

**SPECIAL MEETING**  
**MAYOR AND BOARD OF TRUSTEES**  
**VILLAGE OF BURR RIDGE**

**March 30, 2020**

**CALL TO ORDER** The Special Meeting of the Mayor and Board of Trustees of March 30, 2020, was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:02 p.m. by Mayor Gary Grasso. Due to the Coronavirus this meeting was held consistent with the Governor's Executive Order #2020-07

**PLEDGE OF ALLEGIANCE** Pledge of Allegiance led by Mayor Gary Grasso

**ROLL CALL** was taken by the Village Clerk and the results denoted the following present telephonically: Trustees Franzese, Schiappa, Paveza, Snyder, Mital, and Mottl. Mayor Grasso was present in the Board Room. Also present in the Board Room was Village Administrator Doug Pollock, and Chief John Madden. Village Clerk Karen Thomas and Village Attorney Mike Durkin were also present telephonically.

All Department Heads were available telephonically for comments or questions.

**PRESENTATIONS AND PUBLIC HEARINGS** There were None.

**CONSENT AGENDA – OMNIBUS VOTE** While Mayor Grasso read the consent agenda, Trustee Mottl asked that items 5A, 5B be removed and Mayor Grasso stated he was removing 7A from the consent agenda. Subsequently, a motion was made by Trustee Snyder and seconded by Trustee Mital that the Consent Agenda – Omnibus Vote (attached as Exhibit A) (Except 5 A&B, 7A), and the recommendations indicated for each respective item, be hereby approved. Any item removed from the Consent Agenda, will be discussed by the Board, opened for public comment, and voted upon during this meeting.

Mayor Grasso stated if any member of the Public wished to remove an item from the Consent Agenda, please call in using the phone number listed. There were none.

On Roll Call, Vote Was:

AYES: 6 – Trustees Snyder, Mital, Mottl, Franzese, Schiappa, Paveza

NAYS : 0 – None

ABSENT: 0 – None

There being six affirmative votes the motion carried.

**APPROVAL OF AN ORDINANCE AMENDING SECTION X.F. OF THE BURR RIDGE ZONING ORDINANCE TO ADD “ACCESSORY BUILDING TO A PRINCIPAL BUILDING” AS A SPECIAL USE AS WELL AS ESTABLISH NECESSARY BULK, SIZE, SETBACK, AND OTHER SUCH REGULATIONS FOR “ACCESSORY BUILDINGS” IN THE G-I GENERAL INDUSTRIAL DISTRICT (Z-02-2020: TEXT AMENDMENT -**



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ACCESSORY BUILDING) the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

**THIS IS ORDINANCE NO. A-834-05-20**

APPROVAL OF AN ORDINANCE GRANTING SPECIAL USE FOR AN ACCESSORY BUILDING TO A PRINCIPAL BUILDING IN THE G-I GENERAL INDUSTRIAL DISTRICT (Z-02-2020: 166 SHORE DR – SMIT) the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

**THIS IS ORDINANCE NO. A-834-06-20**

APPROVAL OF AN ORDINANCE AMENDING CHAPTER 60, SECTION 60.7.7 OF THE BURR RIDGE MUNICIPAL CODE REGARDING THE MUNICIPAL HOTEL AND MOTEL ROOM TAX the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

**THIS IS ORDINANCE NO. A-383-02-20**

APPROVAL OF AN ORDINANCE AMENDING ARTICLE II, ENTITLED “SALE OR DISTRIBUTION OF TOBACCO PRODUCTS TO MINORS,” OF CHAPTER 41, ENTITLED “OFFENSES,” OF THE BURR RIDGE VILLAGE CODE the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

**THIS IS ORDINANCE NO. A-274-02-20**

APPROVAL OF MAYOR GRASSO’S RECOMMENDATION TO APPOINT ENZA PARRELLA AS AN ALTERNATE TO THE PLAN COMMISSION TO COMPLETE A TERM EXPIRING ON JULY 23, 2021 the Board, under the Consent Agenda by Omnibus Vote Approved the Appointment.

APPROVAL OF MAYOR GRASSO’S RECOMMENDATION TO APPOINT RAB MALHOTRA TO THE STORMWATER COMMITTEE FOR A TERM EXPIRING ON MAY 1, 2021 the Board, under the Consent Agenda by Omnibus Vote Approved the Appointment.

APPROVAL OF VENDOR LIST DATED MARCH 23, 2020 IN THE AMOUNT OF \$74,317.35 FOR ALL FUNDS, PLUS \$196,890.61 FOR PAYROLL FOR THE PERIOD ENDING MARCH 7, 2020 FOR A GRAND TOTAL OF \$271,207.96, WHICH INCLUDES NO SPECIAL EXPENDITURES the Board, under the Consent Agenda by Omnibus Vote Approved the Vendor List for the Period ending March 23, 2020 plus Payroll for the Period Ending March 7, 2020.

