

REGULAR MEETING
MAYOR AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE

September 14, 2020

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of September 14, 2020, was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:00 p.m. by Mayor Gary Grasso.

Mayor Grasso read the following declaration.

“I hereby declare, as Mayor of Burr Ridge, that I have determined that an in person meeting is not practical or prudent on account of the disaster declaration issued by Governor Pritzker because of the COVID-19 pandemic.”

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

ROLL CALL was taken by the Deputy Village Clerk and the results denoted the following present via Zoom: Trustees Franzese, Mital, and Paveza. Mayor Grasso and Trustees Schiappa and Snyder were present in the Board Room.

In addition, present in the Board Room were Village Administrator Doug Pollock, Police Chief John Madden, Assistant Village Administrator/Deputy Village Clerk Evan Walter, Public Works Director David Preissig, Assistant Finance Director Amy Nelson, and Village Attorney Melissa Wolf.

PRESENTATIONS AND PUBLIC HEARINGS

**PUBLIC HEARING FOR AN AMENDMENT TO THE FALLINGWATER FIRST
ADDITION ANNEXATION AGREEMENT**

CALL TO ORDER The Public Hearing of the Mayor and Board of Trustees for an Amendment to the Fallingwater First Addition Annexation Agreement was held via internet and telephone and called to order by Mayor Gary Grasso at 7:01 p.m. with the same Trustees in attendance as immediately preceding the Public Hearing.

NOTICE OF HEARING was published in The Doing Weekly.

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PRESENTATION Village Administrator Doug Pollock stated that this is an amendment to an annexation agreement from 2008. Earlier this year the Board approved a Resolution extending the subdivision improvement deadline to July 2022. The actual construction of the subdivision improvements has not yet begun. At this time, the bank owns the property and is in the process of finding a developer to complete the subdivision. The bank needs additional time and has made that request through an amendment to the annexation agreement. Mr. Pollock stated that the owner is present on line and available to answer any questions the Board or public may have.

At 7:03 p.m., Trustee Mottl stated that he was present telephonically. Mayor Grasso advised Trustee Mottl that the Board was meeting by Zoom and he has been instructed several times to come to the Board Room or participate by Zoom as the public has a right to see him. Mayor Grasso continued by saying unless there is a motion to allow him to appear telephonically when Trustee Mottl interrupted and stated "No, Mayor that is out of order. That is not what the Governor's Executive Order or the Open Meetings Act says. You are incorrect. I will participate by phone today, thank you." Mayor Grasso responded by stating, "No you won't. Not unless there is a motion to allow you to do so since you have refused to follow the rules." Trustee Mottl replied, "No no...I am following the Governor's Executive Order as well as the Open Meetings Act. I know you think you make up your own rules around here but that is what the rules are Gary and I am going to follow them, thank you. I will participate by phone." Mayor Grasso advised that is not the rules and he has been advised by counsel that if we established a process by Zoom and have given everyone fair notice which he has given and has sent Trustee Mottl personal emails...Trustee Mottl interrupted and stated that he was going to participate by phone. Mayor Grasso again stated that unless the Board members allow Trustee Mottl to participate by phone, he is not going to get special privilege and decide how he wishes to attend. Trustee Mottl stated that he was not asking for special privilege but asking for what the Open Meetings Act and the Governors Executive Order entitles him to. Trustee Mottl added that Mayor Grasso can violate the law but was just giving him fair notice.

Mayor Grasso then asked the Village Attorney Melissa Wolf if he was correct in saying that Trustee Mottl has to appear by Zoom or attend physically in the Board Room. Ms. Wolf advised the Mayor that he was correct. Trustee Mottl stated that he did not believe that was what the Open Meetings Act stated but she could interpret it how she wanted and that they would get a ruling. Trustee Mottl asked Mayor Grasso what he wanted to do. Mayor Grasso stated that he would open it up to the Board Members and if a Board Member wants to make a motion to amend the rule for tonight and allow Trustee Mottl to appear telephonically, then he would entertain that motion.

