

REGULAR MEETING
MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE

APRIL 13, 2020

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of April 13, 2020, was held and called to order at 7:02 p.m. by Mayor Gary Grasso. Due to the Covid-19 Coronavirus pandemic and the Governor's stay-at-home Order, this meeting was held via internet and telephone consistent with the Governor's Executive Order #2020-07.

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

ROLL CALL was taken by the Village Clerk and the results denoted the following present via video Team Meeting: Trustees Franzese, Schiappa, Paveza, Snyder, Mital, Mottl (telephonically only at his choosing) and Mayor Grasso. Also present telephonically were Village Administrator Doug Pollock, Assistant Village Administrator Evan Walter, Finance Director Jerry Sapp, Assistant Finance Director Amy Nelson, Director of Public Works Dave Preissig, Police Chief John Madden, Village Clerk Karen Thomas and Village Attorney Mike Durkin.

PRESENTATIONS AND PUBLIC HEARINGS There were None.

Mayor Grasso asked if anyone wanted anything removed from the Consent Agenda. There were no requests to remove any items from the Consent Agenda.

CONSENT AGENDA – OMNIBUS VOTE After reading the Consent Agenda by Mayor Gary Grasso, motion was made by Trustee Schiappa and seconded by Trustee Snyder that the Consent Agenda – Omnibus Vote (attached as Exhibit A), 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 asked 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: 5 – Trustees Schiappa, Snyder, Mital, Paveza, Franzese

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried. Trustee Mottl gave no basis for voting No.

APPROVAL OF SPECIAL BOARD MEETING MINUTES OF MARCH 30, 2020 were approved for publication, under the Consent Agenda by Omnibus Vote.

APPROVAL OF BUDGET WORKSHOP OF MARCH 13, 2020 were approved for publication, under the Consent Agenda by Omnibus Vote.



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APPROVAL OF AN ORDINANCE AUTHORIZING THE SALE BY ONLINE AUCTION OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF BURR RIDGE (PUBLIC WORKS EQUIPMENT) the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

THIS IS ORDINANCE NO. 1192

APPROVAL OF STAFF RECOMMENATION TO TABLE INDEFINITELY A RESOLUTION GRANTING AN EXTENSION FOR COMPLETION OF SUBDIVISION IMPROVEMENTS FOR LAKESIDE POINTE OF BURR RIDGE SUBDIVISION the Board, under the Consent Agenda by Omnibus Vote, Approved the Recommendation.

APPROVAL OF RECOMMENDATION TO RENEW THE CONTRACT FOR VILLAGE-WIDE LANDSCAPE MAINTENANCE TO DESIDERIO LANDSCAPING LLC, OF GRANT PARK, ILLINOIS, IN THE AMOUNT OF \$105,230 the Board, under the Consent Agenda by Omnibus Vote, Awarded the Contract.

APPROVAL OF RECOMMENDATION TO RENEW THE CONTRACT FOR MOSQUITO ABATEMENT TO CLARKE ENVIRONMENTAL MOSQUITO MANAGEMENT, INC., IN THE AMOUNT OF \$45,400 the Board, under the Consent Agenda by Omnibus Vote, Awarded the Contract.

APPROVAL OF RECOMMENDATION TO RENEW THE CONTRACT FOR STREET SWEEPING SERVICES TO LAKESHORE RECYCLING SYSTEMS OF WEST CHICAGO, ILLINOIS, IN THE AMOUNT OF \$26,736 the Board, under the Consent Agenda by Omnibus Vote, Awarded the Contract.

APPROVAL OF RECOMMENDATION TO AWARD THE CONTRACT FOR TRANSMISSION LINE TREE TRIMMING TO COMMONWEALTH EDISON IN THE AMOUNT OF \$62,505.33 the Board, under the Consent Agenda by Omnibus Vote, Awarded the Contract.

APPROVAL OF RECOMMENDATION TO AWARD THE CONTRACT FOR CLEANING NORTH AND SOUTH WATER TOWERS TO MIDWEST MOBILE WASHERS, OF MORRISON, ILLINOIS IN THE AMOUNT OF \$12,600 the Board, under the Consent Agenda by Omnibus Vote, Awarded the Contract.

APPROVAL OF VENDOR LIST DATED APRIL 13, 2020 IN THE AMOUNT OF \$429,889.88 FOR ALL FUNDS, PLUS \$192,206.86 FOR PAYROLL FOR THE PERIOD ENDING MARCH 21, 2020 FOR A GRAND TOTAL OF \$622,096.74, WHICH INCLUDES SPECIAL EXPENDITURES OF \$78,927.75 TO KIVVIT FOR DECEMBER 2019 THROUGH MARCH 2020 CONSULTING SERVICES the Board, under the Consent Agenda by Omnibus Vote



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Approved the Vendor List for the Period ending April 13, 2020 plus Payroll for the Period Ending March 21, 2020.