APPROVAL OF REGULAR BOARD MEETING MINUTES OF MARCH 9, 2020

Motion was made by Trustee Schiappa and seconded by Trustee Mital to Approve the Regular Board Meeting Minutes of March 9, 2020.



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Trustee Mottl requested this be removed from the Consent Agenda for three reasons. The minutes state, "Chief Madden stated there have been eleven confirmed cases of COVID-19 in Illinois. He will be notified if there is a confirmed case in Burr Ridge." Trustee Mottl was curious because Mayor Grasso stated we do not know if there is a confirmed case so Trustee Mottl is requesting clarification on this point. Mayor Grasso said that is a discussion that is not relevant to the minutes and may be addressed separately.

Trustee Mottl requested a correction in the section "Approval of Recommendation to Award Contract for Auditing Services". It does not note that Village Administrator Doug Pollock mentioned at the last meeting that a restaurant is being audited by the Illinois Department of Revenue. Trustee Mottl thinks this is an important point and should be mentioned in the minutes.

Trustee Mottl stated he also has an issue with the statement "Mayor Grasso thanked Trustee Snyder for suggesting the idea for leasing Village Vehicles." Trustee Mottl distinctly remembers Mayor Grasso said, "Please let the record show that both Trustee Snyder and Trustee Mottl brought the idea forward." Trustee Mottl recalls Mayor Grasso stating that and it is not in the minutes.

Motion was made by Trustee Mottl and Seconded by Trustee Mital to Approve the Regular Board Meeting Minutes of March 9, 2020, with the two amendments described by Trustee Mottl.

Trustee Schiappa, Paveza, and Franzese stated they do not recall Trustee Mottl ever mentioning leasing Police Vehicles. Trustee Mottl stated he pointed it out and Mayor Grasso made quite a deal saying he wanted the record to show that the idea was brought forward by both Trustees. He suggested they delay the vote until everyone could watch the video. Trustee Franzese clarified he does not remember Trustee Mottl making a recommendation to investigate leasing opportunities for the Village. Trustee Mottl stated it was at a previous meeting that he made those suggestions. He mentioned it to Village Administrator Doug Pollock as well as retired Village Administrator Steve Stricker. He mentioned it at the last meeting and Mayor Grasso made a big deal about putting that in the record. These are the minutes, a record of the meeting. Mayor Grasso asked for it to be included and Trustee Mottl wants it included for the record of the meeting.

Village Administrator Doug Pollock stated his recollection of the comment Trustee Mottl is referring to happened at the Budget Workshop on March 13, 2020. Mr. Pollock stated the minutes of that meeting are not finalized however, he does have a draft and it does include the statements in that discussion regarding credit for the leasing program. Mr. Pollock reiterated the comments were made at the Budget Workshop on March 13, 2020, not at the March 9, 2020 Board Meeting.

Mayor Grasso stated he remembers making a facetious remark at the Budget Workshop meeting on March 13, 2020, if Trustee Mottl wanted credit he was not opposed to giving him credit although he does not remember him ever bringing it up. Mayor Grasso suggested Trustee Mottl leave that correction out of his motion. It would be more accurate in the minutes for the March 13, 2020 Budget Workshop.

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Trustee Mottl agreed in the interest of moving things along, that if Trustee Mital would agree to amend her second he will drop that correction and leave the correction of Illinois Department of Revenue Places of Eating Tax.

Trustee Mital withdrew her second of the motion and stated she should not even be voting on this since she was absent from the March 9, 2020 Board Meeting. Village Attorney Durkin confirmed she can second the motion and that she can vote on it. She is just approving the Village Clerk's recitation of what transpired at the meeting. Trustee Mital seconded the motion.

Mayor Grasso stated he does not recall any mention at the March 9, 2020 meeting of a particular restaurant being audited in the Village and asked if anyone else had that recollection. Village Administrator Doug Pollock said that if he stated that he knew of a restaurant being audited he misspoke because he does not have that knowledge. Mr. Pollock further stated several years ago the Village provided information to the Illinois Department of Revenue for a certain restaurant but has no knowledge if they were audited. He apologized if he misspoke and stated it that way.

Trustee Mottl insisted that Mr. Pollock did say there was a restaurant being audited because he asked for the name and Mr. Pollock would not reveal the name. Trustee Mottl suggested they watch the video. Mayor Grasso suggested Trustee Mottl withdraw his motion subject to watching the video. Trustee Mottl responded he does not think they should approve incorrect minutes and suggested they table the minutes until they review the video or approve the minutes with the change he requested.

