

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, NOVEMBER 28, 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 6:30 p.m. by Mayor Robert Napoli.

2. ROLL CALL

Those present at roll call were Mayor Robert Napoli, Clerk Leroy Hansen, Trustees Dennis Baker, Terrence Kelly, Michael Mistele, Sue Berglund, and Frank Trilla.

ABSENT: Trustee Umberto Davi

Also present were Village Administrator Timothy Halik, Village Attorney William Hennessy, Chief Mark Shelton, Deputy Chief Paul Oggerino, Management Analyst Garrett Hummel, and Executive Secretary Cindy Stuchl.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

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

4. VISITOR'S BUSINESS

None presented.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (Approve)
- b. Minutes - Regular Board Meeting - November 14, 2011 (APPROVE)
- c. Minutes - Executive Session Meeting - October 24, 2011 (APPROVE)
- d. Warrants - \$156,931.01 (APPROVE)
- e. Ordinance - An Ordinance Amending the Village Code of the Village of Willowbrook Title 8, Section 8-3-3 - Stop Streets (PASS)
- f. Proclamation - A Proclamation for December as Drunk and Drugged Driving (3D) Prevention Month (APPROVE)

Mayor Napoli asked the Board if there was any item to be removed from the Omnibus Vote Agenda. Trustee Trilla recued himself from voting on Item 5d.

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

ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. Nays: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

NEW BUSINESS

6. DELINQUENT WATER BILLS

Administrator Halik advised that there are two (2) delinquent water bills in the amount of \$222.76 and \$119.85. Staff's request permission to proceed in accordance with past practices was approved.

7. ORDINANCE - AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR THE FISCAL YEAR COMMENCING ON MAY 1, 2011 AND ENDING APRIL 30, 2012, OF THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

Administrator Halik advised that one component in the Parks and Recreation Department budget is the Special Recreation Tax Levy. A summary of the Special Recreation projects was provided. The amount of the tax levy increased by \$129.00, which is just under .20%. The tax impact for a home owner with a home market value of \$300,000.00 would be approximately \$14.00.

The ordinance was presented to the joint Municipal Services & Finance and Administration Committee meeting on November 14, 2011 and was recommended by the committees.

MOTION: Made by Trustee Mistele, seconded by Trustee Baker to approve Ordinance No. 11-0-20, as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. Nays: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

8. ORDINANCE - AN ORDINANCE OF THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AMENDMENT TO THE DEVELOPMENT AGREEMENT REGARDING THE ROUTE 83 AND PLAINFIELD ROAD TAX INCREMENT REDEVELOPMENT PROJECT AREA

Administrator Halik summarized the ordinance under Item 8 and the resolution under Item 9 of this agenda. Administrator Halik stated that they relate to an original development condition of Harlem Irving which required them to expend the sum of \$250,000 to upgrade the façade of the bowling alley building. The original documents state that if Harlem Irving and the bowling alley are unable to agree on the design of the façade, Harlem Irving would put the funds in an escrow account in which the Village would then become involved in completing the project. The Village was prepared to execute this Escrow Agreement in January of 2010; however, due to a cash flow problem Harlem Irving stated they were experiencing, they requested the agreement be withheld.

The Development Agreement includes a deadline of December 31, 2011 to complete the obligation of the bowling alley improvement. The amendment to the original ordinance would allow for an 18-month extension of the completion date to August 1, 2013.

The escrow deposit agreement listed in Item 9 refers to the agreement that would allow the Village to receive the funds.

Trustee Mistele questioned site improvements that would occur prior to the date and participation of the developer; specifically, site improvements and additional signals for the intersection. Administrator Halik stated that they are working on a design for intersection improvements and if Harlem Irving agrees that money could potentially be used for these improvements. Trustee Baker questioned the costs of additional signage and stop lights. Administrator Halik indicated that the engineer's estimates is about \$300,000.

MOTION: Made by Trustee Kelly, seconded by Trustee Baker to approve Ordinance No. 11-0-21, as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. NAYS: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

9. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ENTER INTO AN ESCROW DEPOSIT AGREEMENT WITH WILLOWBROOK TOWN CENTER LLC

See discussion in Item #8.

MOTION: Made by Trustee Baker, seconded by Trustee Kelly to adopt Resolution No. 11-R-45, as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. NAYS: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

10. REPORT - BUDGET PREVIEW PRESENTATION

Administrator Halik summarized the budget considerations and schedule for the budget workshops and proposal deadlines with final approval to occur on April 23, 2012.

