

REGULAR MEETING

MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE, IL

June 23, 2014

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of June 23, 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 Caitlyn Korallus of Pleasantdale Elementary School.

ROLL CALL was taken by the Village Clerk and the results denoted the following present: Trustees Franzese, Paveza, Ruzak, Bolos, Grasso, Manieri, and Mayor Straub. 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.

BRIEF PRESENTATION BY INDIAN PRAIRIE LIBRARY REGARDING SERVICES
Jamie Bukovac, Indian Prairie Library Director, introduced Beena Deshmukh who discussed the resources available at Indian Prairie Library. Ms. Deshmukh also discussed the youth summer programs, adult programs, and equipment available to the library patrons.

Ms. Deshmukh explained that for those Burr Ridge residents not serviced by the library, a household card can be purchased for \$186.

In response to Mayor Straub, Ms. Bukovac explained the SWAN system which is an online catalog that allows access to 78 libraries where items can be requested by patrons and delivered to the library for pickup.

The Board members thanked the representatives of Indian Prairie Library for attending the meeting and providing information on their services to the residents. The Board encouraged all residents to visit and use the library services.

AUDIENCE Mark Toma, 7515 Drew, discussed the water meter discrepancies that were presented at the June 9, 2014 Board Meeting. Mr. Toma expressed his disappointment in the lack of communication to the residents regarding the possible existence of discrepancies in the meter readings.

CONSENT AGENDA – OMNIBUS VOTE After reading the Consent Agenda by Mayor Straub, motion was made by Trustee Ruzak and seconded by Trustee Grasso that the Consent Agenda – Omnibus Vote, (attached as Exhibit A), (except 5A) and the recommendations indicated for each respective item, be hereby approved.



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On Roll Call, Vote Was:

AYES: 6 – Trustees Ruzak, Grasso, Paveza, Bolos, Franzese, Manieri

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

APPROVAL OF THE VENDOR LIST IN THE AMOUNT OF \$643,109.89 FOR ALL FUNDS, PLUS \$248,208.64 FOR PAYROLL, FOR A GRAND TOTAL OF \$891,318.53 WHICH INCLUDES SPECIAL EXPENDITURES OF \$143,209.50 TO CENTRAL BLACKTOP CO., INC. FOR PAYMENT #1 OF 2014 MFT ROAD PROGRAM AND \$129,898 TO HD SUPPLY WATERWORKS, LTD. FOR 190 1" SENSUS METERS (\$31,350), 298 ¾" SENSUS METERS (\$37,548), 488 MXU-SMARTPOINT 510M (\$61,000).

The Board, under the Consent Agenda by Omnibus Vote, approved the Vendor List for the period ending June 23, 2014 in the amount of \$643,109.89 and payroll in the amount of \$248,208.64 for the period ending June 7, 2014.

PUBLIC HEARING
ANNEXATION AGREEMENT – 10S265 AND 10S231 VINE STREET

CALL TO ORDER The Public Hearing of the Mayor and Board of Trustees for the 10S265 and 10S231 Vine Street Annexation Agreement was held in the Meeting Room of the Village Hall, 7660 South County Line Road, Burr Ridge, Illinois and called to order by Mayor Straub at 7:17 p.m. with the same Trustees in attendance as immediately preceding the Public Hearing.

NOTICE OF HEARING was published in the Suburban Life.

PURPOSE OF MEETING is to consider an Annexation Agreement for 10S265 and 10S231 Vine Street.

PRESENTATION Doug Pollock, Community Development Director, stated the public hearing is for the annexation agreement of the properties at 10S265 and 10S231 Vine Street. He explained the petition was reviewed by the Plan Commission and the Village Board and the Board directed staff to proceed with the public hearing and prepare a draft annexation agreement. Mr. Pollock stated there are four parcels in the area to be annexed and the Plan Commission recommended rezoning the properties to R-2B.

Mr. Pollock discussed the terms of the Annexation Agreement which are:

- Commitment from the property owners to extend a Village water main on Vine Street North from 90th Street to 89th Street;
- Waiver of annexation and zoning fees since this annexation will allow force annexation of surrounding properties;
- Recognition that legally established structures on properties would be considered legally non-conforming.



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BOARD QUESTIONS AND COMMENTS In response to Trustee Bolos, Mr. Pollock stated there are no businesses on the parcels, only structures.

