

REGULAR MEETING

MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE, IL

May 27, 2014

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of May 27, 2014 was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:00 p.m. by Mayor Straub.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was conducted by Olivia & Shaughnessy Heneghan, St. John of the Cross School.

ROLL CALL was taken by the Village Clerk and the results denoted the following present: Trustees Franzese, Paveza, Ruzak, Bolos, Grasso, and Mayor Straub. Absent was Trustee Manieri. Also present were Village Administrator Steve Stricker, Public Works Director Paul May, Community Development Director Doug Pollock, Police Chief John Madden, and Village Clerk Karen Thomas. There being a quorum, the meeting was open to official business.

AUDIENCE There were none at this time.

CONSENT AGENDA – OMNIBUS VOTE After reading the Consent Agenda by Mayor Straub, motion was made by Trustee Grasso and seconded by Trustee Ruzak that the Consent Agenda – Omnibus Vote, and the recommendations indicated for each respective item, be hereby approved.

On Roll Call, Vote Was:

AYES: 5 – Trustees Grasso, Ruzak, Paveza, Franzese, Bolos

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried.

APPROVAL OF REGULAR BOARD MEETING OF MAY 12, 2014 were approved for publication under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE (DRAFT) PATHWAY COMMISSION MEETING OF MAY 8, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE (DRAFT) WATER COMMITTEE MEETING OF MAY 12, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE (DRAFT) ECONOMIC DEVELOPMENT COMMITTEE MEETING OF MAY 20, 2014 were noted as received and filed under the Consent Agenda by Omnibus Vote.

APPROVAL OF AN ORDINANCE AMENDING SECTION IV.H.3 OF THE BURR



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RIDGE ZONING ORDINANCE TO ADD BEEKEEPING AS A PERMITTED ACCESSORY USE IN RESIDENTIAL DISTRICTS (Z-03-2014: TEXT AMENDMENT - BEEKEEPING) The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance.

THIS IS ORDINANCE NO. A-834-05-14.

APPROVAL OF AN ORDINANCE GRANTING A SPECIAL USE PURSUANT TO THE BURR RIDGE ZONING ORDINANCE TO PERMIT A SIDEWALK SEATING AREA FOR A RESTAURANT (Z-04-2014: 503 VILLAGE CENTER DRIVE – RED MANGO)

The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance.

THIS IS ORDINANCE NO. A-834-06-14.

ADOPTION OF A RESOLUTION APPROVING FINAL PLAT MADISON ESTATES SUBDIVISION (8701 MADISON STREET) The Board, under the Consent Agenda by Omnibus Vote, adopted the Resolution.

THIS IS RESOLUTION NO. R-11-14.

APPROVAL OF RECOMMENDATION TO PURCHASE WATER DEPARTMENT TRENCHING AND SHORING EQUIPMENT The Board, under the Consent Agenda by Omnibus Vote, authorized the Public Works Director to purchase ProSpan shoring equipment from ProSpan Manufacturing Company, of Rosemont, in the amount of \$10,751.

APPROVAL OF FY 13 – 14 VENDOR LIST IN THE AMOUNT OF \$58,855.34 FOR ALL FUNDS, WHICH INCLUDES SPECIAL EXPENDITURES OF \$15,720.00 TO KRAMER TREE SPECIALISTS FOR EMERALD ASH BORER TREATMENTS IN APRIL AND \$14,390.00 TO RAG'S ELECTRIC FOR THE INSTALLATION OF A PEDESTRIAN SIGNAL AT COUNTY LINE ROAD AND 60TH STREET The Board, under the Consent Agenda by Omnibus Vote, approved the FY 13 – 14 Vendor List for the period ending May 27, 2014 in the amount of \$58,855.34.

