

**REGULAR MEETING**

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

**July 13, 2015**

**CALL TO ORDER** The Regular Meeting of the President and Board of Trustees of July 13, 2015 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 President Straub.

**PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was recited by Matthew ("Matty") Zeman of Pleasantdale Elementary School.

**ROLL CALL** was taken by the Village Clerk and the results denoted the following present: Trustees Franzese, Grasso, Murphy, Paveza, Bolos, Schiappa, and President Straub. Also present were 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** Mark Toma discussed the selection process for committees and commissions and stated that he would like to see more transparency and Trustee involvement with the process. Mr. Toma also questioned the recent appointment of Mr. Jim Broline to the vacant Plan Commission position. He noted that Mr. Broline was interviewed in 2013 and questioned why he was not appointed at that time and expressed concern that other more qualified candidates are available. He also expressed concern regarding Mr. Broline's commitment to the Plan Commission. Mr. Toma also emphasized the importance of the Trustees expressing their opinions despite that they may conflict with those of President Straub's.

**CONSENT AGENDA – OMNIBUS VOTE** After reading the Consent Agenda by President Straub, motion was made by Trustee Franzese and seconded by Trustee Paveza that the Consent Agenda – Omnibus Vote (attached as Exhibit A), (except 7A and 8J), and the recommendations indicated for each respective item, be hereby approved.

On Roll Call, Vote Was:

AYES: 6 – Trustees Franzese, Paveza, Bolos, Schiappa, Grasso, Murphy

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**APPROVAL OF REGULAR BOARD MEETING OF JUNE 22, 2015** were approved for publication under the Consent Agenda by Omnibus Vote.

**RECEIVE AND FILE VETERANS MEMORIAL COMMITTEE MEETING OF APRIL 29, 2015** were noted as received and filed under the Consent Agenda by Omnibus Vote.



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**RECEIVE AND FILE (DRAFT) PW DIRECTOR / VILLAGE ENGINEER RECRUITMENT COMMITTEE MEETING OF JUNE 30, 2015** were noted as received and filed under the Consent Agenda by Omnibus Vote.

**APPROVAL OF ORDINANCE AMENDING CHAPTER 8 (STORM WATER RUN-OFF) OF THE BURR RIDGE MUNICIPAL CODE (ADOPT COOK COUNTY WATERSHED MANAGEMENT ORDINANCE BY REFERENCE) AS AMENDED ON JULY 10, 2014**  
The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance adopting the July 10, 2014 amendment to the Cook County Watershed Management Ordinance.  
**THIS IS ORDINANCE NO. A-676-01-15**

**APPROVAL OF RECOMMENDATION TO PURCHASE AN ADDITIONAL MOTOROLA APX 7500 STARCOM POLICE MOBILE RADIO** The Board, under the Consent Agenda by Omnibus Vote, approved the recommendation to purchase an additional Police mobile radio. The radio will be purchased under the State of Illinois procurement contract.

**APPROVAL OF RECOMMENDATION TO AWARD CONTRACT FOR SUMMER 2015 TREE REMOVAL** The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for tree removal in areas 1,2,4,5, and 7 to GroundsKeeper Landscape Care, of Orland Park, in the amount of \$18,245 and in areas 3 and 6 to Homer Tree Care Inc., of Lockport, IL in the amount of \$10,104.

**APPROVAL OF REQUEST FROM I & M CANAL NATIONAL HERITAGE CORRIDOR FOR DONATION FROM HOTEL / MOTEL TAX FUND** The Board, under the Consent Agenda by Omnibus Vote, approved the request from the I & M Canal National Heritage Corridor for dues in the amount of \$2,900 from the Hotel / Motel Tax Fund.

**APPROVAL OF REQUEST FROM THE FLAGG CREEK HERITAGE SOCIETY FOR DONATION FROM HOTEL / MOTEL TAX FUND** The Board, under the Consent Agenda by Omnibus Vote, approved the request from the Flagg Creek Heritage Society for a contribution toward operation of its museum in the amount of \$2,500 from the Hotel / Motel Tax Fund.

**APPROVAL OF REQUEST FROM THE BURR RIDGE PARK DISTRICT FOR DONATION TO HARVEST FEST** The Board, under the Consent Agenda by Omnibus Vote, approved the request from the Burr Ridge Park District for a contribution toward its Harvest Fest Event in the amount of \$1,000 from the Hotel / Motel Tax Fund.