Mayor Grasso commented that Trustee Mottl voted against the Consent Agenda, which includes paying our Vendors.

Trustee Snyder asked Village Attorney Mike Durkin whether Police Officers and First Responders would be covered under Workman's Compensation. Mr. Durkin responded it may be in terms of Occupational Health Presumption however he has not seen any notifications. Trustee Snyder requested he follow up with Illinois Municipal League with anything rolling over from the Coronavirus being covered under Workman's Compensation Policy. Trustee Mottl read a ruling by the Illinois Workers Compensation Commission. It expands the scope of the Illinois Occupational Diseases and Workers Compensation Act Emergency Rule Amend Section 9030.70 of the Commissions Rule of Evidence. It adds A-1 section to provide a rebuttable presumption for First Responders and Frontline Workers who are exposed to COVID 19. It adds A-2 which defines First Responders and Frontline Workers. The definition includes what the Statute already covers regarding First Responders but expands the definition to include all workers of the essential business provided for in Governor Pritzker's order

Mr. Durkin further explained if they are stricken with COVID 19 and can demonstrate an at work presumption, the Employer would have the burden of proof. They need to acquire it while on the job. To have a general exposure to it would still be a defensible claim.

Trustee Mottl stated there is a question as to whether or not this ruling was legal.

CONSIDERATION OF A RESOLUTION CENSURING TRUSTEE ZACHARY MOTTL FOR THE SECOND TIME

Motion was made by Trustee Schiappa and Seconded by Trustee Snyder to Adopt the Resolution.

Mayor Grasso asked if there was any discussion.

Trustee Mottl said he has some discussion and Mayor Grasso told him to go ahead. Trustee Mottl said "Once again I think it's improper for this Board to Censure me simply because I've expressed my opinion of the Staff and of the Mayor. I'm supposed to have an opinion. You all should have an opinion too. We are supposed to be independent and thoughtful. We're supposed to express our opinions on matters that concern the Village. I have simply done that, expressed my opinion and I've tried to get you all to do the right thing, to follow the law, and to follow the Oath of Office that we took. Holding the Staff accountable to the taxpayers and to the Board is what we are supposed to be doing. The Staff, Doug and Jerry in particular, have lied about many things and I've proven it to you. They attempt to cover up illegal activity in the Village as well as their own incompetence. They allow the Mayor to run the town without the Board's oversight and to improperly block me as an Elected



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Official from participating in the process. This is immoral and illegal. Furthermore, it's my opinion that Gary is a (Trustee Mottl used a criminal ethnic slur) based on the observations of the Mayor's activities and those of his associates. And he has even taken campaign donations from convicted (Trustee Mottl used a criminal ethnic slur)."

Trustee Schiappa could be heard over Trustee Mottl, requesting this Board Member be called to order. He stated he is tired of the name calling. Trustee Mottl spoke over him and said "I will finish speaking, thank you. If the Trustees once again vote to improperly censure me, you all are allowing yourselves to be used as political pawns by the Mayor as he seeks to abuse and harass a political opponent via an official act of Government. This is wrong. This is how a (Trustee Mottl used a criminal ethnic slur) behaves. They threaten. They harass. They intimidate and they hurt others to seek financial gain for themselves and their family. The Mayor seeks to eliminate and silence any opposition to his wayward plans. He has attempted to improperly silence me in Court and now he is attempting to silence me in the Board Room repeatedly. He will never prevail and this will bring his own failure. And this action, if taken by the Board, reflects very poorly on the Board."

Mayor Grasso called the question and requested Roll Call

Trustee Franzese said he has a few comments, "We are back here again tonight discussing Mr. Mottl's behavior. I would have thought that the unanimous Censure Resolution this Board passed last November would have been the end of it. I would have thought that the reset Mr. Mottl asked for at the February 10, Board Meeting would have ended his bad behavior. Nothing has changed with Mr. Mottl. Mr. Mottl called a Staff member a liar at the previous Board meeting on March 31. This is a Public setting for all the Residents of the Village to hear. Mr. Mottl's name-calling is demeaning and it is abusive behavior of that Staff member. It is not opinion expressing. It seems as though when Mr. Mottl does not receive the answer he wants to hear from Staff he calls them a liar and threatens them with their jobs. In addition, Mr. Mottl called the Mayor of the Village an ethnic slur. We all heard it, no doubt about it. He did it again tonight. He has insulted and offended the Mayor who is an Italian American, Trustee Schiappa who is also an Italian American, I, myself, another Italian American, all of our children and our grandchildren with this insult. In addition, he has offended and insulted all of the fine Italian Americans who call Burr Ridge their home and those Italian Americans who live in our State and our Country. At the February 10 Board Meeting Mr. Mottl suggested that there be a reset of relations between himself and other Board Members. At that meeting I suggested to Mr. Mottl"