Trustee Bolos inquired about the possible forced annexation of the surrounding parcels. In response, Village Administrator Stricker stated the forced annexation of the surrounding parcels will be placed on the next Board Agenda. Trustee Bolos expressed concern regarding those who do not wish to be force annexed. Mr. Stricker added the concerns of the property owners will be taken into account. He added an Annexation Agreement requires five votes and the actual annexation or forced annexation requires four votes. Mr. Stricker explained that after all parties have signed the Annexation Agreement, the actual annexation will be placed on the Board Agenda for approval.

In response to a question by Mayor Straub, Village Administrator Stricker stated that annexation requests have always been approved by the Board.

In response to Trustee Franzese, Mr. Pollock discussed the servicing of Village water and DuPage County sewer to the properties.

Trustee Ruzak commented that property owners who meet the required criteria and wish to be annexed to the Village should not have their request be denied by the Board.

AUDIENCE QUESTIONS AND COMMENTS There were none at this time.

CLOSE HEARING Motion was made by Trustee Ruzak and seconded by Trustee Paveza that the 10S265 and 10S231 Vine Street Annexation Agreement Public Hearing be closed.

On Voice Vote, the motion carried and the 10S265 and 10S231 Vine Street Annexation Agreement Public Hearing was closed at 7:26 p.m.

APPROVAL OF REGULAR BOARD MEETING OF JUNE 9, 2014 This item was removed from the Consent Agenda at the request of Trustee Franzese. He requested the following changes to the minutes:

- On page 10308, clarify that Village Administrator Steve Stricker provided a copy of the back page of the Water Bill to the Trustees;
- On page 10308, third paragraph from the bottom, add the phrase "Mr. Stricker and Mr. Sapp stated that it is routinely placed on the front of the water bill reminding residents to check the water meter against the outdoor indicator.

Motion was made by Trustee Franzese and seconded by Trustee Manieri to table the Approval of Regular Board Meeting Minutes of June 9, 2014 to the Board Meeting of July 14, 2014.

On voice vote, the motion carried.

ORDINANCE AUTHORIZING ANNEXATION AGREEMENT (10S265 AND 10S231 VINE STREET) Community Development Director Doug Pollock explained that this



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Ordinance authorizes the Annexation Agreement discussed at the Public Hearing.

Trustee Manieri noted a typographical error in the address of the properties in the backup material.

Motion was made by Trustee Ruzak and seconded by Trustee Grasso to approve the Ordinance Authorizing Annexation Agreement (10S265 and 10S231 Vine Street).

Trustee Franzese stated he supports this annexation but does not support a forced annexation of property owners who do not wish to be annexed to the Village.

On Roll Call, Vote Was:

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

NAYS: 1 – Trustee Bolos

ABSENT: 0 – None

There being five affirmative votes, the motion carried.

THIS IS ORDINANCE NO 1138

CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 58 OF THE BURR RIDGE MUNICIPAL CODE BY ADDING A NEW SECTION 58.03 (A) CONSUMPTION AND CHARGE DISCREPANCIES – RESIDENTIAL AND (B) CONSUMPTION AND CHARGE DISCREPANCIES – NON-RESIDENTIAL AND REVISING SECTION 58.55 (DEFINITIONS)

Village Administrator Steve Stricker explained that this Ordinance will memorialize the water meter discrepancy reconciliation policy as approved by the Board at the June 9th Board Meeting. Mr. Stricker explained the option approved by the Board, Option #2, will base the amount charged on an average historical basic water consumption charge. He stated the charge will be obtained by averaging the water charges that were in effect from the present reading and for the period extending back to the last time the Village had a record of a water reading for the premises. Mr. Stricker noted that the formula for the calculation will remove up to the last four years which represent the highest annual water rate charges.

Village Administrator Stricker added that in section 58.03 of the Ordinance in the backup material, there is a reference to Section 50.01 and it should reference Section 58.01. Mr. Stricker also noted that no discounts are offered for commercial water accounts.

Trustee Bolos stated it is unfair to go back several years and charge residents for water they did not know they used or to be responsible for a Village error. She referenced an article dated June 15th where the Illinois Commerce Commission only allowed agencies they regulate to go back 12 months for discrepancies because they could not pinpoint the exact time of the discrepancy. Trustee Bolos pointed out that the Village cannot determine when the discrepancies occurred. Trustee Bolos stated it is wrong and views it as a tax.