Mayor Grasso requested a motion to table Approval of the Regular Board Meeting Minutes of March 9, 2020. No motion was made.

Mayor Grasso stated since there is not a vote to approve Trustee Mottl's amended motion, he requested a motion to Approve the Regular Board Meeting Minutes of March 9, 2020 as written.

Village Attorney Durkin explained there first needs to be a vote on the Motion to amend.

On Roll Call, Vote Was:

AYES: 1 – Trustee Mottl  
NAYS : 4 – Trustees Snyder, Paveza, Schiappa, Franzese  
ABSENT: 0 – None  
ABSTAIN: 1 – Trustee Mital

There being one affirmative vote the motion failed.

Motion was made by Trustee Schiappa and seconded by Trustee Mital to Approve the Regular Board Meeting Minutes of March 9, 2020 as presented.

On Roll Call, Vote Was:

AYES: 4 – Trustees Schiappa, Snyder, Paveza, Franzese



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NAYS : 1 – Trustee Mottl  
ABSENT: 0 – None  
ABSTAIN: 1 – Trustee Mital

There being four affirmative votes the motion carried.

**RECEIVE AND FILE WATER COMMITTEE MEETING MINUTES OF FEBRUARY 24, 2020, AND MARCH 9, 2020**

Motion was made by Trustee Snyder and Seconded by Trustee Schiappa to Receive and File Water Committee Meeting Minutes of February 24, 2020 and March 9, 2020.

Trustee Mottl requested this be removed from the Consent Agenda for more information about the minutes. In reviewing them, it looks like the Water Fund has some problems. The rates were just raised significantly which was supposed to solve the problems and put them on a good financial track for the future. Now it looks like significant rate increases were discussed, although the Water Committee did not actually recommend an increase. Trustee Mottl stated it seems apparent to him that one will be necessary at some point in the future. He requested more information from the Committee. Mayor Grasso explained that is a different issue from approval of the minutes. The Board is voting on receiving and filing the minutes of those two meetings. If the Board wishes in the future to discuss issues with the Water Committee and water rates that is something that would be appropriate for the Board to address. The only thing to be voted on is receipt and filing of the minutes.

Trustee Mottl questioned if there would be additional notification to the Board or if this is supposed to be their notification of what went on at the meeting. He wonders if the Board would have been told about it if he had not asked or will they be told more about this. Mayor Grasso stated it is fine to have questions about the minutes, but they need to be filed and approved tonight and then Trustee Mottl could address his questions about the Water Committee and Water Rates at a later time.

On Roll Call, Vote Was:

AYES: 6 – Trustees Snyder, Schiappa, Franzese, Mottl, Mital, Paveza  
NAYS : 0 – None  
ABSENT: 0 – None

There being six affirmative votes the motion carried.

**ADOPTION OF A RESOLUTION EXCLUDING EMERGENCY RESPONDERS OF THE VILLAGE OF BURR RIDGE FROM CERTAIN PROVISIONS OF THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT** Police Chief John Madden explained the Families First Coronavirus Response Act was signed into law by President Trump on March 18, 2020. The Act temporarily expands the Family Medical Leave Act of 1993 and requires Employers to provide twelve weeks to employees for certain qualifying child care issues in relation to COVID-19 pandemic. The Act also creates the Emergency Paid Sick Leave Act that requires Employers to provide 80 hours of paid sick leave for certain child care issues caused by the COVID-19 pandemic, including minor child



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care. The Act is temporary, from April 2, 2020 through December 31, 2020. The Act allows Employers of Health Care providers and Emergency Responders to exclude such employees. In order to continue to provide essential law enforcement services, Chief Madden recommends the Village Board Adopts this Resolution to exclude the Police Department sworn personnel from the FMLA expansion and only Subparagraph 5 of the Emergency Paid Sick Leave Act that deals with minor child care.

In response to Trustee Schiappa's question, Chief Madden confirmed this was being done to maintain a consistent level of Police protection for the residents.

Attorney Mike Durkin pointed out the Department of Labor issued guidelines and accelerated the effective date from April 2, 2020 to April 1, 2020. In their guidelines regarding emergency responders they listed Public Works employees. The Resolution presented excludes sworn members of the Village Police Department and any other employees whom the Secretary of Labor excludes from the definition of eligible which would also include Public Works employees. The only leave being excluded is caring for a child whose school is closed due to COVID-19.

