

REGULAR MEETING
MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE

APRIL 27, 2020

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of April 27, 2020, was held and called to order at 7:06 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 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 (telephonically due to connection issues), 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

PUBLIC HEARING FY 2020-21 BUDGET

CALL TO ORDER The Public Hearing of the Mayor and Board of Trustees for the FY 2020-21 Budget was held via internet and telephone and called to order by Mayor Gary Grasso at 7:10 p.m. with the same Trustees in attendance as immediately preceding the Public Hearing.

NOTICE OF HEARING was published in The Doings Weekly.

AUDIENCE QUESTIONS AND COMMENTS Mayor Grasso asked if any e-mails had been received from anyone requesting to be heard during the Public Hearing. Village Administrator Doug Pollock stated that no e-mails were received regarding the Budget. Mayor Grasso asked if anyone is calling-in or if there were any calls from anyone that wants to speak during the Public Hearing on the Budget. Mr. Pollock stated that he had not received any calls. Brad Miller from Orbis IT Support confirmed that callers were unmuted and that there was no one that has not spoken that is unmuted.

BOARD QUESTIONS AND COMMENTS There were none.

CLOSE HEARING Motion was made by Trustee Mital and seconded by Trustee Schiappa that the FY 2020-21 Budget Public Hearing of April 27, 2020 be closed.

On Roll Call, Vote Was:

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



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NAYS : 0 – None

ABSENT: 0 – None

There being six affirmative votes the motion carried and the FY 2020-21 Budget Public Hearing of April 27, 2020 was closed at 7:12 p.m.

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 Mital 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.

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

APPROVAL OF REGULAR BOARD MEETING MINUTES OF APRIL 13, 2020 were approved for publication, under the Consent Agenda by Omnibus Vote.

FILE AND RECEIVE PLAN COMMISSION MEETING OF APRIL 20, 2020 were noted as received and filed under the Consent Agenda by Omnibus Vote.

APPROVAL OF RECOMMENDATION TO ADD BUSINESS TO THE TOURISM RECOVERY PROGRAM the Board, under the Consent Agenda by Omnibus vote Approved the Recommendation.

APPROVAL OF REQUEST FOR BLANKET RAFFLE LICENSE FOR 2020 FOR THE WB/BR CHAMBER OF COMMERCE AND HOSTING FACILITY LICENSES AS NEEDED FOR VARIOUS LOCATIONS IN CONJUNCTION WITH THE CHAMBER'S FUNDRAISING EVENTS THROUGHOUT THE YEAR the Board, under the Consent Agenda by Omnibus vote Approved the Request.

APPROVAL OF REQUEST FROM WB/BR CHAMBER OF COMMERCE FOR PLACEMENT OF TEMPORARY PROMOTIONAL SIGNS AS NEEDED AT VARIOUS LOCATIONS IN CONJUNCTION WITH THE CHAMBER'S FUNDRAISING EVENTS THROUGHOUT THE 2020 EVENT YEAR the Board, under the Consent Agenda by Omnibus Vote Approved the Request.



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APPROVAL OF VENDOR LIST DATED APRIL 27, 2020 IN THE AMOUNT OF \$397,328.59 FOR ALL FUNDS, PLUS \$205,481.95 FOR PAYROLL FOR THE PERIOD ENDING APRIL 4, 2020 FOR A GRAND TOTAL OF \$602,810.54, WHICH INCLUDES SPECIAL EXPENDITURES OF \$14,442.14 TO THOMAS ENGINEERING FOR THE 2020 WATER MAIN REPLACEMENT PROJECT AND \$40,303.20 TO RJN GROUP FOR SANITARY SEWER TELEVISIONING IN THE MWRD CONTROL PROGRAM the Board, under the Consent Agenda by Omnibus Vote Approved the Vendor List for the Period ending April 27, 2020 plus Payroll for the Period Ending April 4, 2020.