At this point, Trustee Mottl asked "Who is speaking here? I have the floor. Why was I taken away?" Mayor Grasso stated, "No, you don't Zach. You abused...". Mr. Mottl spoke over Mayor Grasso, "You recognized me and I was speaking then you muted me, you blocked me. That's illegal." Mayor Grasso said, "You are abusing the process here." Trustee Mottl said, "I was speaking. I don't care if you don't like what I was saying, Gary. It is my opinion." Mayor Grasso said, "You had your opportunity, Zach." Trustee Mottl said, "I didn't get to speak. You cut me off in the middle of what I wanted to say, Gary." Mayor Grasso attempted to respond however Trustee Mottl spoke over him,



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"Gary, you are violating the Open Meetings Act. You are violating Illinois law and if you Trustees carry on this path you will be engaged in it as well. You bring peril and jeopardy to yourself and the Village. Why did you mute me when you recognized me to speak?" Mayor Grasso responded, "You are not recognized." Trustee Mottl said, "I was recognized and I did not finish." Mayor Grasso responded, "You are finished. Go ahead Trustee Franzese." Trustee Mottl interrupted, "No, I am not finished. I was speaking." Mayor Grasso could be heard trying to respond. Trustee Mottl continued speaking over him, "The kangaroo Court, this is a farce, Gary." Mayor Grasso could be heard trying to say "...vitriolic time." His words were drowned out by Trustee Mottl, "I will say my opinion of you that you are a (Trustee Mottl used a criminal ethnic slur), Gary. It is my opinion that you engage in criminal activity." Trustee Schiappa stated, "I have asked the Mayor to call you to order." Trustee Mottl responded, "No, I was speaking. You are out of order. I was recognized to speak and I had the floor and I want to finish speaking." Trustee Schiappa said, "Call him to order, please." Trustee Mottl said, "Call yourself to order. You're out of order. You are out of order, Guy. I was speaking and I was recognized. I will finish my statement." Mayor Grasso said, "No, you will not. Okay. That's it." Trustee Mottl interrupted and said, "I am a duly elected official. Gary, you don't have that authority. It's a violation of the Open Meetings Act." Mayor Grasso responded, "You had your opportunity to speak." Trustee Mottl said, "no, you didn't, you muted me while I was speaking." Mayor Grasso stated, "I did not mute you at all. Ok. I didn't mute you." Trustee Mottl asked, "Well who did Gary." Mayor Grasso responded, "I have no idea whether or not you were muted or not." Trustee Schiappa could be heard trying to interject. Trustee Mottl said, "I am going to file another violation of the Open Meetings Act if I don't get to finish my statement." Trustee Snyder requested the Mayor to step in. Mayor Grasso responded, "Go ahead, go ahead Trustee Franzese. You can finish."

Trustee Franzese continued, "Thank you. At the February 10, Board Meeting Mr. Mottl suggested that there be a reset in the relations between himself and other Board Members. At that meeting, I suggested to Mr. Mottl that he apologize to those Staff Members he has offended and bullied in the past. To date, I am told that there have been no apologies. That reset Mr. Mottl requested of Board relations lasted one meeting, maybe two. As elected officials representing the residents of this Village, we are all held to a higher standard of excellence. This is not some video game where you press the resent button and everything zeroes out and you start a brand new game all over again. These are human beings you are insulting. These are fathers and mothers, sisters and brothers, and most importantly, family members. If Mr. Mottl cannot treat Staff and fellow Board Members with civility and respect, he should resign. Thank you.

Mayor Grasso asked if there was anybody else. Trustee Mottl responded, "I would like to read my statement." Mayor Grasso responded, "No, you had your statement." Trustee Schiappa could be heard saying he had something to say. Trustee Mottl said, "I did not have my statement. You cut me off and you muted me." Mayor Grasso responded, "I did not mute you. You can file your statement and make it part of the minutes." Trustee Mottl interrupted, "That's illegal, Gary." Mayor Grasso reiterated, "You can file your statement and make it part of the minutes." Trustee Mottl responded, "I will make my statement now. I'm a duly elected official. I'm asking to speak." Mayor Grasso



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answered him, "No, you had your opportunity." Trustee Mottl said, "No, you cut me off." Mayor Grasso could be heard asking, "Anybody else?" Trustee Mottl was saying, "You cut me off. Who muted me?" Mayor Grasso said "I did not cut you off."

