

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, JANUARY 26, 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, and Acting President Napoli. ABSENT: Trustees Dennis Baker and Timothy McMahon. Also present were Deputy Clerk Mary Partyka, Village Attorney Thomas Good, Village Administrator Phil Modaff, Chief of Police Edward Konstanty, Director of Finance Sue Stanish, Director of Municipal Services Timothy Halik and Village Planner Sara Hage.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

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

Acting President Napoli announced that the Personnel Manual Workshop originally scheduled to be held after this evening's regular meeting has been cancelled and will be rescheduled to a future meeting.

4. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - January 12, 2009 (APPROVE)
- c. Warrants - January 26, 2009 - \$314,392.05 (APPROVE)
- d. MOTION TO APPROVE - PUBLIC WORKS FACILITY CONSTRUCTION CONTRACT: PAYOUT #4 - PARTIAL PAYMENT, FBG CONSTRUCTION CORPORATION - \$98,563.40 (APPROVE)
- e. MOTION TO APPROVE - 75TH STREET WATER MAIN EXTENSION: PAYOUT #2 - FINAL PAYMENT: VIAN CONSTRUCTION, INC. - \$3,928.55 (APPROVE)
- f. ORDINANCE NO. 09-O-02 - AN ORDINANCE ANNEXING TERRITORY TO THE VILLAGE OF WILLOWBROOK - 16W161 64TH ST. - MASS (PASS)

- g. RESOLUTION NO. 09-R-01 - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO ACCEPT A PROPOSAL FOR PARKWAY TREE TRIMMING SERVICES - VEGA TREE SERVICE, INC. (ADOPT)
- h. ORDINANCE NO. 09-O-03 - AN ORDINANCE AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF WILLOWBROOK (PASS)
- i. RESOLUTION NO. 09-R-02 - A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR'S ACCEPTANCE OF CHANGE ORDER NUMBER 12 - WINTER CONDITIONS ALLOWANCE - FOR THE CONSTRUCTION OF THE VILLAGE PUBLIC WORKS FACILITY AND RATIFYING AND CONFIRMING THE VILLAGE ADMINISTRATOR'S PRIOR EXECUTION OF SAID CHANGE ORDER (ADOPT)

Acting 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 Mistele, seconded by Trustee Schoenbeck, to approve the Omnibus Vote Agenda as presented.

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

MOTION DECLARED CARRIED

NEW BUSINESS

5. PRESENTATION - PATRIOTIC EMPLOYER AWARD

Mr. Terry McCullom, on behalf of the Department of Defense, presented Acting President Napoli the Patriotic Employer Award for their support for employee Jake Witt. Mr. Witt nominated the Village of Willowbrook to receive the award for the support the Village provided when he was deployed for a tour of duty with the Marines.

6. PRESENTATION - DISTINGUISHED BUDGET AWARD

Acting President Napoli commented that this is the sixth year the Village of Willowbrook has been honored with the award. Willowbrook is one of only 85 to receive this award in the State of Illinois. Acting President Napoli presented the award to

Director of Finance Sue Stanish and congratulated her and Finance Secretary Janet Kufirin on this achievement.

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

There were no visitors.

8. DELINQUENT WATER BILLS

Director Halik reported to the Board there were three (3) delinquent water bills in the amounts of \$69.97, \$66.30 and \$125.49, respectively, and requested permission to proceed as per Village policy.

9. ORDINANCE - AN ORDINANCE AMENDING THE VILLAGE CODE OF THE VILLAGE OF WILLOWBROOK - TITLE 5, CHAPTER 3 - ADDING A NEW SECTION 5-3-30 - POLICE; MISDEMEANORS - IMPOUND OF VEHICLE USED BY PERSON SOLICITING FOR A PROSTITUTE

Chief Konstanty informed the Board that even though the department has been diligently pursuing prostitution offenses the activity continues at the hotels in town. State law allows for a \$200 per vehicle impoundment fee, which would serve as a deterrent. The \$200 would go into the general fund and would cover the costs to tow and impound the vehicle. Chief Konstanty advised that this Ordinance was reviewed by Village Attorney and the Public Safety Committee.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to pass Ordinance No. 09-0-04.

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

MOTION DECLARED CARRIED

10. RESOLUTION - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO EXECUTE A CERTAIN INTERGOVERNMENTAL AGREEMENT WITH THE FLAGG CREEK WATER RECLAMATION DISTRICT

Director Halik informed the Board that the Village had received a request from the Flagg Creek Water Reclamation District to provide for the discontinuance of water service to accounts

delinquent in the payment of their sewerage bill. The Municipal Services Committee authorized Staff to work with the Village Attorney to draft a proposed Intergovernmental Agreement with Flagg Creek. Currently, the Village provides water billing information to Flagg Creek for use in generating their sewer bills. The Agreement would also increase the payment to the Village for sharing water meter reading data from \$.50 per read to \$.75 per read. The Village has previously entered into a similar agreement with DuPage County. The Municipal Services Committee approved the Agreement and recommended the Board adopt the Resolution before them this evening.

Trustee Schoenbeck inquired if this Agreement nets any additional revenue. Director Halik responded that there would be a \$.25 increase per meter read and that the sharing of meter reading data occurs on a monthly basis.

Administrator Modaff did note that the Flagg Creek Water Reclamation District may merely pass the increase onto its customers. The Board could choose to adopt the resolution as presented.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee O'Connor, to adopt Resolution No. 09-R-03.

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

MOTION DECLARED CARRIED

OLD BUSINESS

11. COMMITTEE REPORTS

Trustee Kelly had no report.

Trustee Mistele noted that this evening, on the Omnibus Vote Agenda, the Board approved the Village Administrator's execution of Change Order Number 12 in the amount of up to \$10,000 for the winter conditions in connection with the construction of the Public Works Facility.

Trustee Schoenbeck had no report.

Trustee O'Connor had no report.

12. ATTORNEY'S REPORT

Village Attorney Good had no report.

13. CLERK'S REPORT

Deputy Clerk Partyka had no report.

14. ADMINISTRATOR'S REPORT

Administrator Modaff requested the Board members to please contact Mary Partyka with their preference of dates for the Budget Workshop.

Administrator Modaff informed the Board that Planner Hage and he will be starting boundary agreement discussions with Clarendon Hills and Darien and that they should forward any comments related to the process to him.

15. EXECUTIVE SESSION

There was no need for Executive Session.

16. ADJOURNMENT

MOTION: Made by Trustee Kelly, seconded by Trustee Schoenbeck, to adjourn the regular meeting at the hour of 7:47 p.m.

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,

February 9, 2009

Robert A. Napoli
Acting Village President

Minutes transcribed by Mary Partyka.