

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, DECEMBER 12, 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 (At time of Roll Call - See Below)

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 Berglund to lead everyone in saying the Pledge of Allegiance.

Mayor Napoli stated that Item #13 of this Board Agenda will be deferred until a future date for consideration.

Mayor Napoli requested Items 6 - 8 be conducted after Item 3.

Trustee Umberto Davi arrived at 6:32 p.m.

6. PROCLAMATION - YENCITH ALVARADO - CITIZEN APPRECIATION

Recipient was not present to accept the proclamation.

MOTION: Made by Trustee Baker seconded by Trustee Kelly to approve the proclamation for Yencith Alvarado.

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

MOTION DECLARED CARRIED

7. PROCLAMATION - KATHY PLESHA - CITIZEN APPRECIATION

Recipient was not present to accept the proclamation.

MOTION: Made by Trustee Baker seconded by Trustee Kelly to approve the proclamation for Kathy Plesha.

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

MOTION DECLARED CARRIED

8. PROCLAMATION - BARBARA KELLER - CITIZEN APPRECIATION

Mayor Napoli presented Ms. Barbara Keller with a Proclamation recognizing her unselfish work and years of community service. Mayor Napoli, Board of Trustees, and Staff thanked her for her work.

MOTION: Made by Trustee Baker seconded by Trustee Kelly to approve the proclamation for Barbara Keller.

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

MOTION DECLARED CARRIED

4. VISITOR'S BUSINESS

None presented.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (Approve)
- b. Minutes - Regular Board Meeting - November 28, 2011 (APPROVE)
- c. Minutes - Executive Session Meeting - November 14, 2011 (APPROVE)
- d. Warrants - \$565,409.46 (APPROVE)
- e. Monthly Financial Report - November 30, 2011
- f. Resolution - A Resolution for a Traffic Agreement for Stanhope Square - Phase I (ADOPT)  
(Resolution No. 11-R-45(A))

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

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

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

MOTION DECLARED CARRIED

NEW BUSINESS

9. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ACCEPT A PROPOSAL FOR THE PURCHASE OF ONE (1) LIVESCAN FINGERPRINT SYSTEM - 3M COGENT, INC.

Chief Shelton advised the Board that the current fingerprint system being used in the police department is antiquated. The Willowbrook Police Department is one of the few agencies in DuPage County that does not have a Livescan system. With the new system, fingerprints will automatically be transmitted to the Bureau of Identification. The system is portable and can be used on the street. The costs include a three (3) year warranty, training, and installation.

The resolution was presented to the Public Safety Committee. Trustee Mistele suggested that the police squads be brought up to date and have mobile data terminals installed with wireless capabilities in order for this system to be used on the street. Mayor Napoli stated that this issue should be added as an agenda item at a future Public Safety Committee Meeting.

MOTION: Made by Trustee Mistele, seconded by Trustee Baker to approve Resolution No. 11-R-46, as presented.

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

MOTION DECLARED CARRIED

10. DISCUSSION AND MOTION - MOTION TO APPROVE THE CALENDAR YEAR 2012 PAYMENT TO IRMA AND DISCUSSION OF THE DISTRIBUTION OF THE CREDIT AMOUNT TO ELIGIBLE EMPLOYEES

Management Analyst Hummel informed the Village Board that IRMA issues an annual premium notice in December to the Village based

upon each member's revenues and claims experience. The Village experienced an excellent loss history during calendar years 2007, 2009 and 2010 which enabled the Village to earn a credit for the 2012 calendar year. The estimated credit is \$5,646.

The Board annually considers approval of the annual premium to IRMA for continued liability insurance coverage. In addition, the Board must approve the credit being divided amongst the eligible employees.

Management Analyst Hummel also reviewed the IRMA annual premium for calendar year 2012. The premium for this year is \$205,709, which represents a \$14,000 decrease from the previous year.

MOTION: Made by Trustee Davi, seconded by Trustee Berglund, to approve the payment of \$205,709 for the IRMA 2012 premium payment.

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

MOTION DECLARED CARRIED

MOTION: Made by Trustee Trilla, seconded by Trustee Davi, to approve the Distribution of the Credit Amount to the Eligible Employees.