**APPROVAL OF MAYOR STRAUB'S RECOMMENDATION TO REAPPOINT KEN THOMPSON TO THE VETERANS MEMORIAL COMMITTEE FOR A TWO-YEAR TERM EXPIRING APRIL 1, 2017** The Board, under the Consent Agenda by Omnibus



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Vote, accepted the President's recommendation to reappoint Ken Thompson to the Veterans Memorial Committee.

**APPROVAL OF MAYOR STRAUB'S RECOMMENDATION TO REAPPOINT JOHN MOSKAL TO THE VETERANS MEMORIAL COMMITTEE FOR A TWO-YEAR TERM EXPIRING APRIL 1, 2017**

The Board, under the Consent Agenda by Omnibus Vote, accepted the President's recommendation to reappoint John Moskal to the Veterans Memorial Committee.

**APPROVAL OF THE VENDOR LIST IN THE AMOUNT OF \$481,353.83 FOR ALL FUNDS, PLUS \$456,529.98 FOR PAYROLL, FOR A GRAND TOTAL OF \$937,883.81 WHICH INCLUDES SPECIAL EXPENDITURES OF \$26,024.00 TO CURRIE MOTORS FOR A 2015 FORD INTERCEPTOR SEDAN POLICE SQUAD CAR AND \$24,079.00 TO CURRIE MOTORS FOR A 2015 FORD ESCAPE POLICE DETECTIVES CAR.**

The Board, under the Consent Agenda by Omnibus Vote, approved the Vendor List for the period ending July 13, 2015 in the amount of \$481,353.83 and payroll in the amount of \$456,529.98 for the periods ending June 20 and July 4, 2015

**7:00 p.m.**

**PUBLIC HEARING**

**AMENDMENT TO ANNEXATION AGREEMENT  
HIGHLAND FIELDS SUBDIVISION**

**CALL TO ORDER** The Public Hearing of the President and Board of Trustees for the Amendment to Annexation Agreement Highland Fields Subdivision was held in the Meeting Room of the Village Hall, 7660 South County Line Road, Burr Ridge, Illinois and called to order by President Straub at 7:08 p.m., with the same Trustees in attendance as immediately preceding the Public Hearing.

**NOTICE OF HEARING** was published in The Suburban Life Newspaper on June 26, 2015.

**PURPOSE OF HEARING** is to consider the Amendment to Annexation Agreement Highland Fields Subdivision.

**PRESENTATION** Community Development Director Doug Pollock explained that the 1999 Annexation Agreement for the Highland Fields Subdivision was initially to be developed in three phases. He reported that the first two phases consisting of 71 lots are complete. He added that the property owner is requesting that the 12 remaining lots in phase 3 be divided into two phases with the initial development of three lots on Heritage Drive as Phase 3A and the remaining 9 lots as a later phase. Mr. Pollock explained that the advantage to this is the three lots do not require subdivision improvements and will not require a letter of credit. Mr. Pollock concluded that the Amendment to the Annexation Agreement would allow this division of the lots.



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**BOARD QUESTIONS AND COMMENTS** In response to Trustee Bolos, Mr. Pollock confirmed that the zoning would remain as R-2A and the full sidewalk donation of the original phase 3 annexation agreement will be paid at this time.

In response to Trustee Franzese, Mr. Pollock stated the lots would change slightly from the original phase 3 design. Trustee Franzese added that the development of the first two phases of the subdivision is of high quality and he would support this amendment request.

**AUDIENCE QUESTIONS AND COMMENTS** Billy Johnston explained the split of the phase 3 lots noting that the eventual development will be beneficial to Burr Ridge. He added that he disagrees with the payment of school and park fees based on current fee schedules. Mr. Johnston feels the fees should be one quarter of the fees that would have been required in 1999.

In response to Trustee Franzese, Mr. Pollock confirmed that the existing stormwater facilities can accommodate the development of the three lots.

In response to Trustee Murphy, Mr. Pollock explained that the school and park impact fees calculated in 1999 when the original annexation agreement was created are much higher now. He added that Mr. Johnston feels the 1999 fees should be applied.

