

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, JANUARY 13, 2020 AT THE WILLOWBROOK POLICE DEPARTMENT, 7760 QUINCY STREET, VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS.

1. CALL TO ORDER

The meeting was called to order at the hour of 6:33 p.m. by Village Clerk Leroy Hansen.

2. ROLL CALL

Those present at roll call were Village Clerk Leroy Hansen, Trustees Sue Berglund, Umberto Davi, Terrence Kelly, Michael Mistele, Gayle Neal, and Paul Oggerino.

ABSENT: Mayor Frank Trilla and Attorney Michael Durkin.

Also present were Village Administrator Brian Pabst, Director of Finance Carrie Dittman, Chief of Police Robert Schaller, Deputy Chief Lauren Kasper, Assistant Village Administrator Michael Mertens, Deputy Clerk Christine Mardegan, Building Official Roy Giuntoli and Superintendent of Public Works Joe Coons.

A QUORUM WAS DECLARED

3. MOTION TO APPROVE - A MOTION TO APPOINT TRUSTEE MICHAEL MISTELE AS TEMPORARY CHAIRMAN IN THE MAYOR'S ABSENCE

Village Clerk Hansen advised that a motion was necessary to appoint Trustee Michael Mistele as Temporary Chairman at tonight's meeting.

MOTION: Made by Trustee Davi and seconded by Trustee Berglund to appoint Trustee Mistele as Temporary Chairman.

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

MOTION DECLARED CARRIED

4. PLEDGE OF ALLEGIANCE

Temporary Chairman Mistele asked Building Official Giuntoli to lead everyone in saying the Pledge of Allegiance.

5. VISITORS' BUSINESS

None presented.

6. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - December 16, 2019 (APPROVE)
- c. Warrants - \$672,184.67 (APPROVE)
- d. Monthly Financial Report - December 2019 (APPROVE)
- e. Resolution - A Resolution Approving a Final Plat of Subdivision of Anvan's Resubdivision No. 2 - 7830 Kingery Highway - Resolution No. 20-R-01 (ADOPT)
- f. Resolution - A Resolution Approving a Plat of Easement - 7624 Virginia Court - Resolution No. 20-R-02 (ADOPT)
- g. Resolution - A Resolution Approving a Plat of Easement - 528 Ridgemoor Drive - Resolution No. 20-R-03 (ADOPT)

Temporary Chairman Mistele asked the Board if there were any items to be removed from the Omnibus Vote Agenda

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

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

MOTION DECLARED CARRIED

NEW BUSINESS

7. ORDINANCE - An Ordinance Amending Section 4-2-32 Entitled "Swimming Pool Regulations Adopted" of Chapter 2 Entitled "Building Code" of Title 4 Entitled "Municipal Services" of the Village Code of Ordinances of the Village of Willowbrook (PASS)

Building Official Giuntoli advised the Board that the 2018 Building Code has certain provisions that drastically changed the barrier requirements for inground pools, to the point where we believe public safety is compromised. In past cycles of the "pool" code, a surrounding protective barrier was required for any pool with walls less than four feet (4') above grade (a common barrier is typically a fence, or wall of a structure/residence/building, or a combination thereof). As "In-Ground" pools have no walls above grade, they have always been required to have a barrier to surround them to protect from

accidental access. The new 2018 ISPSC code now allows for a certain type of "mechanical cover" to be used as an alternate to a barrier. Staff considers this code change a step back from the safe barriers required in years past. Staff recommends amending the code wording to remove "swimming pools" from the wording, subsequently reinstating the pool barrier/fence requirement.

MOTION: Made by Trustee Davi and seconded by Trustee Berglund to pass Ordinance 20-O-01 as presented.

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

MOTION DECLARED CARRIED

8. ORDINANCE - An Ordinance Repealing Sections 5-3-20 and 5-3-24 and Amending Section 5-3-23 Entitled "Prohibition of the Sale and Possession of Drug Paraphernalia" of Chapter 3 Entitled "Misdemeanors" of Title 5 Entitled "Police Regulations", of the Village Code of Ordinances of the Village of Willowbrook, DuPage County, Illinois (PASS)

Trustee Berglund asked, "Are these the same rules/laws that the state passed? What is different about these?"

Chief Schaller responded that our previous ordinance was not in line with the new Illinois Cannabis Law. This ordinance amends the new law. The proposed ordinance amends the Village Code to be in compliance with the State of Illinois Compassionate Use of Medical Cannabis Program Act, the Cannabis Regulation and Tax Act, as well as the Industrial Hemp Act. The State law distinguishes between the amount state residents can possess vs. out-of-state residents, in addition to where it is unlawful to use cannabis products. Lastly, the ordinance amends the Village Code on possession, sale, delivery of drug paraphernalia, prohibition and exceptions to be in compliance with the State law.

Assistant Administrator Mertens stated that there was a scrivener's error on page 5 number 4b, and that item should be adjusted from 25 milligrams tetrahydrocannabinol (THC) in cannabis-infused products to 250 milligrams. This has been corrected in the Clerk's copy and on the Village website.

MOTION: Made by Trustee Berglund and seconded by Trustee Davi to pass Ordinance No. 20-0-02 as presented.

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

MOTION DECLARED CARRIED

9. RESOLUTION - A Resolution of the Village of Willowbrook Determining the Lowest Responsible Proposal for the Village Police Department Door Replacement Project and Awarding a Contract to Tee Jay Service Company, Inc. (ADOPT)

Public Works Superintendent Coons stated the Village has received three proposals for ADA upgrade and door replacement for 7760 Quincy Street Police Department which include:

Chicago Dock and Door	\$10,450.00
Tee Jay Service Company, Inc.	\$15,301.00
LaForce Electronic Security Systems	\$21,096.94

The lowest base proposal of \$10,450 is recommended to be rejected based upon the entity not being in good standing with the Illinois Secretary of State, whose records indicate an involuntary dissolution as of March 8, 2019. Staff is recommending that the Village authorize the lowest responsible proposal for the project to Tee Jay Services, Inc. at a cost of \$15,301.00. This Village has utilized this firm on past maintenance projects and found their work to meet expectations.

Trustee Oggerino asked, "Will that only be one door at the entrances?" Superintendent Coons replied, "yes".

Trustee Berglund asked if the Village Hall doors will also be ADA compliant. Assistant Administrator Mertens stated that the Village Hall doors are already ADA compliant.

MOTION: Made by Trustee Oggerino and seconded by Trustee Kelly to adopt Resolution No. 20-R-04 as presented.

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

MOTION DECLARED CARRIED

PRIOR BUSINESS

10. TRUSTEE REPORTS

Trustee Kelly had no report.

Trustee Berglund had no report.

Trustee Davi had no report.

Trustee Oggerino had no report.

Trustee Neal thanked the Trustees for the new ADA door for the Police Department.

Trustee Mistele had no report.

11. ATTORNEY'S REPORT

Attorney Durkin was not present.

12. CLERK'S REPORT

Clerk Hansen had no report.

13. ADMINISTRATOR'S REPORT

Administrator Pabst had no report.

14. MAYOR'S REPORT

No Mayor's report due to Mayor Trilla's absence.

15. CLOSED SESSION

Temporary Chairman Mistele stated that there was no need for Closed Session during tonight's meeting.

16. ADJOURNMENT

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MOTION: Made by Trustee Oggerino and seconded by Trustee Berglund, to adjourn the Regular Meeting at the hour of 6:47 p.m.

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

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

January 27, 2020.

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Mayor

Minutes transcribed by Deputy Clerk Christine Mardegan.