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Mayor Grasso asked if any Trustee would like to make a motion to allow Trustee Mottl to attend only by phone. Trustee Paveza wanted to know why we have a trustee that doesn't want to play by the rules. Trustee Franzese asked Trustee Mottl why he didn't want to participate via Zoom or in person and Trustee Mottl stated that Zoom wasn't a secure platform. More debate went on between Mayor Grasso and Trustee Mottl on attending via phone and the Open Meetings Act. Mayor Grasso stated he was going to follow the advice of counsel and that Trustee Mottl had been given several warnings already. Mayor Grasso then asked again if there was a motion to allow Trustee Mottl to attend by phone. Since there was no motion made, Mayor Grasso said that Trustee Mottl would not be allowed to participate by phone and said he could listen as a member of the public but he could not participate as a trustee. Trustee Mottl interrupted and said that he was not being disruptive and Mayor Grasso asked that he be muted but not disconnected.

Brad Miller, Orbis IT Support, stated that he had to disconnect Trustee Mottl because if he mutes him, he can unmute himself. Mayor Grasso told Mr. Miller to mute him and that Trustee Mottl knows not to unmute himself. Mayor Grasso continued saying if Trustee Mottl keeps unmuting and interjecting himself then they would take further action.

Village Administrator Doug Pollock continued with his presentation on the public hearing. He advised that this gave the developer two years to complete the subdivision.

BOARD QUESTIONS AND COMMENTS Mayor Grasso asked if any trustees had any questions. Trustee Mottl called a point of order. Mayor Grasso asked that Trustee Mottl be muted. Mayor Grasso asked again if there was any questions. There were none.

AUDIENCE QUESTIONS AND COMMENTS Mayor Grasso asked if there was any questions from any members of the public and asked Village Administrator Doug Pollock if anyone had called in. Mr. Pollock advised that no one had called in.

CLOSE HEARING Motion was by Trustee Snyder and seconded by Trustee Schiappa that the Public Hearing for an Amendment to the Fallingwater First Addition Annexation Agreement of September 14, 2020 be closed.

On Roll Call, Vote Was:

AYES: 5 – Trustees Snyder, Schiappa, Franzese, Paveza, Mital
NAYS : 0 – None
ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried and the Public Hearing for an Amendment to the Fallingwater First Addition Annexation Agreement of September 14, 2020 was closed at 7:15 p.m.

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Trustee Mottl interrupted the meeting stating that he was trying to vote no. Mayor Grasso advised Mr. Miller with Orbis IT Support to mute Trustee Mottl and stated if he interferes one more time than to disconnect him. Trustee Mottl then stated that he was videotaping and that they were playing games with his phone. Mayor Grasso advised Mr. Miller to disconnect Trustee Mottl. Mayor Grasso continued with the meeting and Trustee Mottl interrupted again. Mayor Grasso asked that Trustee Mottl be disconnected again.

Mayor Grasso asked if anyone wanted anything removed from the consent agenda. None did.

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 there was any discussion. There was none.

Mayor Grasso asked if there was any public comment on the consent agenda. He asked if anyone is on hold and wishes to speak from the public on the consent agenda, please unmute and speak. There was none.

On Roll Call, Vote Was:

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

NAYS : 0– None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

APPROVAL OF REGULAR BOARD MEETING OF AUGUST 24, 2020 were approved for publication, under the Consent Agenda by Omnibus Vote.

RECEIVE AND FILE ECONOMIC DEVELOPMENT MEETING OF SEPTEMBER 2, 2020 were noted as received and filed under the Consent Agenda by Omnibus Vote.

APPROVAL OF ORDINANCE AMENDING SECTION 25.09 OF CHAPTER 25 (LIQUOR CONTROL) OF THE BURR RIDGE MUNICIPAL CODE (CLASS S LIQUOR LICENSES – THE HENN HOUSE – 306 BURR RIDGE PARKWAY) the Board, under the Consent Agenda by Omnibus Vote, Approved the Ordinance.