Trustee Grasso inquired about the basis for the fee calculation and Mr. Pollock explained that they are based on the impact of a home to the area. He added that the 1999 impact fees would only apply to the original annexation agreement and since Mr. Johnston is requesting a change, the fees are recalculated.

In response to Trustee Schiappa, Mr. Pollock confirmed the Village would be receiving impact fees for only the three lots.

Trustee Franzese inquired if there would be a phase 3b and Mr. Johnston replied that there are currently no development plans for it. Mr. Pollock confirmed that any changes to the phase 3b agreement would require another public hearing.

**CLOSE HEARING** Motion was made by Trustee Bolos and seconded by Trustee Paveza that the Amendment to Annexation Agreement Highland Fields Subdivision of July 13, 2015 be closed.

On Roll Call, Vote Was:

AYES: 6 – Trustees Bolos, Paveza, Franzese, Grasso, Murphy and Schiappa

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried and the Amendment to Annexation Agreement Highland Fields Subdivision was closed at 7:24 p.m.



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**CONSIDERATION OF APPROVAL OF ORDINANCE AUTHORIZING AMENDMENT TO ANNEXATION AGREEMENT (HIGHLAND FIELDS SUBDIVISION PHASE III)**

Community Development Director Doug Pollock explained that the ordinance specifies that the impact fees are designated at the 2015 rate. If the Board wishes for those to be changed, it would have to be included in the motion.

In response to Trustee Paveza, Mr. Pollock stated that the impact fees are significantly higher when recalculated in 2015 than they were in 1999. Trustee Paveza also expressed concern with precedent being set by allowing a reduction in the impact fees.

In response to Trustee Grasso, Mr. Pollock explained that the annexation agreement expires in four years so if the new owners subdivide after that time, the fees would be calculated at the current rate.

Mr. Johnston stated that he feels the 1999 annexation agreement impact fees should be used.

Trustee Schiappa pointed out that the original pre-annexation agreement specified the development of 12 lots.

Motion was made by Trustee Paveza and seconded by Trustee Franzese to approve the ordinance authorizing the Amendment to Annexation Agreement (Highland Fields Subdivision Phase III).

On Roll Call, Vote Was:

AYES: 6 – Trustees Paveza, Franzese, Bolos, Grasso, Murphy, Schiappa

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**THIS IS ORDINANCE NO. A-864-01-05**

**ADOPTION OF RESOLUTION OF APPRECIATION RECOGNIZING RETIREMENT AFTER 25 YEARS OF SERVICE TO THE VILLAGE OF BURR RIDGE ANGIE WILHELMI**

This agenda item was removed from the Consent Agenda by Trustee Franzese to allow the reading of the Resolution of Appreciation.

Village President Straub read the Resolution of Appreciation for Angie Wilhelmi.

Motion was made by Trustee Franzese and seconded by Trustee Bolos to adopt the resolution.

On Roll Call, Vote Was:

AYES: 6 – Trustees Franzese, Bolos, Paveza, Grasso, Murphy, Schiappa

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**THIS IS RESOLUTION NO. R-12-15**



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**DISCUSSION REGARDING POSSIBLE ANNEXATION OF 89TH STREET PROPERTIES** Community Development Director Doug Pollock stated that Village Administrator Steve Stricker held a meeting on June 29<sup>th</sup> with the remaining unincorporated residents on 89<sup>th</sup> Street to discuss possible annexation to the Village. There are three properties in the area that have annexed to the Village and seven properties remain unincorporated.

Mr. Pollock explained that the meeting consisted of discussing the procedures for annexation consisting of impact on property taxes; other taxes and fees; governance issues; zoning and fees; police services; public works services; and existing and proposed infrastructure.

Mr. Pollock reported that there were three property owners in attendance at the meeting. He concluded that staff recommends proceeding with the Village-initiated annexation. He added that the property owners requested a pre-annexation agreement which would delay annexation for two years but staff believes historical policy should be followed and the Village should proceed with an initiated annexation.

Trustee Schiappa stated he feels it would be beneficial to annex the area into the community since they are completely surrounded by the Village and benefit from Village services.

Trustee Bolos added that she respectfully disagrees with Trustee Schiappa.