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Village Administrator Stricker responded that the discrepancies have been occurring since the Village has had the Badger meters, which was in the early 1990's. He explained that since that time, residents have been paying the discrepancy at the reduced rate averaged over the years. The Ordinance further reduces the amount to be paid by eliminating the last 4 years, which contain the highest rate.

Trustee Bolos added that not all of the municipalities that the Village surveyed have Ordinances. In response, Village Administrator Stricker stated that Burr Ridge did not have an Ordinance in the past either.

Trustee Ruzak stated he believes the fairest way is to require residents to pay for the water they used at the reduced rate as proposed by the Water Committee.

Trustee Franzese pointed out that the money has already been spent and the water has been used and now the residents are being asked to pay for the discrepancy. Trustee Franzese read excerpts of the different statements on his water bills informing residents of ways to check their water meters. He added it is unfair to ask the residents to pay for discrepancies when the Village did not directly inform them of the possibility of a discrepancy.

Mayor Straub inquired as to how a shortage in the water account would be handled. In response, Village Administrator Stricker explained that a shortage would result in a rate increase to cover the difference. He added that the total amount of the discrepancy will be determined when all of the meters are replaced over the next four years. He also stated that if the discrepancies are not collected and funds must be paid back, the shortage must be recovered in some way.

Village Administrator Stricker discussed the water system and the water plan which contains over \$100,000,000 in infrastructure. He explained that the water system is getting older and the Village will be responsible for its eventual replacement.

Trustee Bolos pointed out that in 2009, the sum of two million dollars was taken from the water fund for the construction of the police station. Mr. Stricker explained that decision was made by the Board at that time and explained the water funds were considered a reimbursable to the General Fund for all the years that General Fund money was used to abate the tax for the Lake Michigan water bond issue.

Trustee Grasso pointed out that the residents are essentially shareholders in the Village and she feels they should pay for the water they have used.

Trustee Manieri stated that he agrees with Trustee Franzese that the water has been used and paid for and the Village does not owe Bedford Park for that water. He added it is his feeling that the Village did not do its best to notify residents of the potential for discrepancies.



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Trustee Paveza explained that the cost of the new meters is \$400 and are being installed at no cost to the residents. He added that a majority of the residents are not affected by the discrepancies and feels that most of those who are will pay what is owed.

Trustee Bolos stated there is an inconsistency in the estimated amount of the total discrepancy. She pointed out that at the Water Committee meeting, it was stated that the total was \$1,000,000 and the amount of \$500,000 was stated by Trustee Paveza. She requested a more accurate number. Village Administrator Stricker responded that the number is currently an estimate and will not be confirmed until all of the meters are replaced. He added the process is in place to replace the meters and as meters are replaced, it will give a better indication of the magnitude of the problem.

In response to Mayor Straub, Village Administrator Stricker confirmed that there is a deficit in the water fund and explained that projects are underway such as in-house repair of water mains to reduce the cost of hiring contractors and improve the situation. Mr. Stricker also explained that the current water rate does not support the operating expenditures.

In response to Mayor Straub, Village Administrator Stricker stated that based upon survey results, the Village water rate is one of the lowest in the area. Mr. Stricker also explained that residents with discrepancies will be billed based on an historical average rate with the last four years removed. He explained that residents would be given a couple of years to pay the balance and the Village is willing to work with those who require additional assistance. Mr. Stricker added that discrepancies have occurred in the past and residents have paid their balances with the difference now being that the rate is better.

Trustee Franzese stated he appreciates the Village replacing the water meters with new state of the art meters at no cost to the residents. He added that when other utility companies replace meters, they do not charge their customers for the replacement cost.

John Bittner, 2 Hidden Lake Drive, expressed his disappointment that no warning was issued to the residents alerting them of possible water bill discrepancies. Mr. Bittner would like to see more excitement and involvement in the Village.

Conrad Fialkowski, 110 Waterside Place, requested confirmation that when a resident moves out of a home, a final reading ensures that the water used by that resident is paid for. Mr. Stricker confirmed that practice.

Motion was made by Trustee Grasso and seconded by Trustee Ruzak to approve the Ordinance Amending Chapter 58 of the Burr Ridge Municipal Code by Adding a New Section 58.03 (A) Consumption and Charge Discrepancies – Residential and (B) Consumption and Charge Discrepancies – Non-Residential and Revising Section 58.55 (Definitions).



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On Roll Call, Vote Was:

AYES: 4 – Trustees Grasso, Ruzak, Paveza, Mayor Straub

NAYS: 3 – Trustees Bolos, Manieri, Franzese

ABSENT: 0 – None

There being four affirmative votes the motion carried.