THIS IS ORDINANCE NO. A-222-07-20

APPROVAL OF ORDINANCE AUTHORIZING A SECOND AMENDMENT TO ANNEXATION AGREEMENT AND A FIRST AMENDMENT OF SUBDIVISION

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IMPROVEMENT COMPLETION AGREEMENT (FALLINGWATER FIRST ADDITION)

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

THIS IS ORDINANCE NO. A-1088-01-20

APPROVAL OF AN ORDINANCE GRANTING SPECIAL USE APPROVAL PURSUANT TO THE BURR RIDGE ZONING ORDINANCE FOR FINAL SITE PLAN AND BUILDING ELEVATION APPROVAL TO PERMIT AN OFFICE BUILDING IN THE T-1 TRANSITIONAL DISTRICT (Z-04-2020: 15W230 NORTH FRONTAGE ROAD – BOBAK)

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

THIS IS ORDINANCE NO. A-834-09-20

APPROVAL OF AN ORDINANCE GRANTING VARIATIONS FROM THE VILLAGE OF BURR RIDGE ZONING ORDINANCE FOR A PRINCIPAL BUILDING THAT EXCEEDS THE MAXIMUM FAR REQUIREMENTS; INSUFFICIENT SETBACKS FOR A PRINCIPAL BUILDING IN THE CORNER AND REAR YARDS; A TRASH DUMPSTER LOCATED NONADJACENT TO THE REAR WALL OF THE PRINCIPAL BUILDING; AN INSUFFICIENT NUMBER OF PARKING SPACES FOR THE SPECIFIED BUILDING USAGE; AN OFF-STREET LOADING BERTH IN A SIDE YARD ADJOURNING A STREET; INSUFFICIENT SETBACKS FOR OFF-STREET PARKING; AND OFF-STREET PARKING LOCATED IN THE FRONT YARD OF THE SUBJECT PROPERTY (Z-04-2020: 15W230 NORTH FRONTAGE ROAD – BOBAK)

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

THIS IS ORDINANCE NO. A834-10-20

APPROVAL OF RESOLUTION APPROVING PRELIMINARY PLAT AMERICAN ESTATE SUBDIVISION (16W415 99TH STREET)

the Board, under the Consent Agenda by Omnibus Vote, Approve the Resolution.

THIS IS RESOLUTION NO. R-29-20

APPROVAL OF RESOLUTION PROCLAIMING SEPTEMBER 21-27, 2020 AS NATIONAL BICYCLE WEEK AND SEPTEMBER 22, 2020 AS BIKE TO WORK DAY IN THE VILLAGE OF BURR RIDGE

the Board, under the Consent Agenda by Omnibus Vote, Approved the Resolution.

THIS IS RESOLUTION NO. R-30-20

APPROVAL OF RECOMMENDATION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR THE WATER SYSTEMS OPERATIONS AND SUSTAINABILITY STUDY TO CRAWFORD, MURPHY, AND TILLY, INC., OF AURORA, ILLINOIS

the Board, under the Consent Agenda by Omnibus Vote, Approved the Recommendation.

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RECEIVE AND FILE LETTER OF RESIGNATION FROM PROBATIONARY PATROL OFFICER MARGARET SCHEIDEL the Board, under the Consent Agenda by Omnibus Vote, noted the letter as received and filed.

APPROVAL OF RECOMMENDATION TO HIRE REPLACEMENT PATROL OFFICER TO FILL THE VACANCY CREATED BY THE RESIGNATION OF MARGARET SCHEIDEL the Board, under the Consent Agenda by Omnibus Vote, Approved the Recommendation.

APPROVAL OF VENDOR LIST DATED SEPTEMBER 14, 2020 IN THE AMOUNT OF \$498,933.85 FOR ALL FUNDS, PLUS \$199,387.83 FOR PAYROLL FOR THE PERIOD ENDING AUGUST 22, 2020, FOR A GRAND TOTAL OF \$698,321.68, WHICH INCLUDES SPECIAL EXPENDITURES OF \$372,026.70 TO SCHROEDER ASPHALT SERVICES FOR THE 2020 ROAD PROGRAM the Board, under the Consent Agenda by Omnibus Vote, Approved the Vendor List.

CONSIDERATION OF AN ORDINANCE REZONING PROPERTY FROM THE B-2 BUSINESS DISTRICT TO THE GI GENERAL INDUSTRIAL DISTRICT OF THE BURR RIDGE ZONING ORDINANCE (Z-09-2020: 15W776 NORTH FRONTAGE ROAD – CRISCIONE)

Village Administrator Doug Pollock advised that Items 6A, B, C, & D are all related. Mayor Grasso asked if he could get a motion to combine for discussion and approval, items 6A, B, C, & D. Village Attorney Melissa Wolf advised the Mayor that although they can discuss the items together, separate votes need to be taken.