Trustee Schiappa said, "Mayor I would like to say a few things." The Mayor said "Go Ahead." Trustee Schiappa stated, "I agree with Trustee Franzese. As an Italian American, I found Trustee Mottl's comments of the last meeting and this meeting to be offensive. I don't believe any of his comments or his name calling to be productive at all. I believe if there are any problems that he sees, he needs to go through the process, identify problems and to this date, there are no problems. He's creating problems for the Village. There is no corruption in this Village. We have a fine Mayor. We have a fine Board of Trustees." Trustee Mottl interrupted, "You're a (Trustee Mottl used a criminal ethnic slur)." Trustee Schiappa said, "He's calling me a (Trustee Mottl used a criminal ethnic slur)." Trustee Mottl started speaking over Trustee Schiappa, "Gary is a (Trustee Mottl used a criminal ethnic slur). I'm sorry you keep muting me and blocking me. I can't talk. I've not been given a fair chance to speak." Mayor Grasso said, "You're out of order, Zach. You've already had your opportunity to speak." Trustee Mottl interrupted, "I had the floor and you took it from me improperly. You're out of order, Gary. I'm gonna finish my statement, Gary."

Trustee Snyder requested Village Attorney Durkin step in. Mr. Durkin stated, "My opinion is the Chair controls the floor during debates." Trustee Snyder thanked him. Trustee Mottl continued, "The Chair gave me the floor and recognized me to speak." Mayor Grasso said, "You abused it and I recognized..." Trustee Mottl interrupted, "I haven't abused it. I wasn't done speaking. You just didn't like what I had to say and that's why you're censoring me." Mayor Grasso could be heard trying to speak. Trustee Mottl continued, "You don't like my opinions. It is not proper for you to block me and censor me." Mayor Grasso said, "You are insulting ethnic groups, you are insulting..." Trustee Mottl again interrupted, "It has nothing to do with your ethnicity, Gary. It has everything to do with your behavior." Trustee Schiappa requested the Mayor to call the question.

Trustee Paveza requested to make a comment. Mayor Grasso said, "Let Schiappa be finished and then we'll go to you Al. Are you done Tony?" Trustee Schiappa replied, "Yes I am finished." Mayor Grasso gave Trustee Paveza the floor. "I've been a Trustee for over " Trustee Mottl interrupted, "Way too long." Trustee Paveza began again, "I've been a Trustee for over 25 years." Trustee Mottl interrupted "Too long. You've been a Trustee for too long. Al, didn't you tell me that you didn't want any more blacks to come to the Village? Isn't that what you told me?" Trustee Paveza began again, "I've been a Trustee for over 25 years." Trustee Mottl interrupted, "Step down now." Trustee Paveza continued, "...a lot of good Trustees and I've worked with several..." Trustee Mottl spoke over him, "You're not one of them." Trustee Paveza continued "And over the years we've made Burr Ridge the Special Place that it is. And never, in all of these 25 years have I seen any Trustee that is as abusive and a negative as Trustee Mottl. No wonder we're having problems." Trustee Mottl once again spoke over him and then made a series of accusations against Trustee Paveza apparently related to a rehabilitation hearing in 2011. Trustee Mottl then made assertions about incidents involving the resident that had occurred in 1991 when the resident was seventeen. The audio of Trustee Mottl's



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accusations is maintained. Voices could be heard in the background, requesting Trustee Mottl come to order. Mayor could be heard requesting Trustee Mottl be muted, "he has abused his privilege. Mute him out. Go ahead Al." Trustee Paveza continued, "I just wanted to make that comment, that in all these years, never has the Board had to put up with any Trustee that is as negative and as abusive as Trustee Mottl. I mean, we didn't get and make Burr Ridge a Special Place it is when we constantly have to fight with another Trustee over the right way to do things. We did it the right way." Trustee Mottl interrupted him again, "Al, you are abusive." Trustee Paveza continued, "He got this way because he lost the Mayor's race. I mean, if you are in a competition, you have to be prepared to lose, whether it's sports, business, or politics. And evidently Trustee Mottl don't know how..." Trustee Mottl interrupted and said "And you should be prepared to go to jail." Trustee Paveza finished, "That's all I have to say."

Mayor Grasso asked if there was anybody else. There were none.

On Roll Call, Vote Was:

AYES: 5 – Trustees Schiappa, Snyder, Mital, Franzese, Paveza
NAYS : 0 – None
ABSENT: 0 – None

Mayor Grasso stated, "Trustee Mottl does not get a vote. This is about him. Village Ordinance specifically does not allow anybody, in fact this was abused back when Zach was sitting as, and I want the record to show, it was abused when he was sitting as the Acting Mayor when he tried to save himself from being voted off as Acting Mayor. He doesn't get to vote in this."

There being five affirmative votes the motion carried.