THIS IS ORDINANCE NO A-439-02-14

Trustee Manieri stated he voted no in favor of amnesty for all residents.

CONTINUED CONSIDERATION CONCERNING THE POSSIBILITY OF CONDUCTING A BOARD GOAL SETTING WORKSHOP Village Administrator Steve Stricker recapped the discussion from the June 9th Board Meeting regarding the possible Goal Setting Workshop. Mr. Stricker noted that resident Rich Panico has experience as a facilitator and is willing facilitate the Workshop on a voluntary basis. Mr. Stricker added that Mr. Panico suggested the workshop begin at 6:00 p.m. and last approximately 3 to 3.5 hours. Village Administrator Stricker requested direction from the Board regarding moving forward with the session.

For the sake of transparency, Trustee Bolos pointed out that Mr. Panico provided \$24,375 in services to the Village in 2010 – 2011. Mr. Stricker responded that Mr. Panico has had several relationships with the Village over the years.

Trustee Manieri expressed concern about a start time of 6:00 p.m. due to work schedules. Mr. Stricker responded that an earlier start time was suggested to enable the completion of the workshop at a reasonable hour.

Trustee Bolos inquired about communication between Board members and Mr. Panico prior to the Workshop. In response, Mr. Stricker stated that Mr. Panico may provide advance information to the Board related to the workshop. The Board agreed that all information should be coordinated through Village Administrator Stricker for distribution to the Board.

Motion was made by Trustee Ruzak and seconded by Trustee Paveza to direct staff to work with Mr. Rich Panico to conduct a Village Board Goal Setting Workshop on August 5, 2014 at 6:00 p.m.

On voice vote, the motion carried.

OTHER CONSIDERATIONS Trustee Ruzak inquired about the possibility of sealcoating and striping of the Village Hall Parking lot. Village Administrator Stricker responded that efforts will be made to locate funds in the budget and it would be a spring project.



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Trustee Ruzak also noted the Police Department is in need of staining and would like to see if funds are available for this maintenance.

AUDIENCE Carolyn Grela, 8045 Creekwood Drive, indicated her desire to attend the Board Goal Setting Workshop. She praised the abilities of Mr. Panico and asked that the Board members make the most of the Goal Setting Workshop.

Trustee Bolos added that the Workshop is an open meeting allowing anyone to attend. Mr. Stricker stated that although it is an open meeting, audience comments are not permitted.

Conrad Fialkowski, 110 Waterside Place, inquired if a water meter would be replaced prior to a new resident moving into a home with a meter that has a discrepancy. In response, Village Administrator Stricker confirmed that the meter would be replaced.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS Trustee Grasso stated the Car Show was a success with between 140 to 150 cars with about 40 drive ins. She noted that the band was also well received.

Trustee Grasso reported that as a follow-up to the request that the Farmers Market open earlier to facilitate schedules of those who work, it cannot be scheduled for this year. She added that next year, an evening event is being considered that may feature Jazz on the Green.

Trustee Grasso stated that the Concert Series is continuing and the audio has improved. She added that an audio person will be in attendance to determine if additional measures need to be taken.

Trustee Franzese stated he has attended all seven of the car shows as a participant and feels this show was the best show yet. He thanked those who organized the event. Trustee Franzese also noted that he was told by some of the businesses that they were extremely busy during the Car Show and business slowed following the show.

Mayor Straub added his thanks to all who organized the Car Show. He noted that the Rotary Club, of which Village Administrator Stricker is a member, served food at the show. Mr. Stricker extended his thanks for the opportunity to participate and noted that the food sales were profitable for the organization.

Mayor Straub discussed solicitation activity that was recently experienced in his neighborhood. Police Chief John Madden explained the Solicitation requirements of the Village which mandate that a solicitation permit be applied for. Police Chief Madden noted that for door-to-door solicitation a background check is performed and a permit will be issued for 60 days. He explained that the solicitor is given an identification card with their picture and the dates for which the card is valid. Police Chief Madden also explained that a solicitor cannot approach a



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home with a "No Solicitor" sign in place and if they do, they are in violation of the Ordinance and their permit can be revoked. He noted that one of the exterminator solicitors in Mayor Straub's neighborhood did not have a permit and is a convicted felon. Police Chief Madden encouraged residents to call 911 if they are concerned about solicitors regardless of the existence of a permit.