CONSIDERATION OF AN ORDINANCE ADOPTING THE BUDGET FOR ALL CORPORATE PURPOSES OF THE VILLAGE OF BURR RIDGE, DUPAGE AND COOK COUNTIES, ILLINOIS, IN LIEU OF THE APPROPRIATION ORDINANCE, FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF MAY, 2020 AND ENDING ON THE THIRTIETH DAY OF APRIL, 2021

Motion was made by Trustee Schiappa and seconded by Trustee Paveza to Approve the Ordinance.

Trustee Snyder requested clarification for the \$105,000 in IRMA reserves. Village Administrator Doug Pollock stated that the IRMA Reserve Fund is refunds earned through positive claim numbers with IRMA and that money is taken out of that reserve either to pay for our annual premium or for other expenses. He clarified that it is separate from and does not impact reserves in the General Fund.

Trustee Snyder questioned the FEMA revenue related to the projected reimbursements. Finance Director Jerry Sapp explained the Reimbursements in the FY 20-21 Budget are an estimate of the current expenses related to Pandemic in FY 19-20. Mr. Pollock added that those expenses occur throughout the budget in extra spending on operating supplies and other line items.

Trustee Snyder expressed concern about the aggressive projected increase in Water Fund Revenues. Mr. Sapp explained it is based on consumption in a typical year calculated at the new rate structure effective May 1, 2020. There was further discussion regarding the projected Revenue.

Trustee Snyder questioned where the Water Study to help identify potential main breaks proposed by Public Works Director Dave Preissig is in the budget. Assistant Finance Director Amy Nelson advised this is a line item for Engineering Services on page 84, section 3. Mr. Pollock stated that a line item note will be added to specify that the extra money is for that purpose.

Trustee Snyder inquired if Union employees are receiving Merit and Cost of Living Allowances. Mr. Pollock explained cost of living adjustments for Non-Union employees are frozen as of May 1, 2020. Negotiations are in progress with the three Unions. Any changes will require an amendment to the Bargaining Agreements or a memorandum of understanding and will require Board Approval.

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Trustee Snyder questioned the constant turnover in the Police Department. Mayor Grasso explained the lengthy process of hiring a Police Officer. Trustee Schiappa explained that the transition to twelve-hour shifts will hopefully prove helpful in retaining Police Officers and attracting younger, dedicated Officers. There was some additional discussion about overtime, hiring and retaining of officers.

In answer to the Trustee Snyder, Mayor Grasso explained the Trustees will be reviewing the Budget at most upcoming Board meetings to review items that were deferred.

Trustee Mital questioned why the Legal Fees are projected to be higher this year. Ms. Nelson explained there are three Union negotiations that will incur Legal Fees as well as a fee budgeted for the possibility of setting up a Title 1C3 Foundation. Trustee Mital is referring to the increase in Legal Fees - General Services Mr. Pollock explained FY 19/20 General Services Legal Fees were listed as two separate items due to transitioning to a new Law Firm. The FY 20/21 budget is actually less than FY 19/20.

Trustee Mottl questioned why the Water Revenue projection is so aggressive. Mr. Pollock explained they calculated consumption for an average year at the current rate structure. There is a projected \$1.6 million reserve at the end of the fiscal year to cover if the revenue is lower than projected. Trustee Mottl said he would dispute that you can control either side of the expense equation with water because you do not control the weather or when a water main may break and he urges very conservative planning.

Mayor Grasso asked if the Trustees had any additional questions or if anyone from the Public has emailed or called in with comments on the Fiscal Year 20-21 Budget. Village Administrator Doug Pollock stated there was none.

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. 1193

CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 2 OF THE BURR RIDGE MUNICIPAL CODE BY ADDING ARTICLE XVIII ENTITLED CODE OF CONDUCT FOR THE ELECTED OFFICIALS, DEPARTMENT HEADS, AND APPOINTED MEMBERS OF COMMITTEES AND COMMISSIONS Mayor Grasso stated a Code of Conduct has been requested by several Trustees over the past weeks and months.