APPROVAL OF FY 14 – 15 VENDOR LIST IN THE AMOUNT OF \$95,552.10 FOR ALL FUNDS, PLUS \$195,214.30 FOR PAYROLL, FOR A GRAND TOTAL OF \$290,766.40 WHICH INCLUDES NO SPECIAL EXPENDITURES The Board, under the Consent Agenda by Omnibus Vote, approved the FY 14 – 15 Vendor List for the period ending May 27, 2014 in the amount of \$95,552.10 and payroll in the amount of \$195,214.30 for the period ending May 10, 2014.

CONSIDERATION OF RECOMMENDATION TO APPROVE SALARY INCREASE FOR VILLAGE ADMINISTRATOR Mayor Straub stated that upon reviewing the notes of the April 28, 2004 Board Meeting regarding this matter, he found that the vote taken was a voice vote and would like to obtain a roll call vote at this Board Meeting.

Trustee Ruzak proposed discussing this matter in Closed Session. Trustee Grasso added she



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would like to defer this item to the end of the Board Meeting and discuss it in Closed Session.

Motion was made by Trustee Grasso and seconded by Trustee Ruzak to table the Consideration of Recommendation to Approve Salary Increase for Village Administrator to the end of the Board Meeting for discussion in Closed Session.

On voice vote, the motion carried.

CONSIDERATION OF PATHWAY COMMISSION RECOMMENDATION TO CONDUCT A PUBLIC HEARING FOR A SIDEWALK ON 79TH STREET FROM BURR OAKS LANE TO CHASEMOOR DRIVE

Community Development Director Doug Pollock stated that the Pathway Commission would like to conduct a Public Hearing for a possible sidewalk on the north side of 79th Street from Chasemoor Drive to Burr Oaks Lane. He explained the request for the sidewalk originated from the Burr Oaks Glen North Homeowners Association and it would benefit those residents in allowing them to walk to the downtown Burr Ridge area.

Mr. Pollock noted that the Village Engineer has estimated the cost of the project not to exceed \$35,000 and it would include a curb and storm sewer pipe on the adjacent side of 79th Street, in addition to the sidewalk. He stated that if the project proceeds, it would be added to the budget for FY 2014 – 15.

In response to Trustee Ruzak, Mr. Pollock stated the sidewalk would span approximately 300 feet. He also explained that the storm sewer is required as the construction of the curb would interrupt the current flow of water to the pond.

In response to Trustee Grasso, Mr. Pollock explained that the storm sewer would assist in the prevention of water and ice accumulation on the sidewalk but may not completely prevent it.

Trustee Ruzak, inquired if it could be requested of the Chasemoor residents to clean the sidewalk. In response, Village Administrator Steve Stricker stated the Chasemoor residents do a good job of maintaining their sidewalks and Mr. Pollock added his agreement.

Motion was made by Trustee Ruzak and seconded by Trustee Franzese to authorize the Pathway Commission to proceed with a public hearing as requested.

On voice vote the motion carried.

CONSIDERATION OF PATHWAY COMMISSION RECOMMENDATION TO ENCOURAGE RESIDENTS TO REMOVE SNOW ON SIDEWALKS AND PATHWAYS

Community Development Director Doug Pollock stated that at its last two meetings, the Pathway Commission discussed possible recommendations regarding snow removal. He explained that



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the Commission does not recommend that residents and property owners be required to remove snow from sidewalks but suggests that they be encouraged to do so.

Mr. Pollock noted that the Pathway Commission would like the following text to be added to the Pathway Map, Village Web Site, and fall and winter newsletters:

The Village strongly encourages residents to remove snow and ice from sidewalks and maintain a free and clear path for all residents to enjoy. The Village does not shovel pathways or sidewalks.

Mr. Pollock explained that with this recommendation, it is at the homeowner's discretion to shovel the snow on the pathways in front of their homes but there is no legal obligation to do so.

Trustee Grasso pointed out that if a property owner shovels their sidewalk and someone is injured, the property owner could be held liable for those injuries. She explained that if the sidewalk is not shoveled, there is a common law concept that there is no expectation for safety and the homeowner would not incur liability. Trustee Grasso added that she contacted Village Attorney Scott Uhler regarding this matter and he is in the process of researching it. She stated she is hesitant to put the shoveling request in writing due to the liability concern.