Mayor Grasso asked if anyone from the Public has called in with comments. Village Administrator Doug Pollock stated there were none. Mayor Grasso invited anyone in the Public to call with questions or comments.

Trustee Snyder questioned if Public Works Director Dave Preissig was in agreement with this exclusion. Public Works Director Preissig noted his agreement. Mayor Grasso said Mr. Preissig was in the Village Hall and keeping social distancing.

Motion was made by Trustee Snyder and seconded by Trustee Paveza to Adopt the Resolution.

On Roll Call, Vote Was:

AYES: 6 – Trustees Snyder, Paveza, Schiappa, Franzese, Mottl, Mital

NAYS : 0 – None

ABSENT: 0 – None

There being six affirmative votes the motion carried.

**THIS IS RESOLUTION NO. R-10-20**

### PUBLIC COMMENTS

Resident Richard Morton called in to thank Mayor Grasso for making a difference during this trying time and to compliment Village Staff. He is grateful for this team of talented professionals working on his behalf. He spoke of the fiscal crisis caused by the Pension System and noted that the Village Referendum to adopt Home Rule failed. Mr. Morton believes this was due in part to Trustee Mottl who offered many claims of Home Rule failures. Mr. Morton's research disputes Trustee Mottl's claims. Empirical research failed to find evidence that Home Rule communities increased property



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taxes at a rate faster than Non-Home Rule Communities but the opposite is actually true, contrary to Trustee Mottl's claims. Mr. Morton stated he will not resort to hyperbole, bullying, and fear mongering like Trustee Mottl. Instead he is showing his support to the Village by making a cash donation to keep the talented and highly efficient Village Staff and Police Department functioning at their high level for his benefit. He requested the money be used to further the goals of Burr Ridge, keeping Village Staff intact, the Police fully staffed, Village services operating, and the roads well maintained.

### **REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

Mayor Grasso said: Do any of the Trustees wish to make a report or a communication?

Trustee Mottl said; Regarding the earlier discussion about the minutes and the auditing. At the moment of 57:31 on the prior meeting's minutes, I'll let you hear Doug for yourself, I guess that his exemplary job description must include deceit and lying. He played a tape.

Mayor Grasso said; Can anybody hear anything? I'm sorry Trustee Mottl, it's really almost impossible to hear, why don't we...

Trustee Mottl interrupted and said: Well 57:31 is time marker on the minutes where Doug talks about that there's a restaurant that he submitted information to the Illinois Department of Revenue on two occasions and one of them he's heard something back and in fact, on another one, something is still ongoing, so this is what I was referring to when Doug reported that the Illinois Department of Revenue, so I can't believe how you reported on it, you remembered it and you knew about it at the last meeting Doug, but now you can't remember it again. This will be the second time that you have lied to me about the same time when I asked you about audits at restaurants and sales tax information. You keep obscuring and lying Doug, so that's probably some exemplary work that Mr. Morton referred to when he praised you.

Mayor Grasso said that Trustee Mottl's comments are out of line and that he has already been censured once for insulting Staff.

Trustee Mottl said that he is not insulting Staff, that he is holding them accountable and he does not appreciate to be lied to and have the Village obscured and have information deceived to the town to himself, that he thinks it is improper and if the Board wants to censure him again for it, go ahead and do it, but he does not like to be lied to by our Staff.

Mayor Grasso said that he thinks Trustee Mottl is overreacting and thinks he is jumping to conclusions.

Trustee Mottl responded that he thinks Mayor Grasso is a mobster.



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Trustee Schiappa asked that the Mayor call that member to order.

Mayor Grasso asked if there were any intelligent comments from any of the Trustees.

Trustee Schiappa wants to send message to residents to stay safe and spend time with family. We will get through this with great leadership and great staff. He has complete confidence in leadership that we will get through this. He encouraged everyone to use this time to be grateful for what they have.

Trustee Mital concurred with Trustee Schiappa. She stated the Staff and Mayor are doing a really good job of handling it in a dignified way. Trustee Mital also expressed appreciation for the daily bulletins. They are reassuring and people feel involved. She encouraged Staff to keep up the good work.

Trustee Franzese thanked Village Staff and Leadership, the Police and Public Works for all their great work during these difficult times. We will get through them and will be stronger as a result. He encouraged residents to continue to support restaurants and businesses that have been allowed to remain open. There is a list on the Village's website of businesses and services they are able to provide. Trustee Franzese thanked the residents for all their support during these troubled times.

Village Administrator Doug Pollock thanked Orbis IT for all their work coordinating this meeting. He acknowledged all the work done by Jerry Sapp, Amy Nelson, and Orbis Consultant Brad Miller to arrange for Staff to work remotely and keep things going.

