

MINUTES OF A REGULAR BOARD MEETING

Village of Clarendon Hills
One North Prospect Avenue, Clarendon Hills, Illinois

September 2, 2003

President Hiller called the meeting to order at 7:00 p.m.

1. ROLL CALL

Present at roll call: President Hiller, Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson. Also present: Manager Bahan, Finance Director/Assistant Manager Redding, Fire Chief Leahy, Police Chief Reasoner, Public Works Director Hays, Community Development Director Brown, Police Sgt. Janski, Attorney Bayer, Administrative Assistant Pierce and Clerk Tandle.

2. PETITIONS AND COMMUNICATIONS/PRESIDENT'S REPORT

- 2.1. Sgt. Janski introduced newly appointed Officer Brian "Daniel" Weston. Clerk Tandle administered the Oath of Office.
- 2.2. (1) The next Village Coffee is scheduled for September 13, 2003 from 8:00 a.m.- 10:00 a.m. at Towne Kitchen. (2) The annual OctoberFest is scheduled for September 20, 2003. (3) Chief Reasoner's last day will be September 5, 2003. Residents were invited to attend an open house in his honor at the Village Hall from 2:00 p.m.- 4:00 p.m.
- 2.3. President Hiller stated that two important issues need to be resolved in order to move forward. The first issue is the approval of a peer review architect to review plans for the proposed police facility. President Hiller stated that she is establishing a President's Advisory Committee to assist her with the task of finding potential cost reductions and possible alternatives. She intends to provide all committee findings to the Board for its consideration. The second issue deals with proposed amendments to the current Village Code. President Hiller stated that the Code should not be revised in haste or in reaction to current events. Therefore, she proposed that discussions regarding modification or amendment of the Code be postponed until the Village conducts its annual goal-setting session.

3. RECESS TO COMMITTEE MEETINGS

Trustee O'Toole moved to recess to Public Safety, Administrative and Legislative, Land Use and Public Services Committees at 7:08 p.m. Trustee Flood seconded.

Ayes: Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson

Nays: None

MOTION CARRIED

Public Safety

(1) Trustee Robinson presented an agreement for peer review services between the Village and Moyer Associates. Trustee Pocius asked for clarification of the role of President Hiller's newly-established President's Advisory Committee. Attorney Bayer stated that the President's Advisory Committee will not be considered a formal Village committee since it was not created by ordinance. It will act in an informal advisory capacity to President Hiller. As such, all communications from that committee to staff or Board members must be filtered through President Hiller or Trustee Robinson, who will act as liaisons to the peer review architect. Trustee Pocius also asked for assurance that Moyer Associates would work with the Police Station Advisory Committee and report to the Village Board. Trustee Robinson proposed that another group, consisting of himself, President Hiller, Manager Bahan, a PSAC member and Don Morris, be designated to work directly with the peer review architect. Since not specifically addressed in the contract, the Board requested that Manager Bahan draft a letter to Moyer Associates directing them to communicate either with President Hiller or Trustee Robinson. Moyer Associates' formal report and recommendations will be directed to the Board.

(2) A purchase order has been submitted for a new surveillance system for the Police Department. The new system consists of 6 cameras that will monitor the lobby, booking room, hallways, cells and the outside rear parking area of the building. The Department received a grant which covers 90% of the cost of the digital security system. This system replaces a 13-year old analog system. It will be transferable to the new station, and has capabilities for use with up to 16 cameras.

(3) An ordinance has been drafted which addresses new parking restrictions on Norfolk Avenue during the construction of Prospect School. The ordinance restricts parking on the south side of Norfolk from Prospect west to Blodgett. It will be in effect until December 31, 2004.

Administrative/Legislative

(1) Pursuant to his recommendation at the August 18, 2003 Board meeting, Trustee Karaba presented a draft ordinance amending Chapter 2, Section 2.4, Rule 8 of the Village Code. The ordinance was prepared in an effort to avoid ambiguities or multiple interpretations of the Village Code. Trustee Karaba stated that, as the Code is currently written, it is unclear whether or not the authority to appoint members to a committee lies solely within the discretion of the Village President or whether it is more appropriate for the entire Corporate Authorities to vote on those appointments.