Village Administrator Stricker added that this request is a departure from what has been presented to residents in the past with regard the sidewalks adjacent to their homes. He explained the residents were told they had no responsibility for maintenance of the sidewalks, including snow removal. Village Administrator Stricker noted that although the Pathway Commission is not requiring snow removal, it is still a deviation from previous communication to the residents.

The Board discussed areas of the Village such as areas of 79th and 83rd Streets, where the sidewalks are located adjacent to rear yards or public property making snow removal a lower priority.

Mayor Straub added that he feels the Board should await information from Village Attorney Scott Uhler prior to proceeding with the recommendation.

In response to Trustee Franzese, Village Administrator Stricker stated that sidewalks and pathways are synonymous regardless of location. Trustee Franzese inquired if complaints have been received regarding the lack of snow removal on the sidewalks. In response, Village Administrator Stricker stated there have been no complaints but the Pathway Commission feels residents may use the sidewalks in the winter months if they are cleared rather than walking in the street.

Trustee Grasso added that perhaps snow removal of sidewalks should be an unwritten



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understanding but does not feel it should be published in writing.

In response to Trustee Bolos, Mr. Pollock explained the Pathway Commission felt that the current language was not encouraging but rather discouraging and they wished to improve it.

Mayor Straub inquired if the Pathway Commission discussed that snow removal was not considered in the original presentation of the sidewalks to the residents. In response, Mr. Pollock stated it was discussed but the recommendation was unanimously approved since the residents are not required to shovel but only encouraged to do so.

Mr. Pollock added that the Pathway Commission did discuss the liability issues surrounding snow removal. He added that his understanding from previous legal opinions is that residents are only liable if they are negligent and "Good Samaritan" laws allow residents to remove snow without liability.

Motion was made by Trustee Grasso and seconded by Trustee Ruzak to table the Consideration of Pathway Commission Recommendation to Encourage Residents to Remove Snow on Sidewalks and Pathways to a future Board Meeting pending the legal opinion regarding liability from the Village Attorney.

On voice vote the motion carried.

CONSIDERATION OF RECOMMENDATION TO AUTHORIZE SUPPLEMENTAL PAVING CONTRACT FOR RESURFACING OF VETERAN'S BOULEVARD Public Works Director Paul May discussed the 2014 Road Program plan and noted that the program work is underway. He added that staff has assessed the other roadways in the 5 year plan and determined that for those roads, with the exception of Veterans Boulevard, patching work will be sufficient for maintenance this year. Mr. May explained that the entire length of Veterans Boulevard west of North Frontage Road suffered significant damage over the winter and patching is not a cost effective solution.

Mr. May explained that staff has identified 828 square yards of Veterans Boulevard roadway that will require patching at a cost of \$25,000. He explained that in addition to the patching, the road will still require resurfacing in 2 or 3 years at an additional cost of \$50,000. Mr. May added that the cost to resurface Veterans Boulevard under the current Road Program Resurfacing Contract is \$55,000.

Mr. May showed the breakdown of costs for the 2014 Road Program noting that with the addition of the Supplemental Resurfacing of Veterans Boulevard, the expenditures are anticipated to be \$10,000 under budget. He explained that by resurfacing Veterans Boulevard now, it would be removed from the Capital Program in 2016.



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In response to Trustee Franzese, Mr. May replied the age of the roadway surface of Veterans Boulevard is approximately 15 to 16 years old.

Trustee Bolos inquired about the budget for patching. In response, Mr. May explained sometimes it is included in the cost of the Road Program depending upon the significance of the patching required. He stated that if significant patching is required, patching will be a separate line item and contract. Mr. May noted the patching for the 2014 program is included in the resurfacing budget.