Mayor Grasso then asked for a motion to combine for discussion only Items 6A, B, C, & D. Motion was made by Trustee Mital and seconded by Trustee Snyder.

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

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

Assistant Village Administrator Evan Walter advised that these item were discussed at the previous board meeting. He gave a brief history of the four requests and stated staff was advised to prepare ordinances for this meeting.

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Mayor Grasso asked if there was any discussion in reference to Item #6A. Trustee Mital asked how violations would be handled. Mr. Walter stated that if any violations of the special use was found, the Board has the right to go through another public hearing process and revoke the special use. This would be considered a code enforcement matter. Trustee Franzese stated that he had a few comments. He advised that several restaurants have tried and failed at that location over the years and maybe it isn't a good location for one in the village. Trustee Franzese stated he is willing to take a chance on the trucking company and sees no reason why it should not be allowed. Trustee Snyder added that the property has been looking better since the new owner took over and he is in support of it. Trustee Schiappa thinks it will be a nice cornerstone for the village. Trustee Mital said from what was said at the last meeting, it should be a nice addition to that corner and she is for it. Mayor Grasso added he believes this is a proper use for this site since history has proven it is not a good location for a restaurant.

Mayor Grasso asked if anyone from the public had any comments. Mayor Grasso gave instructions saying if anyone was on the phone and wished to comment to unmute and identify themselves. There was none.

Mayor Grasso asked for a motion for Item 6A.

Motion was made by Trustee Snyder and seconded by Trustee Schiappa.

Mayor Grasso asked if there was any further discussion by any of the Trustees. There was none.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-834-11-20

Mayor Grasso advised that they had discussion on all four items but if anyone had any other questions to feel free to ask them.

CONSIDERATION OF AN ORDINANCE AMENDING SECTION X.F.2 OF THE BURR RIDGE ZONING ORDINANCE TO ADD “OUTDOOR, OVERNIGHT STORAGE OF RETAIL VEHICLES ANCILLARY TO A PERMITTED OR SPECIAL USE” AS A SPECIAL USE IN THE G-I GENERAL INDUSTRIAL DISTRICT(Z-09-2020: TEXT AMENDMENT – OUTDOOR STORAGE OF RETAIL VEHICLES)

Motion was made by Trustee Snyder and seconded by Trustee Schiappa.

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Trustee Schiappa asked if the owner would have to come back in a year to get it approved again. Assistant Village Administrator Evan Walter stated no. This is just to add the special use to the Zoning Ordinance. Item #6D has the one-year limitation on it.

Mayor Grasso asked for any other comments from the Trustees. There were none.

Mayor Grasso asked if there was any public comment. He gave the instructions for making public comments on the phone. There was none.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-834-12-20

CONSIDERATION OF AN ORDINANCE GRANTING A SPECIAL USE FOR AN AUTOMOBILE AND TRUCK AND EQUIPMENT SALES, RENTAL, AND SERVICE USE IN THE G-I GENERAL INDUSTRIAL DISTRICT (Z-09-2020: 15W776 NORTH FRONTAGE ROAD – CRISCIONE)

Mayor Grasso asked for a motion.

Motion was made by Trustee Schiappa and seconded by Trustee Snyder.

Mayor Grasso asked for any discussion from the Trustees. There was none.

Mayor Grasso asked if there was any public comment. He gave the instructions for making public comments on the phone. There was none.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-834-13-20

CONSIDERATION OF AN ORDINANCE GRANTING A SPECIAL USE FOR OUTDOOR, OVERNIGHT STORAGE OF RETAIL VEHICLES ANCILLARY TO A PERMITTED OR SPECIAL USE IN THE G-I GENERAL INDUSTRIAL DISTRICT (Z-09-2020: 15W776 NORTH FRONTAGE ROAD – CRISCIONE)

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Mayor Grasso advised that this is the one that expires in one year. Mayor Grasso asked for a motion.

Motion was made by Trustee Snyder and seconded by Trustee Mital.

Mayor Grasso asked if there was any discussion by any of the Trustees. There was none.