Administrator Halik reviewed what had occurred throughout the past year, including staffing and organizational changes, Village awards, policy changes, grant funding efforts, Village audits, and miscellaneous projects.

Trustee Mistele questioned if the \$60,000 grant awarded for the Knolls Lake drainage project will cover the costs. Administrator Halik stated that it will and also cover a three-year maintenance monitoring requirement.

Administrator Halik stated that the Road Maintenance Program came in over \$57,000 under budget and overlaid 15 streets. Trustee Mistele reminded that all streets in the Village have been resurfaced over a 12-year period. Administrator Halik stated that the prior road program would completely reconstruct a street every eight years no matter what the condition of the street. The new maintenance program instituted interval maintenance work to make the roads last 12-15 years.

Trustee Mistele referred to infrastructure and the efforts to make sure that money was set aside for the water fund and major maintenance issues that may arise. Trustee Mistele also questioned if the money has been received for the grants that have so far been awarded. Administrator Halik stated that the down payment has already been received and the funds are secured.

Trustee Mistele requested that a draft of the proposed budget be provided to the Board prior to the budget workshops for their review prior to the meetings. Administrator Halik stated that it would be.

Trustee Berglund questioned about the red light enforcement cameras and the downtime. Chief Shelton stated that Village did not pay for the monthly rental of the cameras during that time. Trustee Berglund also questioned reviews for traffic citations. Chief Shelton stated that DuPage County sets the percentages for what is paid back to the Village and what goes into other programs throughout the county and state. Trustee Berglund questioned the costs of a new squad car. Chief Shelton related that the costs include the equipment that is added to the vehicles and extended warranties.

11. ORDINANCE - AN ORDINANCE AUTHORIZING THE AMENDMENT OF THE ELIGIBILITY FOR BENEFITS PROVISIONS IN THE VILLAGE'S EXISTING GROUP BASIC LIFE & ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE POLICY BY ADDING TO THE LIST OF SAID POLICY'S BENEFITTED CLASSES A SIXTH CLASSIFICATION CONSISTING OF (A) THOSE PERSONS HOLDING THE OFFICES OF VILLAGE MAYOR AND VILLAGE CLERK FOLLOWING THE GENERAL MUNICIPAL ELECTION IN 2013, AND (B) THOSE PERSONS HOLDING THE OFFICES OF VILLAGE TRUSTEE FOLLOWING THE GENERAL MUNICIPAL ELECTIONS OF 2013 AND 2015

Mayor Napoli stated that this term insurance will be provided to all elected officials and is currently provided to Village employees. The total costs are minor, approximately \$864.00 per year.

MOTION: Made by Trustee Berglund, seconded by Trustee Baker to approve Ordinance No. 11-0-22, as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. NAYS: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

PRIOR BUSINESS

12. COMMITTEE REPORTS

Trustee Baker had no report.

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Berglund had no report.

Trustee Trilla had no report.

13. ATTORNEY'S REPORT

Attorney Hennessy had no report.

14. CLERK'S REPORT

Clerk Hansen had no report.

15. ADMINISTRATOR'S REPORT

Administrator Halik had no report.

16. MAYOR'S REPORT

Mayor Napoli reported that on Saturday, November 26, 2011, Trustee Kelly and he attended the tree lighting ceremony at the Town Center. Mayor Napoli expressed congratulations to the Parks and Village staff their efforts.

17. EXECUTIVE SESSION

- a. REVIEW 2011 MINUTES - Pursuant to 5ILCS 120/2(c)(21) Regarding the Minutes of Executive Session Meetings That Were Lawfully Closed Under the Open Meetings Act
- b. Consideration of the Performance of an Occupant of a Village Office Pursuant to Chapter 5 ILCS 120/2(c)(3)

ADJOURN INTO EXECUTIVE SESSION

MOTION: Made by Trustee Kelly, seconded by Trustee Mistele to adjourn into Executive Session at the hour of 7:23 p.m.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. Nays: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

18. ADJOURNMENT

MOTION: Made by Trustee Kelly, seconded by Trustee Mistele, to adjourn out of Executive Session at the hour of 7:23 p.m.

ROLL CALL VOTE: AYES: Trustees Baker, Berglund, Kelly, Mistele, and Trilla. Nays: None. ABSENT: Trustee Davi.

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

December 12 , 2011.

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Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.