THIS IS RESOLUTION NO. R-12-20

UPDATE REGARDING BUDGET REVISIONS FOR DRAFT FISCAL YEAR 2020-21

BUDGET Trustee Mottl spoke, "This is illegal." Mayor Grasso said Village Administrator Doug Pollock has the floor. Mr. Pollock started to speak and Trustee Mottl tried to interrupt again with claims of being illegal. Mr. Pollock introduced Finance Director Jerry Sapp to present an overview of the revisions. Trustee Mottl interrupted and said, "Jerry, are you gonna lie to us today?" Mayor Grasso warned Trustee Mottl, "Zach if you keep interrupting and making accusations I will have you muted." Mr. Pollock stated they have spent the past month reviewing the budget based on the current economic conditions. Trustee Mottl interrupted again, "Doug, just let us know which of these are lies." Mayor Grasso requested Trustee Mottl be muted since he continues to be abusive and insulting to everyone. He requested Mr. Pollock continue. Mr. Pollock stated there will be a revised budget document prepared this week ready for review by the Trustees and then approved at the April 27, 2020 Board Meeting. Mr. Pollock introduced Mr. Sapp again as well as Assistant Finance Director Amy Nelson who will give an overview of revised Revenue expectations as well as revised Expenditures.



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Mr. Sapp stated the Finance Department has been working the past several weeks trying to quantify the fiscal impact of the Pandemic on the Village's budget. The summarized report reviews the significant impact in March and April on the current FY 19/20 budget as well as some anticipated changes for FY 20/21. A detailed impact analysis will be provided with the final budget.

Ms. Nelson explained after factoring in the last six weeks of the Fiscal Year 19/20 there is an estimated \$370,000 shortfall in revenue in the General Fund for Fiscal Year ending April 30, 2020. Looking at projections for Fiscal Year 20/21 there is an estimated \$988,000 shortfall in revenue. With this shortfall in mind, expenditures were reviewed. Various Capital and Operating Expenditures were removed. The General Fund Revenue Analysis shows Sales Tax and Places of Eating Tax will be the most significantly impacted Revenue sources. Permit Revenue will also be impacted due to some permit activity being suspended during the Shelter in Place Order. In Fiscal Year 20/21 there is a projected shortfall of approximately \$800,000 in Sales Tax and \$155,000 in Places of Eating Tax. Also, an anticipated decline in Income Tax, which is a flow through from Businesses to the State. A graduated approach was used to anticipate the impact on revenues, using 25% in March and April, and increasing that expectation each month assuming the Shelter in Place Order will be lifted.

Ms. Nelson went on to explain that with the expected shortfall in Revenue there was a thorough review of Expenditures. The most significant reduction was in Central Services from which transfers are usually made. All travel, training and conferences for all Departments have been deferred as well as various Capital items in the Police Department, including vehicle leasing, vehicle purchases, and Police ballistic shields. Also deferred are various Capital items in Public Works including vehicle leasing and purchasing, equipment replacement and tree trimming. Salaries would also be frozen as of April 30, 2020. All these items can be deferred and re-prioritized as Fiscal Year 20/21 progresses and the impact on the budget is re-evaluated.

Mayor Grasso asked if any Trustee had questions.

Trustee Mital questioned when they feel the Village may come out of this. Mayor Grasso interjected that these budget items will be a constant item on the Agenda. Ms. Nelson explained after analysis it is not expected to be back to 100% even by the end of Fiscal Year 20/21. There is an expectation of graduated increase in revenues with a quarterly or probably a monthly review.

Trustee Franzese commented there will be a quarterly review and these deferred expenditures can be revisited. This will be a moving, rolling, budget to proactively take into account the current fiscal situation.

Mr. Pollock stated there is an approach of flexibility in this budget. There will be regular updates as the situation progresses.

Trustee Schiappa questioned if there has been a request made for debt relief. Mayor Grasso stated that if Mr. Sapp does not cover that in his presentation, they will get an answer.

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Mr. Sapp presented deferred items from the other funds in the budget. Capital Improvement Fund will sustain the Road Program however building and maintenance projects and construction projects are deferred. The Sidewalk and Pathway Fund will proceed with a couple of projects but the Garfield Avenue connection project has been deferred. The Elm Street Culvert project in the Stormwater Management Fund was to be covered from surplus in the General Fund and has been deferred. Mr. Sapp advised he will research Debt relief for a definitive answer for Trustee Schiappa. Future equipment replacement in the IT Fund has been deferred. Other projects being deferred include Police Facility Security System, reducing the Broadcast upgrade for Village Hall and Police, and Tablet upgrades. The additional contribution to the Police Pension Fund has also been deferred.

Mr. Sapp stated this Budget maintains the current level of operations during this emergency and needs to be approved at the next Board Meeting on April 27, 2020. Finance will continue to monitor and provide the Board with the most up to date Revenue forecasts as data becomes available. As the Revenue improves, or a decision is made to use Reserves, there is a Budget Amendment Process. This recovery plan will give the Village the ability to use strong financial resources in thoughtful and flexible manner.

Mayor Grasso asked if any Trustees have questions.