Mayor Grasso asked for any public comments. He gave the instructions for making public comments on the phone. There was none.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

THIS IS ORDINANCE NO. A-834-14-20

CONSIDERATION OF RESOLUTION AUTHORIZING AGREEMENT WITH MICHAEL CRISCIONE FOR CONTRIBUTION IN LIEU OF SALES TAX

Village Administrator Doug Pollock explained that this agreement provides a contribution to the Village in lieu of sales tax. The petitioner who purchased this property has his state license at an unincorporated address and therefore will not pay sales tax in Burr Ridge. Because of this, the petitioner has volunteered to contribute \$10,000 per year to the Village in lieu of no sales tax being collected.

Mayor Grasso wanted noted that the \$10,000 a year is higher than any amount of sales tax the village have ever received in a year from that location when it was a restaurant. Mayor Grasso also wanted the public to know that truck sales are not really subject to sales tax. It is a federal law and Illinois and many other states have adopted it. Mr. Criscione is being a good corporate citizen with the Village of Burr Ridge by making this \$10,000 contribution.

Mayor Grasso asked for a motion.

Motion was made by Trustee Schiappa and seconded by Trustee Snyder.

Trustee Franzese stated it was a very generous offer from Mr. Criscione and wanted to welcome his business to our village. Trustee Mital agreed with Trustee Franzese and stated that it was very generous of Mr. Criscione and also welcomed him to the village.

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Mayor Grasso asked if there was any public comment. He gave the instructions for making public comments on the phone. There was none.

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

THIS IS RESOLUTION NO. R-31-20

Michael Criscione thanked all of the Trustees and invited them to his ribbon cutting ceremony in October.

PRESENTATION OF FISCAL YEAR 2019-20 AUDIT

Assistant Finance Director Amy Nelson stated that she was pleased to present the FY 19-20 audit. She advised that the village is required by Illinois state law to have an audit completed by an independent CPA firm within six months of the village's fiscal year end. In March, the village selected Lauterbach & Amen, LLP to perform the village's annual audit. Ms. Nelson added that the Finance Department also had a goal this year of submitting their report as a first time submission to the Government Finance Officers Association Certificate of Achievement program.

Ms. Nelson introduced Tim Gavin from Lauterbach & Amen who will present the annual audit report. Also present was Todd Schroeder from the Lauterbach & Amen's actuary team who handles the police pension side of the audit.

Mr. Gavin thanked the Finance Dept. for their assistance during the audit. He also wanted to clarify that expanding the document to a Comprehensive Annual Financial Report was a voluntary act on the part of the village. He explained that most of the work involved in expanding this document fell on the Finance Department and that is an accomplishment in itself. The report will be submitted to the G.F.O.A. for their certificate program and Mr. Gavin feels that next year's report will contain this year's certificate. Mayor Grasso asked Mr. Gavin to explain to the public why that is significant and why the village is doing it. Mr. Gavin advised that the Comprehensive Financial Report adds a lot of content to the report. A typical Annual Financial Report presents the usual financial schedules. The Comprehensive Report includes some introductory information including a transmittal letter that discusses the village in general, an organizational chart, and toward the end in the back of the report, it adds a significant amount of data in terms of 10 years of statistical information.

Mr. Gavin pointed out the Independent Auditor's Report. He added that if you don't read anything else in this report, read the Management Discussion and Analysis. It lays out in mostly layman terms how the report is structured, some key financial highlights, some narrative to explain why the numbers

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are the way they are, why they have changed from last year to this year, and other information that is a great summary picture of the village's finances. Mr. Gavin continued on to point out some of the highlights of the report and when finished, took questions.

Mayor Grasso asked if any trustees had any questions. Trustee Schiappa stated that in the Management Letter it was noted that we did not have a Capital Asset Policy. Trustee Schiappa wanted to know what the policy included. Mr. Gavin explained in terms of financial reporting it is one of their best practice policies. It is a guide to how the capital assets are reported. Trustee Mital asked if there is criteria for depreciable assets or a table that is used. Mr. Gavin stated that there is a table that determines how long it will be depreciated. He gave an example of a vehicle that costs \$25,000 and that it would likely fall into the 5-15 year vehicle and equipment depreciation range. Trustee Franzese asked how the staff plans to implement the recommendation for a Capital Asset Policy. Village Administrator Doug Pollock advised that the village had a Capital Asset Policy in the past and we have enough data to recreate and update the plan. Trustee Franzese also thanked the village staff and particularly the finance department, Mr. Pollock and the auditors for doing an outstanding job. Trustee Paveza agreed with Trustee Franzese especially since it was a new auditing company.