Motion was made by Trustee Snyder and seconded by Trustee Schiappa to Approve the Ordinance.



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Trustee Mottl commented that the current code in reference to the Liquor Commissioner should be enforced before considering other changes.

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

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-781-01-20

CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 2, SECTION 2.67, ARTICLE XI OF THE BURR RIDGE MUNICIPAL CODE ENTITLED “RULES OF ORDER”

Motion was made by Trustee Schiappa and seconded by Trustee Franzese to Approve the Ordinance.

Trustee Mottl objects to this rule change, as it is clearly unconstitutional. He continued that this sounds like a good idea today but he is confident that in the future Trustees will realize that this was not a good idea at all.

In response to Mayor Grasso, Village Attorney Mike Durkin cites that the Illinois Municipal Code provides that the Members of the Board have the right to adopt Rules of Procedure and to expel Members for Disorderly Conduct. He confirmed this Ordinance is promulgating a provision that is reflected in State Statute.

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

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-781-02-20

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

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



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Trustee Mottl objects to this Censure. He believes it is legally baseless and is nothing more than an attempt to silence him and unconstitutionally obstruct him from performing his duties as Trustee. He reserves any and all of his rights regarding this improper action.

Trustee Paveza believes this is warranted based on Trustee Mottl's behavior at the previous Board Meeting of April 13, 2020.

Mayor Grasso asked if there were any other comments from the Trustees or if anyone from the Public has emailed or called in with comments. Village Administrator Doug Pollock stated there were none.

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

THIS IS RESOLUTION NO. R-12-20

Mayor Grasso stated he believes the rules do not allow Trustee Mottl to vote but he cannot stop him from voting.

Trustee Franzese requested Village Attorney Durkin establish whether a Trustee can vote on items that affect him personally or professionally. Mr. Durkin responded that under Burr Ridge local rule #9 if a Trustee is directly interested in a question the Trustee shall not vote.

Trustee Franzese made a Point of Order to note that Trustee Mottl was apprised of Rule #9 and he insisted on voting anyhow even though Rule #9 states he shall not vote.

Mayor Grasso requested a motion to combine and approve the next three Agenda items in one motion.

CONSIDERATION OF RECOMMENDATION TO AWARD CONTRACT FOR 2020 ROAD PROGRAM RESURFACING PROJECT TO SCHROEDER ASPHALT SERVICES, INC., OF HUNTLEY, ILLINOIS, IN THE AMOUNT OF \$621,946.20

CONSIDERATION OF RECOMMENDATION TO AWARD THE 2020 CRACK SEALING CONTRACT TO DENLER, INC., OF MOKENA, ILLINOIS, THROUGH THE MUNICIPAL PARTNERING INITIATIVE JOINT BID, IN THE AMOUNT OF \$59,892.00

CONSIDERATION OF RECOMMENDATION TO AWARD THE 2020 PAVEMENT MARKING CONTRACT, THROUGH THE DUPAGE COUNTY DIVISION OF TRANSPORTATION JOINT BID, TO SUPERIOR ROAD STRIPING, INC., OF MELROSE PARK, ILLINOIS, IN THE AMOUNT NOT TO EXCEED \$20,000

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Motion was made by Trustee Snyder and seconded by Trustee Franzese to combine into one motion and Award these three contracts.

Trustee Paveza questioned if the current Budget can sustain these three Contracts. Village Administrator Doug Pollock stated these contracts are being paid with Restrictive Funds from Motor Fuel Tax and Hotel/Motel Tax, not from General Revenue Funds.

Trustee Mottl stated he was glad to hear Mr. Pollock state for the record that Hotel/Motel Funds are being used for the Road Program. Mayor Grasso clarified that it has always been stated that 25% of the Hotel/Motel Funds can, for the next two years, be used for Infrastructure but cannot be used for Police Pension or other extraordinary expenses the Village may have.