The proposed ordinance is intended to clarify that committees of the Village will be formed by the Corporate Authorities, that committees will be created by ordinance, that the Corporate Authorities will determine the assignment of committees, the number of members,

the terms of the committee members and the staff representatives who will assist committees. The Village President would then appoint members, chairpersons and vice-chairpersons of each committee subject to the advice and consent of the Corporate Authorities. A committee would cease to exist upon acceptance of the committee's final report by the Corporate Authorities or upon a majority vote of the Corporate Authorities to terminate or disband such committee.

Trustee Pedersen moved to amend the proposed ordinance to state that the appointment of committee members lies within the jurisdiction of the Corporate Authorities and not solely with the Village President. Trustee O'Toole seconded.

Ayes: Trustees Karaba, O'Toole and Pedersen

Nays: Trustees Flood, Pocius and Robinson and President Hiller

MOTION FAILED

(2) Trustee Karaba initiated a discussion regarding proposed revisions to Chapters 1 through 10 of the Village Code. He stated that, after reviewing those chapters, Attorney Bayer recommended changes which would create more practical, consistent and statutory/case law compliant Village Code provisions. Trustee Karaba requested that the Board and Attorney Bayer review Chapter 4 for further clarification. Upon approval of the recommended amendments, Attorney Bayer will prepare draft ordinances for Board review and approval.

Land Use

(1) Passero Builders has requested a special use permit to construct a new office building on Ogden Avenue. The proposed one-story building would be nearly identical to the four buildings Passero has constructed to the west of the site. The ZBA/PC has recommended approval of the special use with conditions regarding lighting, landscaping, water main extension and handicap accessible sidewalk ramps.

(2) Trustee O'Toole recommended that acceptance of public improvements within the Clarendon Commons PUD be tabled indefinitely until storm sewer, flooding and porch construction issues have been satisfactorily resolved.

Public Services

(1) The Reserve of Clarendon Hills has asked to dedicate its streets to the Village. After discussion, it was the unanimous consent of the Board to decline the offer.

(2) School District 181 has requested that the Village install a temporary stop sign and painted crosswalk at the McIntosh and Norfolk intersection in an effort to provide additional safety during the construction of Prospect School. The Board supported both

recommendations. An ordinance will be drafted and presented at the September 15, 2003 Board meeting. It was also recommended that a pedestrian study be conducted.

4. RECONVENE

The Board reconvened at 9:00 p.m.

Present at roll call: President Hiller, Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson.

5. ADDRESSES FROM THE AUDIENCE - AGENDA ITEMS

Several residents expressed disapproval of the proposed modification of the Village Code; others stated that the clarification is appropriate and necessary.

6. CONSENT AGENDA/OMNIBUS VOTE

Agenda items 6.2 (peer review agreement with Moyer) and 6.5 (Ordinance amending Chapter 2, Section 2.4, Rule 8 of Village Code) were removed for roll call vote. Item 6.8 (Clarendon Commons PUD) was tabled indefinitely. Trustee Pocius moved approval of the Consent Agenda as amended and then itemized by President Hiller. Trustee Flood seconded.

Ayes: Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson

Nays: None

MOTION CARRIED

7. APPROVAL OF MINUTES

Regular Meeting - August 18, 2003 – OMNIBUS VOTE

8. REPORTS FROM STANDING COMMITTEES

8.1. Administrative/Legislative

8.1.1. Trustee O'Toole moved first consideration of an Ordinance amending Chapter 2, Section 2.4, Rule 8 of the Clarendon Hills Village Code in regard to committees. Trustee Pocius seconded.

Ayes: Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson

Nays: None

MOTION CARRIED

8.2. Community and Intergovernmental Affairs

8.2.2. (1) The next Beautification Committee meeting is scheduled for September 8, 2003 at 7:00 p.m. at the Village Hall. (2) The EDC meeting

originally scheduled for September 4, 2003 has been rescheduled for September 9, 2003 at 7:00 p.m. at the Clarendon Hills Bank. (3) The Chamber of Commerce will meet on September 24, 2003 (additional details to follow).