Mayor Grasso thanked everyone for all their hard work especially Finance Director Jerry Sapp and Assistant Finance Director Amy Nelson. Mayor Grasso thought it important that the public know that not only do we have an enhanced audit but it was all done properly as it always has been done. Mayor Grasso pointed out that in the highlights it paints a very accurate picture of the village's finances and the only thing we have to watch is the police pension liability that continues to grow and is the only negative in the entire report. Mayor Grasso added that the village has always paid what the actuary has told us to pay for the police pension and yet we are still lagging behind as all villages are in the State of Illinois. Mayor Grasso also pointed out that the village has a general fund surplus and we are in a very healthy position for a village. He stated our debt balance is very low for a village and our bond rating would be AAA if it weren't for the pension liability. Mayor Grasso praised the police department for their hard work in making this village as safe as it is. He also pointed out that there were 55 full time employees working for the village in 2011 and now there is 56. He concluded in saying the village is doing more with less employees and has been well ran as shown in this document.

Mayor Grasso asked if there was any public comment. There was none.

CONSIDERATION OF CONTINUING THE COST SHARING AGREEMENT WITH RESTAURANTS FOR OUTDOOR DINING TENTS AND RELATED FACILITIES

Assistant Village Administrator Evan Walter stated that this was just an update about the cost sharing agreement that goes thru October 26. There has been no changes proposed by any of the restaurants. They have been working with the tent company about the upcoming fall weather and talking about putting up sidewalls and propane heating in the tents. Mr. Walter added that this is safe and is being inspected by the fire department. Staff has spoken to some of the restaurants and it seems likely that

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they will be asking for an extension beyond the October 26 commitment date. Mr. Walter stated that they have also been speaking with the restaurants about safer ways to make indoor dining possible through the winter. Mayor Grasso stated that many of the restaurant owners are very interested in ways to heat the tents so they can keep them up for as long as possible.

Mayor Grasso asked if any trustees had any comments or questions. Trustee Mital wanted to commend the village for being farsighted enough to set up the tents and setting a very good example for other villages.

Mayor Grasso asked if there were any comments from the public and gave instructions for giving comments over the phone. There were none.

CONSIDERATION AND APPROVAL OF REQUEST FOR PROPOSAL (RFP) FOR BUSINESS DISTRICT CONSULTANT SERVICES

Assistant Village Administrator Evan Walter presented a draft request for proposals (RFP) for the Business District consultant services, which was created by staff at the direction of the Board at their last meeting. This draft was reviewed by the Economic Development Committee at their September 2 meeting. The purpose of the RFP is to solicit proposals for qualified firms who can assist the Village in analyzing the downtown for compliance and appropriateness with the state's Business District development law. This was recommended at the advice of our legal counsel. The chosen firm would ultimately provide the Village with a District Plan, which is required by law to establish a Business District. If approval is given tonight to proceed, staff would release the RFP's tomorrow and then the EDC would review these at their meeting in October and have a recommendation for the Board regarding a potential contract award at their October 12 meeting.

Mayor Grasso asked if there was any comments from the trustees. Trustee Snyder asked about the time limit to get this done that was discussed at last month's meeting. Mr. Walter stated that we have until April 1 to establish the fund for next year. Mayor Grasso added that he wants to go slow and have enough time for the public to weigh in on this. Trustee Franzese believes there is a lot going on right now and would like to hold off 9-12 months on this initiative. Trustee Schiappa agrees that we should wait, get past the pandemic and election first and get more information on the Business District. Trustee Mital agreed that it is a good idea to start with the RFP and added that there are many people from outside Burr Ridge coming in for the restaurants and we would be getting revenue from them.

Mayor Grasso asked for a motion. Motion was made by Trustee Snyder and seconded by Trustee Schiappa.

Mayor Grasso asked if there were any comments from the public and gave instructions for giving comments over the phone. There were none.

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On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried.

