

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, SEPTEMBER 26, 2005, 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 by Village President Gary Pretzer at the hour of 7:30 p.m.

2. ROLL CALL

Those present at roll call were Trustees Robert Napoli, Michael Brown, Stephen Landsman, Paul Schoenbeck, Timothy McMahon and Village President Pretzer. ABSENT: Trustee Dennis Baker. Also present were Deputy Clerk Mary Partyka, Village Attorney Robin Jones, Village Administrator Carl Goldsmith, Chief of Police Edward Konstanty, Director of Finance Sue Stanish and Director of Municipal Services Alan Zordan.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

President Pretzer asked everyone to join him in saying the Pledge of Allegiance.

At this time, President Pretzer asked for a minute of silence in memory of former Village Trustee Ed Teelucksingh, who had recently passed away.

4. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - September 12, 2005 (APPROVE)
- c. Warrants - September 26, 2005 - \$241,149.34 (APPROVE)
- d. Resolution No. 05-R-35 - A Resolution Proclaiming the Month of October as Fire Safety Month Within the Village of Willowbrook (ADOPT)
- e. Resolution No. 05-R-36 - A Resolution Proclaiming October as National Breast Cancer Month and October 21, 2005, as National Mammography Day in the Village of Willowbrook (ADOPT)
- f. Resolution No. 05-R-37 - A Resolution Proclaiming Red Ribbon Week in the Village of Willowbrook (ADOPT)
- g. Application for Rezoning and Plat of Subdivision - 635 68<sup>th</sup> Street and 6803 Adams Street - Omar Dweydari (REFER TO PLAN COMMISSION)

President Pretzer asked if any Board member wanted any item(s) removed from the Omnibus Vote Agenda. No Board member wanted any items removed from the Omnibus Vote Agenda.

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

ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

NEW BUSINESS

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

Phyllis Zimmer, of 6446 Tennessee Avenue, commented with regard to the issue of storm water runoff being directed onto her property.

6. DELINQUENT WATER BILLS

Director Zordan reported to the Village Board that there were no delinquent water bills this month.

7. DISCUSSION - MUNICIPAL WIRELESS INTERNET SERVICE

Administrator Goldsmith informed the Village Board that the Staff had been researching the provision of community-wide Wireless Fidelity Network (Wi-Fi), wireless internet service, based on discussions that had occurred at the Finance/Administration Committee. The wireless network would be established in a similar manner as the water fund in that users would pay for operational and improvement costs to the system. The system would pay for itself as well as provide residents and businesses with a superior product than what is currently available in the Village. Mr. Goldsmith noted that the start up cost would not exceed \$100,000 with an annual maintenance cost not to exceed \$20,000. A number of communities that have established networks of this nature have used them for economic development in addition to providing residents with more cost effective high speed internet access.

The Finance/Administration Committee recommended that this item be presented to the Village Board for consideration and possible inclusion in the Long Range Plan document that is being prepared for the October 22 workshop.

Trustee Landsman noted that a town in Minnesota had established a similar wireless internet system and it seems to be doing well. The subject town is able to use the system for a number of functions and services. He felt it would be a good service to residents at reduced cost than comparable internet providers. Trustee Landsman did agree that the Village should not provide any technical service but rather the Village would be involved operationally, more like the water fund.

Trustee Brown thought that this was not the right time for the Village to consider providing this service to the residents.

Trustee Napoli recommended that the Staff talk with other Villages with regard to going in together as a group and possibly getting a better price for the residents.

President Pretzer suggested that it would have merit to do something similar to what was done a number of years ago with regard to the cable consortium.

Trustee McMahon expressed concern with regard to the level of the Village's liability by providing residents with wireless internet access service.

MOTION: Made by Trustee Napoli, seconded by Trustee Landsman, to include the municipal wireless internet service in the Long Range Plan document along with information provided from different sources.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

8. DISCUSSION - ROAD MAINTENANCE CONTRACT PAYOUT REQUEST  
#1 - CROWLEY-SHEPPARD

Director Zordan noted that at the meeting of May 9, 2005, the Village Board awarded Crowley-Sheppard Asphalt, Inc. a contract for the 2005 Road Maintenance Program. The payout request before the Board this evening in the amount of \$211,897.51 represents 95% of the total work completed to date. This cost does not include the final surfacing of 59<sup>th</sup> Street, which will be completed and paid for by DuPage County as part of their 59<sup>th</sup> Street bike path construction, nor the repaving of Clarendon Hills Road, which is anticipated to be deferred to next construction season.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee McMahon, to authorize Payout Request #1 to Crowley-Sheppard Asphalt, Inc. for Road Maintenance Contract.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

9. RESOLUTION - A RESOLUTION WAIVING THE COMPETITIVE BIDDING PROCESS AND AUTHORIZING THE VILLAGE ADMINISTRATOR TO ACCEPT A PROPOSAL FOR THE 59<sup>TH</sup> STREET WIDENING AND RESURFACING - CROWLEY-SHEPPARD ASPHALT, INC.