8.3. Finance

8.3.1. Claims Ordinance 03-09-01 – OMNIBUS VOTE

8.4. Land Use

8.4.1. First consideration of an Ordinance granting a special use permit for a new office building in the R-1A single-family dwelling residential and limited office district (53 Ogden Avenue) – OMNIBUS VOTE

8.4.2. The next ZBA/PC meeting is scheduled for September 18, 2003 at 7:30 p.m. at the Village Hall.

8.5. Public Safety

8.5.1. Approval of a purchase order in the amount of \$13,583.00 for a closed circuit television system for the Police Department – OMNIBUS VOTE

8.5.2. Waiver of first consideration, second/passage of an Ordinance amending Schedule SA 41, Section SA 41.12 of the Clarendon Hills Village Code in regard to restricted hours parking zones – OMNIBUS VOTE

8.5.2. Trustee Robinson moved approval for the Village Manager to execute an agreement between the Village of Clarendon Hills and Moyer Associates in an amount not to exceed \$8,580.00 to perform architectural peer review services as outlined in the Village of Clarendon Hills RFP and Moyer's subsequent proposal. Trustee O'Toole seconded.

Ayes: Trustees Flood, O'Toole, Pocius and Robinson

Nays: Trustees Karaba and Pedersen

MOTION CARRIED

8.6. Public Services – No report.

9. REPORTS OF OFFICERS

Chief Leahy reported that the Village of La Grange Park recently adopted an ordinance requiring the installation of fire sprinkler systems in all new single family homes. Tonight marks Chief Reasoner's final Village Board meeting. Chief Reasoner stated that his past 23

years as Police Chief in the Village have been very memorable. He expressed his appreciation to those people, past and present, who have made his job so enjoyable. He will be missed.

10. OTHER BUSINESS

Trustee O'Toole requested the consensus of the Board that the information contained in his August 18, 2003 memorandum in response to inaccuracies contained in Ken Nolan's handouts regarding the police station project is, in fact, a document which represents the official stance of the Village on those issues. President Hiller proposed that only documents generated by the staff be provided to residents as Village-sanctioned documents. After further discussion, it was the consensus of the Board to direct staff to prepare an updated document outlining current facts and figures for Board approval and then for distribution to residents.

Trustee Pocius referred to a letter the Trustees received from the Asst. State's Attorney apprising them of several complaints of allegations of violations of the Open Meetings Act. Trustee Pocius telephoned the Asst. State's Attorney for additional information regarding this matter and requested a copy of the complaints under the Freedom of Information Act. The Asst. State's Attorney sent a second letter clarifying that its office had closed its files on the complaints and that it will take no enforcement actions because it found no violation, but cautioned against the appearance of impropriety. Trustee Pocius suggested noticing all future Village-funded events as public meetings in order to avoid any appearance of impropriety. Trustees unanimously concurred.

11. ADDRESSES FROM THE AUDIENCE – NON-AGENDA ITEMS

Jo Potts stated that she has noticed illegal signs in Village right-of-ways. She questioned why certain residents wore name tags at the last Village Coffee, and also suggested that an accounting of expenses for those coffees be provided. Ms. Potts again suggested hosting the Village Coffees at the Village Hall. Kent Fredrickson commented that the Board may work together more efficiently if the distribution of inflammatory flyers stopped.

12. EXECUTIVE SESSION

12.1. Trustee Flood moved to recess to Executive Session to discuss employment of a specific employee, pending litigation and acquisition of property at 9:40 p.m.

Trustee O'Toole seconded.

Ayes: Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson

Nays: None

MOTION CARRIED

- 12.2. The Board returned to open session at 10:30 p.m.
Present: President Hiller, Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and
Robinson.

13. ADJOURNMENT

There being no further business to come before the Board, Trustee O'Toole moved to adjourn the meeting at 10:31 p.m. Trustee Flood seconded.

Ayes: Trustees Flood, Karaba, O'Toole, Pedersen, Pocius and Robinson

Nays: None

MOTION CARRIED