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

Trustee Franzese expressed gratitude to Staff for getting the bids for these programs out early to enjoy the best bids.

Trustee Mottl stated he has received complaints from residents wondering why their street is not on the list even though it is in bad condition, specifically Elm Street. Director of Public Works Dave Preissig responded that streets are rated every two years. Elm Street, as an overall street, is rated better than the streets they have been working on. Elm Street was last resurfaced in 2008, and the focus now is on streets that were resurfaced in early 2000. Mr. Preissig explained that in early 2000 approximately \$1.4 million was spent to resurface five miles of streets however in recent years only \$750,000 has been spent to resurface two miles of streets. Spending more in future years will allow the Road Program to pick up the pace.

Trustee Franzese commented that there are roads in worse shape than Elm Street and those are being done first. All the streets in this year's Road Program are in DuPage County except Erin Lane.

On Roll Call, Vote Was:

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

NAYS : 1 – Trustee Mottl

ABSENT: 0 – None

There being five affirmative votes the motion carried.

CONSIDERATION OF PLAN COMMISSION RECOMMENDATION TO APPROVE AN AMENDMENT TO THE PUD ORDINANCE #A-452-18-92 (Z-01-2020: 6101 COUNTY LINE ROAD – KING BRUWAERT HOUSE) Assistant Village Administrator Evan Walter explained this is a request to permit a new Independent Living Apartment building, additions to several existing buildings, additional parking spaces, and ancillary revisions of the interior roadways and related engineering features of the subject property. The new building will be an Independent Living facility,

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and include amenities such as a grill-style dining room and a 200 person banquet room for special events. There will be a Health Center addition which would include a nursing area, skilled care living facility, and Memory Care. They will be adding a grade-level porte cochere that will allow better vehicle access. There are plans to demolish three buildings to provide more parking. The Plan Commission had a few conditions to this recommendation including a small reduction in the number of parking spaces on the north side of the property, a fence along the east side of the property, additional construction staging, as well as a few other small revisions.

Mr. Walter noted for the record that he received a call today from a resident on Woodgate Drive who requested a continuation of this item due to a lack of notice. This address was included in the original mailing in March as well as the mailing in April.

In response to Trustee Schiappa, Mr. Walter recited the seven conditions requested by the Plan Commission:

1. The amendment be made subject to the submitted site plans, building elevations, and engineering plans.
2. Additional landscaping shall be installed beyond what is shown in the landscaping plan between the new parking spaces on the southwest side of the subject property, subject to staff approval.
3. The parking count shall be reduced by 15 spaces, with the reductions occurring along the northern property line, subject to staff approval.
4. Not more than seven consecutive parking spaces shall be permitted along the northern property line without inclusion of a landscape island.
5. All light fixtures within 20' of the northern and eastern property line shall have a light shield installed directing light back towards the subject property.
6. A 6' solid fence shall be installed along the lot lines shared with the lots on Dougshire Court adjacent to the subject property, subject to staff approval.
7. A detailed construction-staging plan shall be submitted to, approved, and managed by staff, with emphasis placed on protecting residents living within The Woods (townhomes) developments south of the proposed subject buildings from traffic access, dust, noise, and property damage.

Trustee Mottl asked what impact there would be if this was continued in order to accommodate the resident requesting the continuation. Jim Moyer SRS Architect stated that before they begin construction they need to obtain a Certificate of Need from the Illinois Department of Public Health. This is due the beginning of May and they have to provide proof they received Zoning approval. A continuance tonight would delay the project.

Trustee Mital questioned if the reason for this extension is to change the care they provide; will it be a consolidated Community Center to transition from Independent Living to a Nursing Home, or do



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they just want to expand. Mr. Walter explained the primary purpose of the petition stated Market studies indicate they need to provide additional Independent Living services to stay competitive.