Trustee Mital commented that some insurance companies are offering discounts and requested this be researched.

Trustee Snyder asked when the budget would be available for review. Mr. Pollock explained a legal notice will be published this week for a Public Hearing on April 27, 2020. A hard copy will be available by the end of the week. Mayor Grasso commented a copy must be made available to the Public and confirmed with Mr. Pollock that the copy will be at the Police Department.

Mayor Grasso commented that there are enough funds available in reserves for emergencies. In this crisis situation the Village does have solid reserves to sustain the Village if necessary.

Trustee Schiappa requested monthly updates on the budget. Mayor Grasso agreed there would be regular updates at the Board Meetings and requested the Trustees advise in advance of any questions they may have so correct answers can be provided.

Mayor Grasso asked again if any Trustee had questions.

Trustee Franzese questioned what the Engineering time frame is for the Elm Street Culvert project. Director of Public Works Dave Preissig advised the estimate is three months. Trustee Franzese expressed concerns that if the culvert fails suddenly, the project could not move forward without Engineering plans. He suggested the Engineering plan be added back into the budget. Mayor Grasso requested Mr. Preissig investigate the cost of preparing the Engineering Plans to allow the Village to be prepared if action becomes necessary.

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CONSIDERATION OF TOURISM RECOVERY PROGRAM Assistant Village Administrator Evan Walter explained this is part of the Village's efforts to mitigate the effects of the pandemic and assure some local businesses can survive. This will provide one time grants to eligible hotels, restaurants, and retail businesses. Eligible hotels would receive \$15,000 while eligible restaurants and retail businesses will receive \$7,500. The program will be funded entirely through the Hotel/Motel Fund. Staff identified twenty businesses eligible for this grant.

Village Administrator Doug Pollock emphasized the program is being funded entirely from the Hotel/Motel Fund which is restricted revenue. The General Fund will not be impacted. The Marketing program was suspended in March when the pandemic began so those funds are available for this program

Mayor Grasso asked for comments from the Trustees.

Trustee Schiappa and Trustee Mital expressed support of the program.

Mayor Grasso has been in contact with the owners of County Line Square and the Village Center who are very grateful for this program.

Mayor Grasso asked if there are any callers.

Mr. Pollock advised he received an email from Elena Galinski. "I do not understand why the Village is considering allocating resources from the Village's budget to hotels and retail businesses when there are Federal and State programs already in place to assist small businesses with COVID 19 impact. This is not a proper use of our tax dollars especially when that very fund will be negatively impacted by the lack of tax received from those same businesses. So now, not only will the Village not receive those taxes due to COVID 19, it will be giving away the taxes that were already received." Mr. Pollock stated Ms. Galinski also has a comment for the Public Comments portion of the Meeting.

Mayor Grasso explained again the money, available in the Hotel/Motel Fund, is supplemental to money that may come from the Federal or State programs. He believes it is appropriate use of these funds. If businesses do not survive, it will negatively impact Burr Ridge and property values.

Mayor Grasso asked if there were any comments on this email.

Trustee Schiappa reiterated the program of \$210,000 will be paid entirely out of revenues from the Hotel/Motel Fund in Fiscal Year 19/20.

Resident Christine Formanski said she is wondering why these businesses are being given a lifeline when so many people are out of work. People need help here and the Village is freely bailing out high end restaurants. She believes they should go through steps to first apply for relief grant. She

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questioned why the Village is throwing money at them. She said residents are more concerned with keeping the water bill down. She believes if they get a loan from the Village, they should pay it back.

Mayor Grasso explained 75% of the Hotel/Motel Fund can only be used for promotion of tourism. He clarified the money is being spent on smaller businesses, not high end restaurants. He stated again that he believes this is an appropriate use of this money. It has to be spent promoting Burr Ridge and cannot be used for paying water bills. Ms. Formanski asked if there is a list of businesses receiving the grant and how much money they will receive. Mayor Grasso advised the list is in the Agenda posted on the Village website and then read the list of businesses intended to receive the grant.

Larry Galateo, resident of Willow Springs, calling regarding a family member in Harvester Place. He is concerned about the transparency of the Management. He claims they have left the facility in the hands of subordinates and there are several confirmed cases of COVID.

Mayor Grasso explained he is in contact with each of the four Senior Center in Burr Ridge. He is not allowed to know who has the virus. It is his understanding that all four centers are following all the guidelines and although there are confirmed cases, there have been no massive outbreaks. Mayor Grasso requested Mr. Galateo contact him if he has specific questions. He is confident that all the senior centers are doing the best job they can for their residents and staff.

Mayor Grasso asked if anyone else was calling in about the Tourism Recovery Program.

Motion was made by Trustee Paveza and Seconded by Trustee Mital to approve the Tourism Recovery Program.