PUBLIC COMMENTS

Mayor Grasso asked if there was any public comments either present or on the phone. Resident Richard Morton had a question to ask for clarification on an article he read in the Patch. Mr. Morton asked what the dollar amount the Village would be paying to do the improvements and continuation of the outdoor dining program. Mayor Grasso stated that the Board at the last meeting approved an extension with the restaurants paying 60% and the Village 40% of the cost of the tents to October 26. Mr. Walter stated that the cost to the Village would be about \$20,000 for that 11-week period. Mr. Morton said he saw \$600,000 in the newspaper and thought it seemed unreasonable to him. Mr. Morton finished by thanking the Mayor and the Board for their hard work.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

Mayor Grasso asked if any of the Trustees had any announcements.

Trustee Schiappa mentioned an article he read in American City and Town on infrastructure and read a few lines from it. It said that great infrastructure has two ingredients; planning and building reliable quality assets such as bridges and roads and monitoring and maintaining those assets over their lifespan. The article continued by saying most do the first well but the second poorly. Trustee Schiappa said that is not true for Burr Ridge. We have a great program with the best roads here in Burr Ridge.

Trustee Mital wanted to give an update on the census. As of today, the self-response rate in Burr Ridge is at 79.4%. The census takers are out going door to door and will be out until the end of this month. Trustee Mital is talking to the managers at all the gated communities to get their help in getting into the communities. They have been in touch with places of worship in the area, the middle school and the high school and have gone to the farmers market and drive in to reach residents. Trustee Mital thanked all of her committee members who have been so helpful in getting the information out.

Mayor Grasso mentioned that Mars, Inc., who has their main plant here in Burr Ridge, was ranked #23 by Forbes on the list of Best Companies to Work For in the State of Illinois. He congratulated Mars, Inc. for bringing more positive PR to Burr Ridge.

CLOSED SESSION

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Motion was made by Trustee Snyder and seconded by Trustee Schiappa that the Regular Meeting of September 14, 2020 be adjourned to a Closed Session to discuss the Appointment, Employment, Compensation, or Performance of Specific Employees of the Public Body(ILCS 120/2(c)(1).

On Roll Call, Vote Was:

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

NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes, the motion carried and the meeting was adjourned at 8:33 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.



Evan Walter
Deputy Village Clerk
Burr Ridge, Illinois

APPROVED BY the Mayor and Board of Trustees this 28th day of September, 2020.

RECONVENED REGULAR MEETING
PRESIDENT AND BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE, IL
SEPTEMBER 14, 2020

CALL TO ORDER The Regular Meeting of the President and Board of Trustees of September 14, 2020 was reconvened at 9:40 p.m. with the same Trustees in attendance as immediately preceding the Closed Meeting from 8:33 p.m. to 9:40 p.m.

RECONVENED AND ADJOURN REGULAR MEETING Motion was made by Trustee Snyder and seconded by Trustee Schiappa that the Regular Meeting of September 14, 2020 be reconvened and adjourned.

On Roll Call, Vote Was:

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

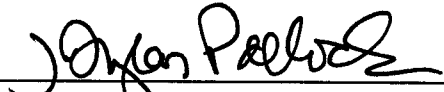
NAYS : 0 – None

ABSENT: 1 – Trustee Mottl

There being five affirmative votes the motion carried and the meeting was adjourned at 9:40 p.m.



Evan Walter
Deputy Village Clerk
Burr Ridge, Illinois



J. Douglas Pollock
Village Clerk Pro-Tempore
Burr Ridge, Illinois

APPROVED BY the Mayor and Board of Trustees this 28th day of Sept., 2020.



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

REVISED AGENDA

**Monday, September 14, 2020
7:00 P.M.**

Attendance and Public Comment Procedures: Pursuant to Public Act 101-0640, and due to the current limitations on social distancing and gatherings of no more than 50 persons in physical attendance, as set forth in Emergency Order 2020-43 issued by the Governor of the State of Illinois, attendance by members of the public for the September 14, 2020 Village of Burr Ridge Board of Trustees meeting will be permitted both in-person (subject to social distancing requirements and capacity limitations) and virtually.