Motion was made by Trustee Grasso and seconded by Trustee Ruzak to authorize supplemental resurfacing work for Veterans Boulevard to be performed at the low-bid contract unit prices previously awarded to Central Blacktop, in an amount not to exceed \$55,000.

On Roll Call, Vote Was:

AYES: 5 – Trustees Grasso, Ruzak, Paveza, Franzese, Bolos

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried.

OTHER CONSIDERATIONS Trustee Franzese thanked the residents and Public Works staff who assisted in the cleaning of the storm sewers on Mother's Day. Trustee Franzese complimented Trustee Ruzak and the Veterans Memorial Committee for the Armed Forces Day event.

Trustee Ruzak stated the Economic Development Committee recently met with representatives from the 801 and 850 Village Center Drive Buildings and noted the discussions were honest and productive. He added there is commitment to filling the vacant locations.

Trustee Grasso noted there is a video posted on the Weather Channel regarding beekeeping and she encouraged others to view it.

Mayor Straub discussed a brochure he received regarding the history of International Harvester and Katherine Legge Park.

AUDIENCE Alice Krampits, 7515 Drew, discussed her thoughts regarding the Village Administrator's salary.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS There were none at this time.



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ADJOURNMENT Motion was made by Trustee Grasso and seconded by Trustee Ruzak that the Regular Meeting of May 27, 2014 be adjourned to Closed Session to discuss Employment of Employee.

On Roll Call, Vote Was:

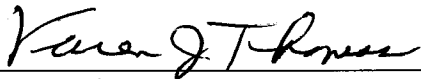
AYES: 5 – Trustees Grasso, Ruzak, Bolos, Paveza, Franzese

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried and the meeting was adjourned to a Closed Meeting at 7:35 P.M.

PLEASE NOTE: Where there is no summary of discussion on any items in the minutes, this reflects that no discussion occurred other than the introduction of the item.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 9th day of June, 2014.



RECONVENED REGULAR MEETING

**MAYOR AND BOARD OF TRUSTEES,
VILLAGE OF BURR RIDGE, IL**

May 27, 2014

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of May 27, 2014 was reconvened at 8:10 p.m. with the same Trustees in attendance as immediately preceding the Closed Meeting from 7:38 p.m. to 8:10 p.m.

RECONVENE REGULAR MEETING Motion was made by Trustee Paveza and seconded by Trustee Grasso that the Regular Meeting of May 27, 2014 be reconvened.

On Roll Call, Vote Was

AYES: 5 – Trustees Paveza, Ruzak, Franzese, Grasso, Bolos

NAYS: 0 – None

ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried.

CONSIDERATION OF RECOMMENDATION TO APPROVE SALARY INCREASE FOR VILLAGE ADMINISTRATOR The Village Board conducted the Village Administrator's salary discussion.

Motion was made by Trustee Franzese and seconded by Trustee Grasso that the Village Administrator's salary for FY2014-15 would be increased by \$1,000.

On Roll Call, Vote Was

AYES: 3 – Trustees Paveza, Grasso, Franzese

NAYS: 2 – Trustees Ruzak, Bolos

ABSENT: 1 – Trustee Manieri

There being three affirmative votes, the motion carried.

Trustee Bolos reiterated her concern and recommended a review of the April 28th minutes to clarify whether or not the Village Administrator's salary was included in the vote taken for non-union employees.

There being no further business, Motion was made by Trustee Paveza and seconded by Trustee Franzese that the Regular Meeting of May 27, 2014 be adjourned.

On Roll Call, Vote Was

AYES: 5 – Trustees Paveza, Grasso, Ruzak, Franzese, Bolos

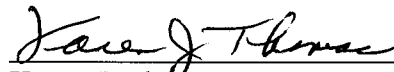
NAYS: 0 – None




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ABSENT: 1 – Trustee Manieri

There being five affirmative votes, the motion carried and the Regular Meeting of May 27, 2014 was adjourned at 8:13 p.m.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois



Mickey Straub
Village Clerk Pro-Tempore
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 9th day of June, 2014.