Mayor Grasso asked if there was any discussion. There was none

On Roll Call, Vote Was:

AYES: 5 – Trustees Paveza, Mital, Franzese, Schiappa, Snyder

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

Trustee Mottl was not responding. Village Attorney Mike Durkin asked if he was muted or if he muted himself. Brad Miller from Orbis IT Support explained Trustee Mottl is muted and has the capability of unmuting himself. Trustee Mottl then responded, "You've had me muted the whole meeting. Every time I've tried to unmute myself you've muted me. I'm voting no on this program. It's a horrible, horrible wayward program."

There being five affirmative votes the motion carried.

PUBLIC COMMENTS



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Resident Carol Novak asked why there are no term limits for Trustees. She feels Trustee Paveza has been there too long. She asked if Trustee Paveza was a liquor Commissioner at the time Gigi, a felon, was given a liquor license. Mayor Grasso explained Trustee Paveza was the Acting Liquor Commissioner presiding at that hearing. It was a full hearing in 2011. Mr. Rovito has had a liquor license since then, having gone through all the processes required by law. The fact that he was a felon did not disqualify him from holding a liquor license if he met the guidelines and legal requirements. The State of Illinois has set forth the process of rehabilitation which Mr. Rovito has done. He proved his case at that time and was given a liquor license. Mayor Grasso stated that since the Village is not a Home Rule Community he believes a referendum would be required to establish term limits. There currently is no law or Village Ordinance for term limits.

Resident Richard Morton stated that soon after Trustee Mottl's appointment of Trustee, allegations surfaced that he interfered with another Government Body. Those actions led to lawsuits and considerable public outrage. Trustee Mottl's initial reaction to Sterigenics was to disdain and dismiss as a non-problem. Mr. Morton referred to a video showing Governor Rauner touring Trustee Mottl's family business, admiring parts made by the business which would presumably need sterilization. Mr. Morton questioned if Trustee Mottl recognized the potential conflict of interest, and that any disruption in the sterilization process could disrupt his family business. Mr. Morton stated there are several lawsuits filed in Illinois as well as in Delaware, naming Trustee Mottl as a defendant. These lawsuits demonstrate qualities of Trustee Mottl's actions and behaviors including alleged misuse of funds and breach of fiduciary duty. While other elected officials and Village staff were neutral on adopting Home Rule, Trustee Mottl loudly proclaimed how disastrous Home Rule would be and provided few facts supporting that allegation. Mr. Morton stated the failure of Home Rule may handicap the Village's ability to recover quickly from COVID 19. Mr. Morton continued that Trustee Mottl's behavior, his language, his gestures, his demeanor including name calling and coarse language, evident again tonight, all delivered in what appears to be an agitated state with a raised voice, rapidly speaking, is intimidating. Mr. Morton referenced an uninvited visit at his home from Trustee Mottl to gain support for his quest to be elected Mayor. Trustee Mottl expressed he and Mr. Morton were alike and could be friends. Mr. Morton then said, "Trustee Mottl, let me affirm for all, we are not alike. We do not share similar values. We could not be more different. In my opinion, Trustee Mottl's continued presence as Burr Ridge Trustee is disruptive, non-productive and is harmful to Burr Ridge. I ask that you resign your position tonight."

Mayor Grasso asked if there were any other callers. Village Administrator Doug Pollock said there were no other callers however he did receive a couple emails to read into the record.

From Christine Formanski "What percentage do the Police Officers pay into IMRF? What percentage is the Village contributing? I would like to know which Burr Ridge business didn't pay \$1.5 million to the State."

Elena Galinski, "I'd also like to comment on Mr. Grasso's use of the Nixle Public Safety Alerts for chatty COVID 19 updates. Our public safety is being undermined by the spamming of advisory



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messages. This system used to be used for actual emergency alerts such as in progress crime, dangerous weather or road conditions affecting citizen's security. I encourage Mr. Grasso to use the Next Door platform instead of the Police Emergency System platform."

Mayor Grasso asked if there were any other Public Comments. Mr. Pollock responded those were all the emails he received.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

Trustee Mital reported 60% of Burr Ridge residents have completed the Census. She encouraged everyone to talk to family, friends, and neighbors to complete the Census. She stated there have been several concerns that the addresses referred to Willowbrook. She continued that the last four digits of the zip code indicate that it is Burr Ridge. Trustee Schiappa asked when the deadline is. Assistant Village Administrator Evan Walter stated that at this time it is August 14, 2020 but there is an expectation that it will be pushed back a few months. Trustee Franzese emphasized that the last four digits of the zip code tells the census bureau that address is in Burr Ridge and that information on the census will be counted toward Burr Ridge and not another community.

Mayor Grasso explained that in responding to requests for a Code of Conduct, he will circulate a draft for Village Officials, Department Heads, and appointed Volunteers. He expects this to be on the Agenda for the April 27, 2020 Board Meeting for Trustees' consideration after receiving input from the Village Attorney.