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

MOTION DECLARED CARRIED

11. ORDINANCE - AN ORDINANCE AMENDING WILLOWBROOK MUNICIPAL CODE SECTION 1-5-4 BY SETTING FORTH THE TERM, QUALIFICATIONS, POWERS, DUTIES AND RESPONSIBILITIES OF THE ELECTIVE PUBLIC OFFICE OF THE PRESIDENT OF THE VILLAGE

Trustee Baker reviewed the proposed ordinance pertaining to the duties and responsibilities for the Mayor. Trustee Mistele questioned why the amendment is necessary since the information is already provided in the Illinois State Statutes. Trustee Mistele indicated that the amendment only provides pieces of the Illinois Statute. Attorney Hennessy stated that there is no one location that lists all of the duties for the office of Mayor. The existing ordinance does not express what the duties are. Mayor Napoli stated that when he first became President, he had questioned what his duties and responsibilities will be and

never received an answer. Mayor Napoli stated that this amendment to the ordinance for the position of Mayor and Village Clerk was done in the interest of transparency.

Trustee Kelly stated that he has had occasion to look for this information in the statutes and it is not easy to find. Trustee Kelly stated that it is a good idea to enumerate in plain English what the duties are so that citizens can find this information on the Village's website and ordinances.

Trustee Mistele again indicated that this amendment is only taking parts of the State Statutes that already exist. Trustee Trilla stated that some of the duties should be excluded such as the ability to release a person that is in custody.

Trustee Davi questioned if this ordinance is giving the Mayor any additional authority that that he does not already have. Trustee Davi also had concern if any power or authority is being taken away from the Trustees and given to the Mayor. Attorney Hennessy stated that it does not.

MOTION: Made by Trustee Baker, seconded by Trustee Kelly to approve Ordinance No. 11-0-22(A), as presented.

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

MOTION DECLARED CARRIED

12. ORDINANCE - AN ORDINANCE AMENDING WILLOWBROOK MUNICIPAL CODE SECTION 1-10-1 BY SETTING FORTH THE TERM, QUALIFICATIONS, POWERS, DUTIES AND RESPONSIBILITIES OF THE ELECTIVE PUBLIC OFFICE OF THE VILLAGE CLERK

Trustee Mistele reiterated what was stated during discussion in Item #11 that this information is already clearly defined in Illinois State Statute and is not necessary.

MOTION: Made by Trustee Baker, seconded by Trustee Kelly to approve Ordinance No. 11-0-23, as presented.

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

MOTION DECLARED CARRIED

13. ORDINANCE - AN ORDINANCE AMENDING WILLOWBROOK MUNICIPAL CODE SECTION 1.6.2 (A), (B) & (C); SECTION 1-10-2 (A) & (B); AND SECTION 3-12-3 (A) & (B) BY FIXING THE COMPENSATION TO BE PAID THE VILLAGE'S PRESIDENT, TRUSTEES, CLERK AND LIQUOR COMMISSIONER UNTIL AND AFTER THE EXPIRATION OF THE INCUMBENT PRESIDENT AND CLERK'S CURRENT TERMS OF OFFICE FOLLOWING THE NEXT GENERAL MUNICIPAL ELECTION IN 2013

This item was deferred.

PRIOR BUSINESS

14. COMMITTEE REPORTS

Trustee Baker had no report.

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Berglund had no report.

Trustee Davi had no report.

Trustee Trilla had no report.

15. ATTORNEY'S REPORT

Attorney Hennessy had no report.

16. CLERK'S REPORT

Clerk Hansen had no report.

17. ADMINISTRATOR'S REPORT

Administrator Halik was pleased to announce to the Board that the Village received notification from the Government Finance Officers Association of receiving another Distinguished Budget Presentation Award for Fiscal Year 2011/12. This will be the 10<sup>th</sup> consecutive award. Administrator Halik wished to thank the Village Board for their participation in the budget process.

Mayor Napoli expressed thanks to the staff for another job well done.

18. MAYOR'S REPORT

Mayor Napoli had no report.

19. 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 Probable Litigation Against the Village Pursuant to Chapter 5 ILCS 120/2(c)(11)
- c. Consideration of the Performance of an Occupant of a Village Office Pursuant to Chapter 5 ILCS 120/2(c)(3)
- d. Consideration of the Performance of another Occupant of a Village Office Pursuant to Chapter 5 ILCS 120/2(c)(3)
- e. Consideration of Collective Negotiating Matters Between the Village and Its Employees and Their Representatives Pursuant to Chapter 5 ILCS 12-/1(C)(2)

ADJOURN INTO EXECUTIVE SESSION

MOTION: Made by Trustee Baker, seconded by Trustee Berglund to adjourn into Executive Session at the hour of 7:33 p.m.

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

MOTION DECLARED CARRIED

20. ADJOURNMENT

MOTION: Made by Trustee Baker, seconded by Trustee Mistele, to adjourn out of Executive Session at the hour of 8:23 p.m.

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

January 9 , 2012.

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Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.