Administrator Goldsmith informed the Board that the Village had entered into an Intergovernmental Agreement with DuPage County with regard to the repaving of 59<sup>th</sup> Street between Western Avenue and Clarendon Hills Road. The repaving had been included in the Village's 2005 MFT project. Under the terms of the Agreement, Crowley-Sheppard Asphalt, Inc. would construct the improvements using the County's plans and specifications with the County providing the design, layout and construction observation of the project.

State Statute provides that change orders exceeding 50% of the original contract estimate would require that portion of the change order to be re-bid. Administrator Goldsmith advised that this matter was discussed with the Illinois Department of Transportation and they concurred that the Village could waive the competitive bidding process and accept the proposal from Crowley-Sheppard. The estimated cost of the improvements is \$311,628.75 which will be reimbursed by the County. This would provide an approximate \$30,000 savings to the Village.

MOTION: Made by Trustee Landsman, seconded by Trustee Schoenbeck, to adopt Resolution No. 05-R-38.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

10. DISCUSSION - REPLACEMENT OF BULLETPROOF RESISTANT VESTS

Chief Konstanty informed the Village Board that the Department had recently been notified by the National Institute of Justice that any bullet resistant vests containing a product known as zylon could create a risk of serious injury to Police Officers.

The Department has thirteen (13) vests that will need to be replaced. The replacement vests would cost approximately \$465.00 each, depending on the size. The total purchase price would be approximately \$7,345.00.

Chief Konstanty informed the Village Board that he was notified that there is a possibility of the manufacturer replacing the vests for free. In the event the manufacturer does not replace the vests, the Board would still need to approve the purchase of the replacement vests.

MOTION: Made by Trustee Brown, seconded by Trustee Napoli, to approve the purchase of the replacement bulletproof resistant vests in the event the manufacturer does not replace the vests for free.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

11. DISCUSSION - ALCOHOL AWARENESS SEMINAR

Administrator Goldsmith informed the Village Board that the Hotel/Motel Tax Advisory Committee would like to once again conduct the alcohol awareness seminar for alcohol beverage servers. The Illinois Restaurant Association was contacted and the tentative date of October 17 was selected for the seminar. The Hotel/Motel Committee requested approval of the expenditure for the alcohol awareness seminar.

MOTION: Made by Trustee Napoli, seconded by Trustee Schoenbeck, to authorize the expenditure as outlined in the memorandum dated September 26, 2005.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

12. DISCUSSION - CABLE ACCESS CHANNEL

Administrator Goldsmith advised the Village Board that the cable access channel has not been properly functioning. It was determined that the computer hardware that is used to generate the messages and information is in a state of disrepair. This hardware is proprietary in nature and cannot be fixed. The Staff researched different character generation products and had determined the most appropriate and cost effective is the Aavelin Digital Signage and Video Message System by Magic Box. The cost of the replacement hardware is \$4,295.00, which would be purchased with funds from the General Fund and Water Fund.

MOTION: Made by Trustee Napoli, seconded by Trustee Schoenbeck, to accept the proposal from Magic Box for the purchase of an Aavelin AV20RT in the amount of \$4,295.00.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

13. DISCUSSION - REPLACEMENT OF HVAC ROOFTOP UNIT

Director Zordan informed the Village Board that four of the six HVAC rooftop cooling/heating units have reached the end of their useful life. The HVAC unit that is experiencing the most performance problems is the 5-ton unit that serves the police dispatch and office area. The replacement of one HVAC unit was budgeted in the amount of \$7,000.00. Season Comfort Corporation was contacted and quoted a replacement price of \$5,992.00.

Trustee Schoenbeck inquired as to the cost to replace more than one unit at this time, especially the cost of bringing the crane out to replace the unit.

