

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, JANUARY 23, 2006, 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 Gary Pretzer.

2. ROLL CALL

Those present at roll call were Trustees Dennis Baker, Robert Napoli, Michael Brown, Paul Schoenbeck, Timothy McMahon and Village President Pretzer. ABSENT: Trustee Stephen Landsman. Also present were Deputy Clerk Mary Partyka, Village Attorney Thomas Good, Village Administrator Carl Goldsmith, Director of Municipal Services Alan Zordan, Chief of Police Edward Konstanty, Director of Finance Sue Stanish and Administrative Intern Benjamin Nelson.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

President Pretzer 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 - January 9, 2006 (APPROVE)
- c. Minutes - Executive Session - January 9, 2006 (APPROVE)
- d. Warrants - January 23, 2006 - \$145,770.96 (APPROVE)
- e. Payout Request No. 2 - Final Payment MFT 2005 - Crowley Sheppard Asphalt Company - \$14,140.50 (APPROVE)
- f. Request for Purchase Exceeding \$1000 - Purchase of Two Replacement Vehicles - Police Department - \$41,504.00 (APPROVE)
- g. Request for Purchase Exceeding \$1000 - Police Department Canine Unit - \$5,500 (APPROVE)
- h. Resolution No. 06-R-04 - A Resolution Authorizing the Village President and Village Clerk to Execute a Certain Agreement - Government Payment Service, Inc. (ADOPT)

- i. Resolution No. 06-R-05 - A Resolution Authorizing the Village President and Village Clerk to Execute a Certain Intergovernmental Agreement For the Purchase of Emergency Vehicle Preemption Emitters - County of DuPage (ADOPT)
- j. Resolution No. 06-R-06 - A Resolution Authorizing the Village President and Village Clerk to Execute a Certain Plat of Easement - 62 West 75<sup>th</sup> Place (ADOPT)
- k. Application for Rezoning and Variations - 6810 Adams Street (REFER TO PLAN COMMISSION)

President Pretzer asked if any Board member wanted any item(s) removed from the Omnibus Vote Agenda. No Board member wanted any items removed from the Omnibus Vote Agenda.

MOTION: Made by Trustee Brown, seconded by Trustee Schoenbeck, to approve the Omnibus Vote Agenda.

ROLL CALL VOTE: AYES: Trustees Baker, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Landsman.

MOTION DECLARED CARRIED

NEW BUSINESS

5. ACCEPTANCE OF RESIGNATION - STEPHEN LANDSMAN

President Pretzer expressed his great appreciation to Trustee Landsman but he had sent a letter and asked to accept his letter of resignation he had submitted earlier this month.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Brown, to accept Trustee Stephen Landsman's resignation.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Landsman.

MOTION DECLARED CARRIED

6. PRESIDENTIAL APPOINTMENT AND OATH OF OFFICE - VILLAGE TRUSTEE

President Pretzer recommended the appointment of Michael J. Mistele to the position of Village Trustee.

MOTION: Made by Trustee McMahon, seconded by Trustee Brown, to concur with the appointment.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Landsman.

MOTION DECLARED CARRIED

President Pretzer administered the oath of office to Michael J. Mistele.

7. ROLL CALL (Clerk's note: there was no need for a roll call vote)

Trustee Mistele was sworn in at 7:35 p.m. on today's date.

8. INTRODUCTION - DEPUTY CHIEFS

Chief Konstanty informed the Village Board that there were four (4) applicants for the positions of Deputy Chief of Police. He had selected Commander Foley and Commander Shelton for the two positions. Commander Foley will become the Deputy Chief of Operations and Commander Shelton will become the Deputy Chief of Administration effective February 1. At this time, Chief Konstanty introduced the new Deputy Chiefs to the Village Board.

The Village Board congratulated Commander Foley and Commander Shelton on their promotion.

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

Phyllis Zimmer, of 6446 Tennessee Avenue, expressed her concern with regard to storm water runoff onto her property. She also expressed her opposition to the fee being assessed to the Remkus Development at 6415 Bentley Avenue because she did not want this fee to be used for the developer to use her property for storm water storage, which seems to be part of the regional storm water plan.

Kay Hoffman, 7831 Clarendon Hills Road, she asked if the Board was thinking of selling Midway Park for development?

President Pretzer responded that the Board would be addressing that at its next meeting.

Ms. Hoffman said she wouldn't advise selling that land because you might get a lot of money for it off the bat, but the money is going to be gone, the land is going to be gone. Instead of just making a bunch of money right now, save the land as a park and in the future if anything is built be it for the recreation of all of us, for the young kids so they have someplace to go. Burr Ridge is way too far away. You put swimming pools in there, and you have money coming in constantly or a recreation center where the people of the Village could pay a fee and spend it all year long here instead of one lump sum.

Carol Lazarski, 7748 Cherry Tree Lane, it is hard to accept that the Willowbrook Trustees are going to sell our park for capital improvements that haven't been funded during these economic bad times which seem to be improving. Ever since she was appointed to the Parks and Recreation Commission there has been talk of selling Midway Park. She has always been opposed to it because as I saw the communities around Willowbrook with much more land than we could ever imagine. Looking for open space for sports such as soccer, baseball and football along with the fact that the County Forest Preserve was putting in huge amounts of resources into acquiring land because it is becoming scarce in DuPage, I saw no reasoning in selling our park lands to be developed. Over the years, viable options for land for more ball fields were purchased by developers to develop we were forced to put in lights to handle the demand for ball fields. And now face a parking problem at Community Park. Since being informed that we cannot build on the north side of the Community Park due to flood areas, or at the very least, which is very costly, there is talk of expanding the parking into our own other viable open land for playing field sports. This is probably the most pressing reason not to sell Midway Park. By consensus of the Parks and Recreation Commission a recommendation to not sell Midway Park was sent to the Village Board and they set it aside. If we are a representation of the residents of the Village then why is this Board selling Midway Park? And why are they doing it without a public hearing? Strictly speaking from a Parks and Recreation Commissioner's point because I realize the tough financial position the Village is in, wouldn't it better to ask the residents if this property should be sold. Maybe even ask if it would be worth a property tax. We have been fortunate not to pay a Village property tax other than the recent special recreation tax that was levied. Would a property tax be worth saving our park land?