Mayor Grasso announced Village facilities are regularly cleaned and sanitized each day to prevent the spread of COVID-19. Public Works employees are sanitizing door handles and faucets each midday and janitorial staff cleans and sanitizes counter tops each night. Bullseye Cleaning Services of Burr Ridge provides additional deep cleaning upon request. This was utilized after the primary voting and will be again after this Board Meeting.

The Village wants to thank the many businesses that supply Police and Public Works with sanitizer, including Whole Sale Point Inc. in Burr Ridge, Walgreens in Willowbrook and Westchester.

Mayor Grasso also thanked Micro Sonics for aerosol and equipment that is keeping Police and Public Works vehicles germ free.

Mayor Grasso thanked Village Staff. This has not been easy for anyone. Village Administrator Doug Pollock, Assistant Village Administrator Evan Walter, Trustee Franzese and himself speak every morning and afternoon. The Chief also joins the discussion when there are updates in terms of compliance with the Governor's Stay at Home order. Generally, there is great cooperation. Mayor Grasso receives daily email and texts from residents who are thankful for the work the Police, Public Works and Staff are doing throughout the Village. Mayor Grasso stated it is his goal to keep people

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positive. This is something that we will defeat. It will take time, diligence and vigilance to do the right thing.

Motion was made by Trustee Schiappa and Seconded by Trustee Snyder that the Special Meeting of March 30, 2020 be adjourned.

The Motion was approved by a unanimous voice vote of the Board of Trustees and the meeting was adjourned at 7:51 p.m.

PLEASE NOTE: Where there is no summary or 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 13<sup>th</sup> day of April, 2020.





**SPECIAL MEETING  
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VILLAGE OF BURR RIDGE**

**AGENDA**

**March 30, 2020  
7:00 P.M.**

- 1. CALL TO ORDER & PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL**
- 3. PRESENTATIONS AND PUBLIC HEARINGS**
- 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, discussed by the Board, opened for public comment, and voted upon during this meeting.

**5. MINUTES**

- A. \* Approval of Regular Board Meeting of March 9, 2020**
- B. \* Receive and File Water Committee Meeting of February 24, 2020 and March 9, 2020**

**6. ORDINANCES**

- A. \* Approval of an Ordinance Amending Section X.F. of the Burr Ridge Zoning Ordinance to Add "Accessory Building to a Principal Building" as a Special Use as Well as Establish Necessary Bulk, Size, Setback, and Other Such Regulations for "Accessory Buildings" in the G-I General Industrial District (Z-02-2020: Text Amendment – Accessory Building)**

*Consistent with the Governor's Executive Order #2020-07, public comments will be taken in advance of the meeting via email at [BRMeetings@burr-ridg.gov](mailto:BRMeetings@burr-ridg.gov). Public comments may also be made at the applicable time during the meeting by calling (630) 850-7222. Prior to voting on each agenda item, email comments for that agenda item will be read into the record and the Mayor will pause to receive telephone call comments. The same procedure will be followed for any person seeking to address the Board on any other item of concern under Section 9 Public Comments. Each speaker addressing the Board of Trustees is asked to limit comments to five minutes.*

**EXHIBIT A**

- B. \* Approval of an Ordinance Granting Special Use for an Accessory Building to a Principal Building in the G-I General Industrial District (Z-02-2020: 166 Shore Drive – Smit)
- C. \* Approval of an Ordinance Amending Chapter 60, Section 60.7.7 of the Burr Ridge Municipal Code Regarding the Municipal Hotel and Motel Room Tax
- D. \* Approval of an Ordinance Amending Article II, Entitled “Sale or Distribution of Tobacco Products to Minors,” of Chapter 41, Entitled “Offenses,” of the Burr Ridge Village Code

**7. RESOLUTIONS**

- A. \* Adoption of a Resolution Excluding Emergency Responders of the Village of Burr Ridge from Certain Provisions of the Families First Coronavirus Response Act

**8. CONSIDERATIONS**

- A. \* Approval of Mayor Grasso’s Recommendation to Appoint Enza Parrella as an Alternate to the Plan Commission to Complete a Term Expiring on July 23, 2021
- B. \* Approval of Mayor Grasso’s Recommendation to Appoint Rab Malhotra to the Stormwater Committee for a Term Expiring on May 1, 2021
- C. \* Approval of Vendor List Dated March 23, 2020, in the Amount of \$74,317.35 for all Funds, plus \$196,890.61 for Payroll for the Period Ending March 7, 2020, for a Grand Total of \$271,207.96, Which Includes No Special Expenditures

**9. PUBLIC COMMENTS**

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

**11. ADJOURNMENT**