

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, JANUARY 24, 2011 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 7:00 p.m. by Village President Robert Napoli.

2. ROLL CALL

Those present at roll call were President Robert Napoli, Trustees Dennis Baker, Umberto Davi, Terrence Kelly, Michael Mistele, Sandra O'Connor and Paul Schoenbeck.

ABSENT: Clerk Leroy Hansen.

Also present were Village Administrator Timothy Halik, Village Attorney William Hennessy, Chief of Police Mark Shelton, Deputy Chief Paul Oggerino, Intern Garrett Hummel, and Deputy Clerk Deborah Hahn.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

President Napoli asked Trustee Mistele to lead everyone in saying the Pledge of Allegiance.

4. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (Approve)
- b. Minutes - Regular Board Meeting - January 10, 2011 (Approve)
- c. Warrants - January 24, 2011 - \$356,125.70 (APPROVE)
- d. Application for License to Hold a Raffle - Advocate Charitable Foundation - March 5, 2011 (APPROVE)
- e. Application for License to Hold a Raffle for the West Suburban Symphony - March 5, 2011 (APPROVE)

President Napoli asked the Board if there was any item to be removed from the Omnibus Vote Agenda.

Trustee Schoenbeck asked that Item 4b of the January 10, 2011 Minutes be changed because he felt the statements were not totally accurate and he was not given a script from Attorney Hennessy. Trustee Schoenbeck also advised he wanted the minutes to reflect he voted no on Item 4b and present on Item 4c.

President Napoli advised that there was no script read by Attorney Hennessy, a report was just given.

Trustee O'Connor asked that the words "and some villages are seeing even a higher number of months" be stricken from the Finance Committee report of the January 10, 2011 minutes.

MOTION: Made by Trustee Davi, seconded by Trustee Baker to approve the Omnibus Vote Agenda as amended to the January 10, 2011 minutes.

ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Davi, O'Connor and Schoenbeck voted present on Items 4c. NAYS: None. ABSENT: None

MOTION DECLARED CARRIED

NEW BUSINESS

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

None present.

6. DELINQUENT WATER BILLS

Administrator Halik advised the Board there are two delinquent water bills in the amount of \$217.25, and \$380.10. Staff requested and received permission to proceed as per Village policy.

7. MOTION TO APPROVE - PAYMENT OF A SECOND ASSESSMENT FEE IN THE AMOUNT OF \$2,264.53 - NORTHERN ILLINOIS MUNICIPAL NATURAL GAS FRANCHISE CONSORTIUM

Administrator Halik provided a written summary within the Board agenda advising that on August 16, 1960 the Village of Willowbrook signed a franchise agreement with Northern Illinois Gas Company (NICOR) granting them the right to construct, operate and maintain a gas distribution system throughout the Village for a 50 year term. The agreement expired on August 16, 2010.

The Village along with sixty-two (62) municipalities formed a Consortium to enable sharing the legal expenses incurred to draft a new franchise agreement with NICOR. To date, the

Village has paid an initial fee of \$500.00 and the first assessment of \$1,103.03.

Negotiations have stalled with NICOR and have forced the Consortium to turn to the Illinois Commerce Commission (ICC) for assistance. This has caused legal expenses to increase and the Consortium has asked for a second assessment fee of \$2,264.53 from Willowbrook. This fee is based on a 50% even split from all members and 50% pro-rated based on population, which calculates out to only \$4.51 per hour over the past 15 months for legal expenses

MOTION: Made by Trustee Davi, seconded by Trustee Schoenbeck to approve the second assessment fee of \$2,264.53 to the Northern Illinois Municipal Natural Gas Consortium.

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

8. RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT - INTEROPERABLE EMERGENCY DISPATCH RADIO SYSTEM BETWEEN THE COUNTY OF DUPAGE AND THE VILLAGE OF WILLOWBROOK (APPROVE)

Chief Shelton advised the Board that the DuPage County ETSB has been working with all DuPage municipalities in conjunction with Motorola to facilitate an interoperable radio system that would work throughout the entire county.

The STAR COM system was chosen as the most reliable radio system and the DuPage County Board has approved the attached intergovernmental agreement (IGA). The STAR COM system is an optimal radio system that will enable "real time" interoperable radio communication throughout DuPage County. Chief Shelton also explained that the Village of Willowbrook will not have to pay for the portable radios; the ETSB will cover the cost.

MOTION: Made by Trustee Mistele, seconded by Trustee Baker to approve Resolution 11-R-06 for the interoperable emergency dispatch radio system between DuPage County and the Village of Willowbrook.

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

9. MOTION - BOARD ADVICE AND CONSENT TO PRESIDENT'S APPOINTMENT OF UMBERTO DAVI TO FILL A VACANCY AS CHAIRMAN OF THE FINANCE COMMITTEE

President Napoli advised the Board that there has been a vacancy for Chairman of the Finance Committee and recommends Umberto Davi to this position. Trustee Davi has been a very active Commissioner on the Finance Committee and has provided great leadership to the Commission.

MOTION: Made by Trustee Baker, seconded by Trustee Kelly to appoint Trustee Davi as Chairman of the Finance Committee.

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

10. COMMITTEE REPORTS

Trustee Baker had no report.

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Davi had no report.

Trustee O'Connor had no report.

Trustee Schoenbeck had no report.

11. ATTORNEY'S REPORT

No report.

12. CLERK'S REPORT

No Report.

13. ADMINISTRATOR'S REPORT

Administrator Halik advised the Board that the Village had submitted a grant application for reimbursement of a portion of the Kingery Highway and Plainfield Road lighting project. He was informed today that the grant was approved and the Village will be receiving reimbursement of \$50,000.00. Administrator

Halik acknowledged Intern Hummel for all the research that was completed and submitted to receive this grant.

14. PRESIDENT'S REPORT

No report.

15. EXECUTIVE SESSION

- A. Review Executive Session Minutes held on Monday, November 8, 2010
- B. Review Executive Session Minutes held on Monday, November 22, 2010
- C. Pending Litigation

16. ADJOURNMENT

MOTION: Made by Trustee Baker, seconded by Trustee Davi to adjourn the meeting at the hour of 8:22 p.m.

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,

_____, 2011

Village President

Minutes transcribed by Debbie Hahn.