Mayor Grasso questioned if the process for the Certificate of Need would continue in light of COVID 19. Mr. Moyer said the process will not be delayed due to COVID.

Mayor Grasso asked if the resident who requested a continuation stated a reason. Mr. Walter stated two residents, speaking through a representative, are concerned about light pollution and dust from the construction staging. Installation of shields on all new light poles on the property have been requested as well as a higher than required staging plan to address these concerns. Village Administrator Doug Pollock added this is a request for direction from the Board. If residents have substantive conditions they would like added, they can do that at the next meeting.

Mayor Grasso suggested they vote tonight to direct Staff to prepare the Ordinance and to contact the homeowner on Woodgate and urge them to provide their comments so they can be considered prior to the May 11, 2020 Board Meeting.

Trustee Franzese expressed his support of this proposal.

Trustee Schiappa also expressed his support however he would like to know what steps the petitioner followed to inform the Community of this petition. Mr. Walter explained the Village policy is to send letters to the property owners within 750 feet of every property line, however for this petition letters were sent to property owners within 1000 feet of every property line. A sign was erected at the entrance to the property and a legal notice was placed in the newspaper for both meetings with the second meeting being advertised in the Chicago Tribune. Trustee Franzese commented it is also on the Village's website.

Mayor Grasso requested comments from Plan Commissioner Mike Stratis. Mr. Stratis stated Staff did an excellent job describing the petition, the impacts, and the Plan Commission recommendations.

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

Motion was made by Trustee Franzese and seconded by Trustee Paveza to Accept the Plan Commission Recommendation and direct Staff to prepare the Ordinance.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 0 – None

There being six affirmative votes the motion carried.



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CONSIDERATION OF RECOMMENDATION TO AMEND THE ANNUAL SPECIAL EVENTS CALENDAR

Assistant Village Administrator Evan Walter stated Staff is asking for direction to reschedule Armed Forces, Run the Ridge and the Classic Car Show to a later date to be determined. Staff is also requesting confirmation to cancel the Summer Concert Series with booked acts rescheduled at a future event to be determined. Staff is also requesting direction to work with the Downtown Events Committee on a new Special Events Calendar with an update to the Board at the July 13, 2020 meeting.

Trustee Mital confirmed with the Village Attorney that there will be no financial liability to the Village for moving these events to a different date. Village Attorney Mike Durkin added that most of the contracts have an Acts of God clause and a few have existence of an epidemic. He suggests it would be prudent to discuss a mutual agreement to reschedule these events rather than terminate the contracts unilaterally. These events are scheduled several months in the future and until that time you cannot determine if there is a continuing Act of God.

Trustee Mottl requested clarification if this is a request to cancel these events or to give flexibility to adjust as needed. Mr. Walter confirmed it is a request for direction to begin working with the Downtown Events Committee on establishing a best scenario going forward.

Consensus of the Board was to grant Staff direction to work with the Downtown Events Committee on reimagining the Special Events Calendar.

UPDATE ON 2020 CENSUS AND COMPLETE COUNT COMMITTEE Trustee Mital reported that 66.2% of Burr Ridge residents have participated in the Census. The deadline has been extended to October 31, 2020. Trustee Mital requested residents encourage family and neighbors to participate in the Census. She requested permission from the Board to place the portable sign at the corner of Burr Ridge Parkway and County Line Road. Mayor Grasso agreed and will have the sign erected.

Mayor Grasso explained it is important to be counted as it means more Federal money allocated for the Village.

PUBLIC COMMENTS Mayor Grasso received a letter, a copy of which will be distributed to the Trustees.

Village Administrator Doug Pollock received an email from resident Richard Morton. Mr. Morton also called in and read his email. A copy of the letter will be filed as an addendum to the minutes.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

Trustee Schiappa expressed appreciation to the Finance Department and Village Administrator Doug Pollock for all their work on the Budget and the Budget revision due to the COVID.