Richard Rediehs of 15W620 89<sup>th</sup> Street informed the Board that he had suggested the pre-annexation agreement. Mr. Rediehs stated that he based his suggestion on what was presented at the Village meetings. He noted that it was expressed that the priority for the Village is to protect its borders and it was emphasized that amicable annexation is preferable with forced annexation used as a last resort. Mr. Rediehs explained that with the pre-annexation agreement, annexation would occur by either a property owner selling the property, connection to village water or at the final deadline of 2 years.

Mr. Rediehs noted that the total revenue to the Village through annexation is not significant and some of the property owners on the north side of 89<sup>th</sup> Street are retired or close to retirement and an increase in their tax bills would be significant to them.

Mr. Rediehs concluded that a pre-annexation agreement would preserve the Village borders and provide an amicable annexation.

Trustee Bolos inquired if the agreement would contain a drop-dead date. In response, Mr. Rediehs stated annexation would occur through either the property owner selling the property, connection to village water or at the final deadline of 2 years.

John Daugirdas stated he would support the pre-annexation agreement and he is not aware of how the other property owners on 89<sup>th</sup> Street feel regarding a pre-annexation agreement.



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In response to a question by Mr. Daugirdas, Mr. Pollock explained that the street resurfacing is performed at Village expense and if the property owners wanted curb and gutter, it would be at their expense but it is not forced upon them. Mr. Daugirdas also discussed the significant tree removal that occurred at the west end of 89<sup>th</sup> Street stating that he would prefer that be avoided on the other properties on the street.

Village President Straub stated that the Village would preserve the character of 89<sup>th</sup> Street as part of annexation.

Trustee Schiappa reiterated that he would like to see 89<sup>th</sup> Street included in the community since they are surrounded by the Village.

Trustee Murphy stated she also prefers annexation due to the surrounding Village limits and would support the pre-annexation of two years.

In response to Trustee Bolos, Mr. Pollock explained that any one of the properties on 89<sup>th</sup> Street can annex at any time. She emphasized that it is her feeling that it is unfair to force annex anyone.

In response to Trustee Paveza, Mr. Pollock explained that legally non-conforming properties that annex would be grandfathered in and would not be forced into compliance unless a significant renovation or tear down and rebuild of a property is undertaken and at which time it would be forced into compliance.

Trustee Paveza pointed out that in the past, the county requested municipalities annex properties that could be annexed in their jurisdiction as the county no longer has the ability to provide services for these areas. Trustee Paveza stated that he is not in favor of forced annexation but under the circumstances coupled with the Village services they are currently receiving, he is in favor of a pre-annexation procedure that would require annexation in approximately one year in September of 2016.

In response to Trustee Grasso, Police Chief John Madden explained that the Village Police do respond to calls on 89<sup>th</sup> Street as well as other unincorporated areas due to prompt response time. He added that squad cars also patrol the area. Trustee Grasso concluded she is in favor of the one year annexation.

Trustee Franzese inquired about the difference between the west and east end of 89<sup>th</sup> Street. Mr. Pollock responded that the subdivision on the northwest corner of 89<sup>th</sup> and Madison was required to perform street improvements per Village Code which included streets and gutter. Trustee Franzese also confirmed that if the 89<sup>th</sup> Street property that is in foreclosure is subdivided for development; a tree preservation plan would be created to prevent removal of significant trees, which was confirmed by Mr. Pollock.



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Trustee Franzese concluded that he is not in favor of forced annexation but would be in favor of an annexation agreement.

Mr. Pollock explained that the subdivision developer, at the northwest corner of Madison & 89<sup>th</sup> Street, removed the trees and the Village penalized them monetarily and those funds will be used for replanting.

Mr. Rediehs explained that the annexation agreement was suggested at the first of the year to make it cleanest on the property owners' tax bills.

Motion was made by Trustee Paveza and seconded by Trustee Schiappa to direct staff to prepare an agreement that the property owners will annex to the Village by January 1, 2017 and that the agreement would be signed by all residents by the second Board meeting in August, 2015.

Mr. Pollock pointed out that the property in foreclosure will be difficult to locate the appropriate party for a signature and wondered if it could be excluded. In response the Board agreed it could be addressed at the second Board meeting in August and possibly force annexed.

Trustee Bolos added that the motion should include all that all legally non-conforming property components be allowed.