10. DELINQUENT WATER BILLS

Director Zordan reported to the Village Board that there were two delinquent water bills in the amount of \$497.56 and \$554.10, respectively, and asked for permission to proceed as per Village policy. Director Zordan did note that the account in the amount of \$497.56 had already been shut off due to an interior leak.

11. RESOLUTION - A RESOLUTION WAIVING THE COMPETITIVE BIDDING PROCESS AND AUTHORIZING THE VILLAGE PRESIDENT TO EXECUTE A CERTAIN AGREEMENT - MOSQUITO ABATEMENT SERVICES - BETWEEN THE VILLAGE OF WILLOWBROOK AND CLARKE ENVIRONMENTAL MOSQUITO MANAGEMENT, INC.

Director Zordan noted for the Village Board that the proposal for mosquito control services is for the 2006 season. The Village had previously waived the competitive bidding process in that Clarke Environmental Mosquito Management Inc. is the one company that provides these services. The proposal provides for basic services for the 2006 season at a cost of \$30,363.00. Director Zordan noted that the Staff is also recommending approval for an additional \$6,000.00 for optional services such as spraying both localized and community wide should the need arise. The Municipal Services Committee reviewed and recommended the approval of the proposal by Clarke Environmental Mosquito Management, Inc.

MOTION: Made by Trustee McMahon, seconded by Trustee Napoli, to adopt Resolution No. 06-R-07.

ROLL CALL VOTE: AYES: Trustees Baker, Mistele, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

12. ORDINANCE - AN ORDINANCE AUTHORIZING THE PURCHASE OF A CERTAIN VEHICLE AND THE EXECUTION OF AN AGREEMENT FOR SUCH PURCHASE

Chief Konstanty advised the Village Board that Bill Jacobs Chevrolet has agreed to lease a 2005 Trailblazer specifically for the K-9 Unit for no cost to the Village for a period of three years. At the end of the three years, the Village would have an option to pay Bill Jacobs Chevrolet an amount of \$6,000.00 or return the vehicle in its original condition. For the three-year period, the only expense would be routine

maintenance on the vehicle. Funds for the cost of outfitting this vehicle would come from the State Asset Forfeiture Account. The Village Attorney Robin Jones has reviewed the agreement.

Chief Konstanty recognized Officer Paul Oggerino's efforts in obtaining the vehicle from Bill Jacobs Chevrolet.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Brown, to pass Ordinance No. 06-0-01.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Mistele, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

OLD BUSINESS

13. COMMITTEE REPORTS

Trustee Napoli, Finance Committee Chair, reported that the budget will be ready later this week and delivered to each of the Trustees for review in preparation of the budget hearing on February 6. There are a few things that were brought up and he wanted to bring them to the Board's attention this evening.

- Last year, Trustee McMahon had asked for the dollar amounts for salaries so that we would know the base salaries and what each increase would be by a percent for all categories. The Staff provided four categories: Deputy Chiefs, Commanders, Patrol Officers and non-sworn administrative people.
- A request was made to come up with how much time is accrued by vacation. Staff was asked to provide a list of vacation time, personal days, and holidays for each category.
- A sick leave report will be included that will show sworn and non-sworn employees the number of total hours they get a year and how many were taken over the last four years.
- The last item was the longevity pay, what that would be.
- The Staff came up with a category that would show the four categories if they give a 1% raise what it would cost for each category.

Trustee Schoenbeck had no report.

Trustee McMahon had no report.

Trustee Baker had no report.

Trustee Mistele had no report.

Trustee Brown had no report.

14. ATTORNEY'S REPORT

Village Attorney Good had no report.

15. CLERK'S REPORT

Deputy Clerk Partyka had no report.

16. ADMINISTRATOR'S REPORT

Administrator Goldsmith had no report.

17. EXECUTIVE SESSION - COLLECTIVE BARGAINING AND PERSONNEL

President Pretzer asked for a motion to go into Executive Session to discuss collective bargaining and personnel.

MOTION: Made by Trustee Baker, seconded by Trustee McMahon, to go into Executive Session to discuss collective bargaining and personnel at the hour of 8:20 p.m.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Mistele, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

\*\*\*SEE APPROPRIATE EXECUTIVE SESSION MINUTES\*\*\*

18. ROLL CALL

Those present at roll call were Trustees Dennis Baker, Michael Mistele, Michael Brown, Robert Napoli, Paul Schoenbeck, Timothy McMahon and Village President Pretzer. ABSENT: None. Also present was Village Attorney Thomas Good.

19. DISCUSSION - VILLAGE ADMINISTRATOR'S CONTRACT  
RENEWAL/NON-RENEWAL

MOTION: Made by Trustee Brown, seconded by Trustee Schoenbeck, to authorize the Village President to execute a letter to Mr. Goldsmith in the form dated January 23, 2006 that had been previously discussed.

ROLL CALL VOTE: AYES: Trustees Baker, Mistele, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

20. ADJOURNMENT

MOTION: Made by Trustee Brown, seconded by Trustee Napoli, to adjourn the meeting at the hour of 9:30 p.m.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Mistele, Brown, Napoli, Schoenbeck and McMahon; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,

\_\_\_\_\_, 2006

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Village President

Minutes transcribed by Mary Partyka.