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Trustee Mital agreed with Trustee Schiappa and also thanked Assistant Finance Director Amy Nelson for saving \$45,000 on telephone service.


Mayor Grasso encouraged residents to stay at home during the pandemic. He thanked the Police Department for ensuring safety in the Village.

Mayor Grasso extended Happy Mother's Day to all Mothers.

Motion was made by Trustee Snyder and Seconded by Trustee Paveza that the Regular Meeting of April 27, 2020 be adjourned.

The Motion was approved by a unanimous voice vote of the Board of Trustees and the meeting was adjourned at 8:53 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 11th day of May, 2020.

bjt



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

AGENDA

**April 27, 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](#) (also available at www.burr-ridge.gov) to watch and listen to the meeting live beginning at 7 PM on Monday, April 27, 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 (558 891 078#).

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

A. Public Hearing: Fiscal Year 2020-21 Budget

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 April 13, 2020

B. * File and Receive Plan Commission Meeting of April 20, 2020

6. ORDINANCES

- A. Consideration of An Ordinance Adopting the Budget for All Corporate Purposes of the Village of Burr Ridge, DuPage and Cook Counties, Illinois, in Lieu of the Appropriation Ordinance, for the Fiscal Year Commencing on the First Day of May, 2020 and Ending on the Thirtieth Day of April, 2021
- B. Consideration of an Ordinance Amending Chapter 2 of the Burr Ridge Municipal Code by Adding Article XVIII Entitled Code of Conduct for the Elected Officials, Department Heads, and Appointed Members of Committees and Commissions
- C. Consideration of an Ordinance Amending Chapter 2, Section 2.67, Article XI of the Burr Ridge Municipal Code Entitled "Rules of Order"

7. RESOLUTIONS

- A. Consideration of a Resolution Censuring Trustee Zachary Mottl for the Third Time

8. CONSIDERATIONS

- A. Consideration of Recommendation to Award Contract for 2020 Road Program Resurfacing Project to Schroeder Asphalt Services, Inc., of Huntley, Illinois, in the amount of \$621,946.20
- B. Consideration of Recommendation to Award the 2020 Crack Sealing Contract to Denler, Inc., of Mokena, Illinois, through the Municipal Partnering Initiative Joint Bid, in the Amount of \$59,892.00
- C. Consideration of Recommendation to Award the 2020 Pavement Marking Contract, through the DuPage County Division of Transportation Joint Bid, to Superior Road Striping, Inc., of Melrose Park, Illinois, in the Amount Not to Exceed \$20,000
- D. Consideration of Plan Commission Recommendation to Approve an Amendment to the PUD Ordinance #A-452-18-92 (Z-01-2020: 6101 County Line Road – King-Bruwaert House)
- E. Consideration of Recommendation to Amend the Annual Special Events Calendar
- F. Update on 2020 Census and Complete Count Committee
- G. * Approval of Recommendation to Add Business to the Tourism Recovery Program
- H. * Approval of Request for Blanket Raffle License for 2020 for the WB/BR Chamber of Commerce and Hosting Facility Licenses as Needed for Various Locations in Conjunction with the Chamber's Fundraising Events Throughout the Year

- I. * Approval of Request from WB/BR Chamber of Commerce for Placement of Temporary Promotional Signs as Needed at Various Locations in Conjunction with the Chamber's Fundraising Events Throughout the 2020 Event Year
- J. * Approval of Vendor List Dated April 27, 2020, in the Amount of \$397,328.59 for all Funds, plus \$205,481.95 for Payroll for the Period Ending April 4, 2020, for a Grand Total of \$602,810.54, Which Includes Special Expenditures of \$14,442.14 to Thomas Engineering for the 2020 Water Main Replacement Project and \$40,303.20 to RJN Group for Sanitary SewerTelevising in the MWRD Control Program