In response to Trustee Ruzak, Police Chief Madden stated there was a valid solicitor permit issued for a Pest Control business in the Village.

In response to Trustee Bolos, Police Chief Madden noted that "no solicitor" signs may be purchased at the Village Hall.

Mayor Straub suggested providing residents with a sample of a valid solicitors permit. Village Administrator Stricker stated it can be placed on the Village Web Site, in the fall newsletter, and also on the weekly E-Briefs memo. He encouraged residents to sign up for the E-Briefs by contacting the Village Hall with their email address.

Police Chief Madden added that the Solicitation Ordinance is also available to view on the Village Web site.

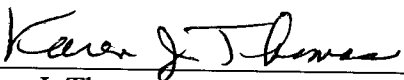
Trustee Franzese added his agreement that placing the solicitation information on the Village Web Site is a good idea since there is already information there regarding Police Solicitation that is not endorsed by the Village.

ADJOURNMENT Motion was made by Trustee Grasso and seconded by Trustee Ruzak that the Regular Meeting of June 23, 2014 be adjourned to Closed Session to discuss

- A. Approval of Closed Session Minutes of April 28, 2014
- B. Approval of Closed Session Minutes of May 27, 2014
- C. Collective Bargaining

On voice vote the motion carried and the meeting was adjourned at 8:35 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 14th day of July, 2014.



RECONVENED REGULAR MEETING


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

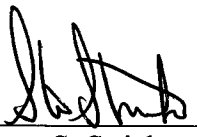
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CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of June 23, 2014 was reconvened at 9:00 p.m. with the same Trustees in attendance as immediately preceding the Closed Meeting from 8:45 p.m. to 9:00 p.m.

RECONVENE AND ADJOURN REGULAR MEETING Motion was made by Trustee Franzese and seconded by Trustee Grasso that the Regular Meeting of June 23, 2014 be reconvened and adjourned.

On Voice Vote, the motion carried and the Regular Meeting of June 23, 2014 was adjourned at 9:00 p.m.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois

Steven S. Stricker
Village Clerk Pro-Tempore
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 14th day of July, 2014.



**AGENDA
REGULAR MEETING – MAYOR & BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE**

**June 23, 2014
7:00 p.m.**

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

– Caitlyn Korallus, Pleasantdale Elementary School (rescheduled from June 9)

2. ROLL CALL

Brief Presentation by Indian Prairie Library Regarding Services

3. AUDIENCE

4. CONSENT AGENDA – OMNIBUS VOTE

All items listed with an asterisk (*) are considered routine by the Village Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member or citizen so request, in which event the item will be removed from the Consent Agenda.

**7:00 p.m.
PUBLIC HEARING**

Annexation Agreement – 10S265 and 10S231 Vine Street

5. MINUTES

*A. Approval of Regular Board Meeting of June 9, 2014

6. ORDINANCES

A. Consideration of Ordinance Authorizing Annexation Agreement (10S265 and 10S231 Vine Street)

B. Consideration of An Ordinance Amending Chapter 58 of the Burr Ridge Municipal Code by Adding a New Section 58.03 (A) Consumption and Charge Discrepancies – Residential and (B) Consumption and Charge Discrepancies – Non-Residential and Revising Section 58.55 (Definitions)

7. RESOLUTIONS

None.

8. CONSIDERATIONS

A. Continued Consideration Concerning the Possibility of Conducting a Village Board Goal Setting Workshop

*B. Approval of the Vendor List in the amount of \$643,109.89 for all funds, plus \$248,208.64 for Payroll, for a Grand Total of \$891,318.53, which includes Special Expenditures of \$143,209.50 to Central Blacktop Co., Inc. for payment #1 of 2014 MFT Road Program and \$129,898 to HD Supply Waterworks, Ltd. For 190 1" Sensus meters (\$31,350), 298 ¾" Sensus meters (\$37,548), 488 MXU-SmartPoint 510M (\$61,000) **EXHIBIT** A

- C. Other Considerations – For Announcement, Deliberation and/or Discussion only – No Official Action will be Taken

9. **AUDIENCE**

10. **REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

11. **CLOSED SESSION**

A. **Approval of Closed Session Minutes of April 28, 2014**

B. **Approval of Closed Session Minutes of May 27, 2014**

C. **Collective Bargaining**

12. **RECONVENED MEETING**

13. **ADJOURNMENT**