

MINUTES OF THE SPECIAL MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON TUESDAY, MAY 29, 2012 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 Terrence Kelly, Michael Mistele, Sue Berglund, and Frank Trilla.

ABSENT: Trustees Dennis Baker and Umberto Davi (Davi-at time of roll call).

Also present were Village Administrator Timothy Halik, Village Attorney William Hennessy, Chief Mark Shelton, Deputy Chief Paul Oggerino, Superintendent of Parks and Recreation Kristin Violante, Management Analyst Garrett Hummel, and Deputy Clerk Cindy Stuchl.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

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

4. VISITORS' BUSINESS

None presented.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - May 14, 2012 (APPROVE)
- c. Minutes - Executive Session Meeting - April 23, 2012 (APPROVE)
- d. Warrants - \$210,460.47 (APPROVE)
- e. Resolution - A Resolution Approving a Grant of Easement - 505 Ridgemoor Drive - No. 12-R-26 (ADOPT)

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

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

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

MOTION DECLARED CARRIED

NEW BUSINESS

6. DELINQUENT WATER BILLS

Administrator Halik stated that at this time there were no delinquent water bills.

7. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ACCEPT A PROPOSAL FOR THE REPLACEMENT OF THE ROOFING ON TWO (2) PAVILION STRUTURES LOCATED AT COMMUNITY PARK - BESCH BROTHERS ROOFING, INC.

Superintendent Violante reviewed the replacement of the pavilion roofs at Community Park. At the Budget Workshop in March, it was suggested that quotes be obtained for fiberglass shingles to get a lower price. Besch Brothers Roofing came in with the lowest bid of \$6,950.00. The Parks and Recreation Commission reviewed and approved the proposal from Besch Brothers. Superintendent Violante stated that the replacement can begin as soon as the Village Board approves the proposal.

Trustee Mistele asked what type of warranty there was for the work. Superintendent Violante stated the manufacturer provides a limited lifetime warranty and a 7-year workmanship warranty.

Trustee Trilla questioned if any of the wood was damaged and needed to be replaced. Superintendent Violante stated that Besch Brothers said that from what they can see without removing the current shingles is that the wood looks to be in good condition.

MOTION: Made by Trustee Mistele and seconded by Trustee Berglund to adopt Resolution No. 12-R-27 as presented.

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

MOTION DECLARED CARRIED

8. RESOLUTION - A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ACCEPT A PROPOSAL FOR CABINET AND COUNTER REMOVAL AND REPLACEMENT WITHIN THE VILLAGE HALL - KENT KITCHENS

Village Administrator Halik reminded the Board that at the Budget Workshop in March, funding was approved in the Fiscal Year 2012/13 Budget for replacement of all of the cabinets and countertops within the Village Hall and Police Department. Kent Kitchens is the lowest bid at \$16,568.00.

MOTION: Made by Trustee Mistele and seconded by Trustee Kelly to adopt Resolution No. 12-R-28 as presented.

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

MOTION DECLARED CARRIED

\*\*\*Trustee Umberto Davi arrived at 6:39 p.m.\*\*\*

9. REPORT - WILLOWBROOK POLICE DEPARTMENT CALEA AWARD

Chief Shelton advised the Board that in August of 2011, the police department underwent its sixth reaccreditation. The On-Site reaccreditation was an audit from professionally trained assessors from out-of-state police departments. Our assessors were a police chief from Jacksonville, North Carolina and a lieutenant from New Berlin, Connecticut.

In March of 2012, Mayor Napoli, Trustee Kelly, Chief Shelton, and Deputy Chief Oggerino attended the CALEA Conference in Mobile, Alabama. The Willowbrook Police Department was awarded with the Advanced Law Enforcement Excellence and also received the Flagship Award for the third time in a row.

Mayor Napoli accepted the report on behalf of the Board.

10. DISCUSSION - VILLAGE ETHICS ORDINANCE REVISIONS

Attorney Hennessy stated that after a previous Board meeting where this discussion had been raised, the Tribune reporter that was in attendance published an article stating the proposal presents an ethical problem that allows the Village government to investigate itself. Attorney Hennessy stated that he is now

providing a full copy of the Attorney General's Office Model Ethics Ordinance in which the Willowbrook ordinance is modeled.

Attorney Hennessy stated that the draft ordinance was brought forth solely for the purpose of commencing discussion of this ethics matter. Attorney Hennessy stated that the current ethics ordinance lacked a procedural mechanism on how to deal with complaints.

Attorney Hennessy stated that the primary distinction between the model ethics ordinance provided by the Attorney General's Office and the draft Village ordinance is that the AG model creates an independent ethics commission to handle all complaints involving ethic violations. Attorney Hennessy felt that an elected official should not have a body of unelected persons having the final authority on questions or violations of ethical impropriety.

Attorney Hennessy requested that the Board members review both copies of the ordinances and do a comparative analysis. Further discussion on the proposed ordinance will occur at a future date. The main question to consider is if the ethics commission should be comprised of the elected corporate authorities or individuals that are appointed by the Mayor with the consent of the Board.

#### PRIOR BUSINESS

##### 11. COMMITTEE REPORTS

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.

##### 12. ATTORNEY'S REPORT

Attorney Hennessy had no report.

13. CLERK'S REPORT

Clerk Hansen had no report.

14. ADMINISTRATOR'S REPORT

Administrator Halik stated that the Village received the GFOA CAFR Award for Fiscal Year 10/11. This is the 23<sup>rd</sup> straight award.

15. MAYOR'S REPORT

Mayor Napoli had no report.

16. EXECUTIVE SESSION

- a. REVIEW 2012 MINUTES - Pursuant to 5 ILCS 120/2(c)(21) Regarding the Minutes of Executive Session Meetings That Were Lawfully Closed Under the Open Meetings Act
- b. Consideration of Collective Negotiating Matters Between the Village and Its Employees and Their Representatives Pursuant to Chapter 5 ILCS 120/1(c)(2)
- c. Consideration of the Performance of a Village Employee Pursuant to Chapter 5 ILCS 120/2(c)(1)

ADJOURN INTO EXECUTIVE SESSION

MOTION: Made by Trustee Davi and seconded by Trustee Mistele to adjourn into Executive Session at the hour of 6:58 p.m.

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

MOTION DECLARED CARRIED

17. ADJOURNMENT

MOTION: Made by Trustee Mistele and seconded by Trustee Berglund, to adjourn the Executive Session at the hour of 7:15 p.m.

Page 6  
Village Board Minutes  
May 29, 2012

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

June 11 , 2012.

---

Mayor

Minutes transcribed by Deputy Clerk Cindy Stuchl.