Mayor Grasso has declared a State of Emergency in Burr Ridge effective until April 27, 2020 which gives more flexibility to Public Works Director Dave Preissig and Police Chief Madden with our contracts with our employees to they can continue to staff the Village in this time of crisis. The Mayor has spending authority up to \$100,000 however he does not see nor anticipate the need to do that. He suggested a review of this Ordinance once things have returned to normal.

Police Chief Madden reported there is sufficient stock of the PPE, (Personal Protection Equipment) at this time. There have been resident complaints regarding social distancing violations, mainly in the playgrounds. The Park Districts have cordoned off those areas and the complaints have gone down to almost zero. A Burr Ridge resident donated disinfecting equipment and product for the fleets. One Officer returned to work after testing negative for the virus. Protocols are constantly updated to keep Officers safe.

Mayor Grasso inquired about the cooperation from neighboring Communities. Chief Madden informed him cooperation has been excellent and a mutual aid plan has been developed in the event shifts need to be covered.

Mayor Grasso said it appears that the COVID virus curve seems to be flattening in the area. It appears the Stay at Home order and social distancing is paying dividends. He encouraged residents to follow

A handwritten signature in black ink, appearing to read "Sejt", is located in the bottom right corner of the page.

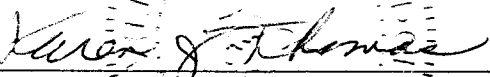
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the Governor's orders and stay home. He commended all the volunteers who have stepped up during this crisis. He thanked everyone for the support, especially Trustee Franzese, Village Administrator Doug Pollock, and Assistant Village Administrator Evan Walter.

Motion was made by Trustee Paveza and Seconded by Trustee Schiappa that the Regular Meeting of April 13, 2020 be adjourned.

The Motion was approved by a unanimous voice vote of the Board of Trustees and the meeting was adjourned at 8:46 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 27th day of April, 2020.





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

AGENDA

**April 13, 2020
7:00 P.M.**

Note Regarding Public Comments: Due to the current state of emergency and consistent with the Governor's Executive Order #2020-07, participation at this meeting will only be available remotely. Here is a link to watch and listen to the meeting live beginning at 7 PM on Monday, April 13, 2020.

Public comments will be taken in advance of the meeting via email at BRMeetings@burr-ridge.gov. E-mailed public comments shall identify whether the comment is intended to address a specific agenda item (please identify the agenda item) or is intended for general public comment under Section 9 of this Agenda. Public comments may also be made at the applicable time during the meeting by calling **(224) 441-6894** and **entering the conference identification number (437 145 947#)**.

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 first identify themselves and to limit comments to five minutes.

- 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 Special Board Meeting of March 30, 2020
- B. * Approval of Budget Workshop of March 13, 2020

6. ORDINANCES

- A. * Approval of an Ordinance Authorizing the Sale by Online Auction of Personal Property Owned by the Village of Burr Ridge (Public Works Equipment)

EXHIBIT

A

7. RESOLUTIONS

- A. Consideration of A Resolution Censuring Trustee Zachary Mottl for the Second Time
- B. * Approval of Staff Recommendation to Table Indefinitely a Resolution Granting an Extension for Completion of Subdivision Improvements for Lakeside Pointe of Burr Ridge Subdivision

8. CONSIDERATIONS

- A. Update Regarding Budget Revisions for Draft Fiscal Year 2020-21 Budget
- B. Consideration of Tourism Recovery Program
- C. * Approval of Recommendation to Renew the Contract for Village-Wide Landscape Maintenance to Desiderio Landscaping LLC, of Grant Park, Illinois, in the Amount of \$105,230
- D. * Approval of Recommendation to Renew the Contract for Mosquito Abatement to Clarke Environmental Mosquito Management, Inc., in the Amount of \$45,400
- E. * Approval of Recommendation to Renew the Contract for Street Sweeping Services to Lakeshore Recycling Systems of West Chicago, Illinois, in the amount of \$26,736
- F. * Approval of Recommendation to Award the Contract for Transmission Line Tree Trimming to Commonwealth Edison in the amount of \$62,505.33
- G. * Approval of Recommendation to Award the Contract for Cleaning North and South Water Towers to Midwest Mobile Washers, of Morrison, Illinois, in the Amount of \$12,600
- H. * Approval of Vendor List Dated April 13, 2020, in the Amount of \$429,889.88 for all Funds, plus \$192,206.86 for Payroll for the Period Ending March 21, 2020, for a Grand Total of \$622,096.74, Which Includes Special Expenditures of \$78,927.75 to Kivvit for December 2019 through March 2020 Consulting Services

9. PUBLIC COMMENTS

10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

11. ADJOURNMENT