On Roll Call, Vote Was:

AYES: 6 – Trustees Paveza, Schiappa, Franzese, Bolos, Grasso, Murphy

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

Trustee Grasso inquired about drafting a forced annexation agreement for the property in foreclosure and Mr. Pollock responded that he would like to provide more information to the Board for the second meeting in August as the property is also involved in a property line dispute with the neighboring subdivision property.

**DISCUSSION REGARDING A POSSIBLE POLICY CONCERNING APPOINTMENTS OF VOLUNTEERS** Village President Straub suggested that the Trustees provide input on a suggested policy that would be provided to Village Administrator Steve Stricker to draft for review by the Board.

Trustee Franzese stated he suggested the need for a policy to provide transparency. He suggested starting with a Village announcement and permit residents to apply for the positions. He continued that those applications would then be reviewed; designate candidates for the appropriate commission/committee; interview the selected candidates and prepare a list of approved candidates; designate an expiration date for the list; and select candidates from the list.





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Trustee Grasso stated she agrees with Trustee Franzese's suggestion but stated perhaps applications could be collected at any time and the Board would interview candidates perhaps twice per year and have a list of approved candidates for the Village President to select from.

Trustee Paveza suggested using the same procedure that has been used in the past which includes using advertisement of open positions; receive candidate applications; Board review of applications; conduct interviews of the candidates and rank applications; and prepare a list of approved candidates to be selected from.

Trustee Bolos stated she agrees with Trustee Paveza that the same procedure should remain in place.

Trustee Murphy stated she would be interested in hearing how neighboring municipalities handle this matter and suggested that Village Administrator Steve Stricker contact some of them for input. She stated her preference is to advertise the open positions; receive applications from interested residents; Board interviews conducted for potential candidates; the Village President makes the candidate decision; and the Village Board would then make the confirmation of the candidate.

Trustee Schiappa stated he agrees with fellow Board members and would like the procedure to include a Board interview of the candidate applicants; placement of candidates in a pool once or twice a year; appointment of candidate by Village President after the interview process.

Village President Straub inquired if the announcements should be done for all committees and commissions or only selected ones. In response, Trustee Franzese stated any time a position is open advertisement should suggest residents who are interested in serving on any committee or commission apply. Village President Straub also inquired if Board interviews be conducted for all committee and commission positions and Trustee Franzese indicated it is not mandatory. Trustee Franzese stated he is most interested in having a documented procedure for this process.

Trustee Grasso added it should be designated which committees/commissions require Board interview and it should be designated who decides which applications are selected for interview.

Trustee Paveza stated that in the past, advertisement for committees and commissions did not designate a committee or commission but just encouraged applicants. The applications were reviewed for an appropriate committee based on the applicant's experience and placed on a list in that manner.

Village President Straub concluded a proposed procedure will be prepared for Board review.

**APPROVAL OF MAYOR STRAUB'S RECOMMENDATION TO APPOINT ELAINE LAYDEN TO THE PATHWAY COMMISSION FOR A THREE-YEAR TERM**



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**EXPIRING JULY 13, 2018**

Trustee Bolos.

This item was removed from the Consent Agenda by

Trustee Bolos stated that this appointment followed the usual protocol for commission appointment and it went smoothly.

Motion was made by Trustee Bolos and seconded by Trustee Paveza to approve the appointment of Elaine Layden to the Pathway Commission.

On Roll Call, Vote Was:

AYES: 6 – Trustees Bolos, Paveza, Franzese, Grasso, Murphy, Schiappa

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**OTHER CONSIDERATIONS**

There were none at this time.

**AUDIENCE** There were none at this time.

**REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

none at this time.

There were

**ADJOURNMENT**

Motion was made by Trustee Bolos and seconded by Trustee Schiappa that the Regular Meeting of July 13, 2015 be adjourned.

On Roll Call, Vote Was:

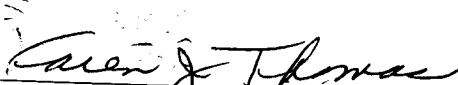
AYES: 6 – Trustees Bolos, Schiappa, Franzese, Paveza, Grasso, Murphy

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried and the meeting was adjourned at 8:37 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.

  
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Karen J. Thomas  
Village Clerk  
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 27<sup>th</sup> day of July, 2015.