Director Zordan responded that it was suggested that the units be replaced on a staggered schedule in order to avoid the units needing replacement at the same time in the future. He did indicate he would investigate the cost effectiveness for the replacement of additional HVAC units.

President Pretzer recommended that the Board approve the purchase of the one HVAC unit and instruct Mr. Zordan to check out the cost of bringing the crane out. The Board could always add another unit onto the purchase if it chooses.

MOTION: Made by Trustee Brown, seconded by Trustee Schoenbeck, to authorize the purchase of a replacement HVAC rooftop unit.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

14. DISCUSSION - ARC DISPOSAL

Administrator Goldsmith informed the Village Board that he had recently met with a representative from Arc Disposal. In light of the increased costs for fuel and availability of resources, Arc requested consideration of changes in the recycling collection method outlined in the current contract. Arc proposed moving to a bi-weekly collection of recyclables. In exchange for this change, Arc would provide each resident under the contract with a 65-gallon wheeled totter for the recyclables. Upon Board approval, the change could be phased in beginning in mid-October with all residents receiving the totter carts by December.

Trustee Landsman thought that Arc Disposal was changing the contract to benefit themselves and felt that if the contract is opened up, the Village should look at other items that could be included that would be more beneficial to residents.

Trustee Schoenbeck expressed his concern that the Village pays the upfront costs for the stickers and is responsible for the collection of payments for the stickers. He thought this would be the responsibility of Arc Disposal.

President Pretzer suggested that this item be deferred and sent back to Committee for further review.

15. RESOLUTION - A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CERTAIN AGREEMENT - CHRISTOPHER B. BURKE ENGINEERING, LTD. - 64<sup>TH</sup> STREET AND THURLOW STREET WATERMAIN EXTENSION

Director Zordan informed the Village Board that the Staff had previously received a petition from the majority of the property owners in the 64<sup>th</sup> and Thurlow Street neighborhood requesting that the Village study the suitability of extending the Village's water system to them. At that time, the Community Development Committee reviewed the petition and recommended that the Village Board commission such a study. The engineering study revealed that the municipal water system could be extended to this neighborhood at a cost of approximately \$150,000. A letter was sent to each of the twelve (12) effected property owners with regard to sharing the funding of this project. All the responses have been received with nine out of the twelve

indicating they would be willing to participate financially. The cost is estimated at \$12,500 per lot, leaving a funding gap of approximately \$37,500, which would be covered with funds from the water capital improvement account.

The Municipal Services Committee reviewed the responses and felt that level of property owners willing to participate financially was adequate to authorize a design proposal for the project. Christopher B. Burke Engineering, Ltd. submitted a proposal in the amount of \$14,500 for the engineering and bid package preparation for this project.

Director Zordan advised that should the Village Board wish to move forward, the next step is to complete the engineering drawings and bid the project out. Based on the lowest bid amount, the property owners would again be approached with the actual costs of the project. At that time, if a significant number of the effected property owners back out of the project financially, the Village can reassess the need to move forward with the project.

MOTION: Made by Trustee Napoli, seconded by Trustee Brown, to adopt Resolution No. 05-R-39.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

OLD BUSINESS

16. COMMITTEE REPORTS

Trustee Schoenbeck had no report.

Trustee McMahon noted that the minutes from the Municipal Services Committee were in the packet for information only.\

Trustee Napoli had no report.

Trustee Brown had no report.

Trustee Landsman had no report.

President Pretzer took this opportunity to inform the Village Board that he had attended the IML Conference and had attended a few of the workshops that were offered. He noted that Alan Zordan was one of the presenters at the Conference.

17. ATTORNEY'S REPORT

Village Attorney Jones had no report.

18. CLERK'S REPORT

Deputy Clerk Partyka had no report.

19. ADMINISTRATOR'S REPORT

Administrator Goldsmith had no report.

20. EXECUTIVE SESSION - PERSONNEL

President Pretzer asked for a motion to adjourn into Executive Session to discuss personnel.

MOTION: Made by Trustee McMahon, seconded by Trustee Schoenbeck, to adjourn into Executive Session to discuss personnel at the hour of 8:40 p.m.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Napoli, Brown, Landsman, Schoenbeck and McMahon; NAYS: None; ABSENT: Trustee Baker.

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,  
\_\_\_\_\_, 2005.

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President

Minutes transcribed by Mary Partyka.