administrator Modaff had no report.

16. EXECUTIVE SESSION

There was no need for an Executive Session.

17. ADJOURNMENT

MOTION: Made by Trustee McMahon, seconded by Trustee Schoenbeck, to adjourn the regular meeting at the hour of 7:55 p.m.

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,

April 27, 2009

Robert A. Napoli
Acting Village President

Minutes transcribed by Mary Partyka.