9. PUBLIC COMMENTS

10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

11. ADJOURNMENT

From: BRMeetings <BRMeetings@burr-ridge.gov>
Sent: Monday, April 27, 2020 7:48 PM
To: Douglas Pollock <DPOLLOCK@BURR-RIDGE.GOV>
Subject: Fw: My comments for 4-27-2020

From: Richard Morton (pc) <rick@rgmorton.com>
Sent: Monday, April 27, 2020 6:59 PM
To: BRMeetings
Subject: My comments for 4-27-2020

To hear Trustee Mottl screaming, using derogatory words and making ethnic slurs is reprehensible to me, is frightening and has no place in this public venue. It should be repugnant to the residents of Burr Ridge. Further, his attacks on staff are demeaning and demonstrate behavior that is unsuited to be a Trustee.

I have some additional concerns about Trustee Mottl and his loyalty to the Village. To begin, Illinois state statute requires elected or appointed officials to be a "qualified elector." There are several requirements and prohibitions, including not being a felon and to have proof of residency. Since by appearance, it would seem the Trustee has abandoned his home on 79th street, the Trustee should be compelled to provide proof of residency and/or update the Secretary of State and other entities of his current address.

Trustee Mottl correctly references that he has a duty to support the Constitution of the State of Illinois pursuant to his Oath of Office. "Each holder of a State office, before taking office, shall take and subscribe to the following oath or affirmation "I do solemnly swear or affirm that I will support the Constitution of the United States the State of Illinois and that I will faithfully discharge the duties of the office to the best of my ability."

I want to remind Trustee Mottl that the Illinois Constitution guarantees its residents a number of rights, including that the government will not invade our privacy; the Constitution also mandates that its citizens are treated with dignity and respect. Based on what I have witnessed of Trustee Mottl, he has repeatedly violated the Illinois Constitution.

The Illinois Constitution also prohibits discrimination in employment settings. I have heard Trustee Mottl (as an agent for the Village of Burr Ridge) continuously harass and belittle staff and Board members who are over the age of 45 (a protected class under the Age

Discrimination in Employment Act, or for short, the ADEA). He has most recently shouted at Trustee Paveza that he had been a Trustee "too long" after he targeted him with hateful and unsubstantiated allegations. Who is Trustee Mottl to dictate that a senior board member no longer belongs on the Board to serve his constituents? It is up to the will of the people of Burr Ridge to elect, not Trustee Mottl. Based on what I have witnessed of Trustee Mottl, he has violated the Illinois' Constitution.

Another aspect of The Illinois Constitution is the criminal justice system. One of its stated goals is to return an offender to society and reincorporate him or her as a useful part of said society---the Illinois Constitution demands that he focus on rehabilitating the offender, and to do everything in his political power to assimilate the individual into society rather than punishing him or her. Trustee Mottl routinely invades the privacy through his repeated and unjust harassment of a Burr Ridge business owner and resident. Trustee Mottl continuously berates and harasses this person for an alleged past crime that, even if it were true, goes against the very Constitution which Mottl repeatedly claims to defend. The motive behind harassing this Burr Ridge resident is to make a spectacle and harass our Mayor---again, reprehensible. Based on what I have witnessed of Trustee Mottl's previous actions, he has violated the Constitution.

Finally, the Illinois Constitution guarantees its citizens the right to a healthy environment. The method in which Trustee Mottl communicates and the pervasive attacks and harassment that he has made towards the employees of the Village and Board members clearly violates the Illinois Constitution. If any of this were to occur in a typical employment setting (non-municipal), there would undoubtedly be claims to the EEOC, Department of Labor, and countless other civil actions against Mottl for age discrimination and a hostile work environment. I have seen reports that allege similar behaviors have occurred at Trustee Mottl's workplace that is overseen by him.

To the Mayor and other Board members: you have a duty to the Burr Ridge residents to protect the Village as a whole---and that includes what I perceive to be as a costly legal threat to our Village resulting Trustee Mottl's actions. I ask that you redouble your efforts to constrain Trustee Mottl from his abusive and tactless attacks.