Mayor Grasso, the Deputy Village Clerk, and Village Staff will attend the meeting live in the Village Hall Board Room. Trustees' attendance shall be virtual/on-line. Anyone who may want to provide public comment at the meeting may do so, either by: (1) attendance at the Village Hall; (2) logging onto this link to watch, listen, and comment; (3) calling in at 1 (312) 626 6799 (and entering Meeting ID# 850 1663 4892) to listen and comment; or (4) sending public comments no later than 6:45 p.m. on September 14, 2020 via email at BRMeetings@burr-ridge.gov (e-mailed public comments should identify whether the comment is intended to address a specific agenda item or is intended for general public comment under Section 9 of this Agenda). The public may also view the meeting on-line via this watch-only link (this last link is for watching only and will not accommodate public comment).

All public participants will be muted upon entering the virtual meeting. Prior to voting on each agenda item, on-line or call-in participants will be unmuted and asked for comments and email public comments that were timely received will be read into the record. The same procedure will be followed for any person seeking to address the Board under Section 9 - Public Comment. Each speaker addressing the Board of Trustees is asked to limit comments to five minutes.

1. **CALL TO ORDER & PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **PRESENTATIONS AND PUBLIC HEARINGS**
 - A. Public Hearing for an Amendment to the Fallingwater First Addition Annexation Agreement
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 August 24, 2020
- B. * Receive and File Economic Development Committee Meeting of September 2 2020

6. ORDINANCES

- A. Consideration of an Ordinance Rezoning Property from the B-2 Business District to the GI General Industrial District of the Burr Ridge Zoning Ordinance (Z-09-2020: 15W776 North Frontage Road – Criscione)
- B. Consideration of an Ordinance Amending Section X.F.2 of the Burr Ridge Zoning Ordinance to Add “Outdoor, Overnight Storage of Retail Vehicles Ancillary to a Permitted or Special Use” as a Special Use in the G-I General Industrial District (Z-09-2020: Text Amendment – Outdoor Storage of Retail Vehicles)
- C. Consideration of an Ordinance Granting a Special Use for an Automobile and Truck and Equipment Sales, Rental, and Service Use in the G-I General Industrial District (Z-09-2020: 15W776 North Frontage Road – Criscione)
- D. Consideration of an Ordinance Granting a Special Use for Outdoor, Overnight Storage of Retail Vehicles Ancillary to a Permitted or Special Use in the G-I General Industrial District (Z-09-2020: 15W776 North Frontage Road – Criscione)
- E. * Approval of Ordinance Amending Section 25.09 of Chapter 25 (Liquor Control) of the Burr Ridge Municipal Code (Class S Liquor Licenses – The Henn House – 306 Burr Ridge Parkway)
- F. * Approval of Ordinance Authorizing a Second Amendment to Annexation Agreement and a First Amendment of Subdivision Improvement Completion Agreement (Fallingwater First Addition)
- G. * Approval of an Ordinance Granting Special Use Approval Pursuant to the Burr Ridge Zoning Ordinance for Final Site Plan and Building Elevation Approval to Permit an Office Building in the T-1 Transitional District (Z-04-2020: 15W230 North Frontage Road – Bobak)
- H. * Approval of an Ordinance Granting Variations from the Village of Burr Ridge Zoning Ordinance for a Principal Building that Exceeds the Maximum FAR Requirements; Insufficient Setbacks for a Principal Building in the Corner and Rear Yards; a Trash Dumpster Located Nonadjacent to the Rear Wall of the Principal Building; an Insufficient Number of Parking Spaces for the Specified Building Usage; an Off-Street Loading Berth in a Side Yard Adjoining a Street; Insufficient Setbacks for Off-Street Parking; and Off-Street Parking Located in the Front Yard of the Subject Property (Z-04-2020: 15W230 North Frontage Road – Bobak)

7. RESOLUTIONS

- A. Consideration of Resolution Authorizing Agreement with Michael Criscione for Contribution in Lieu of Sales Tax
- B. * Approval of Resolution Approving Preliminary Plat American Estate Subdivision (16W415 99th Street)
- C. * Approval of a Resolution Proclaiming September 21-27, 2020 as National Bicycle Week and September 22, 2020 as Bike to Work Day in the Village of Burr Ridge

8. CONSIDERATIONS

- A. Presentation of Fiscal Year 2019-20 Audit
- B. Consideration of Continuing the Cost Sharing Agreement with Restaurants for Outdoor Dining Tents and Related Facilities
- C. Consideration and Approval of Request for Proposal (RFP) for Business District Consultant Services
- D. * Approval of Recommendation to Award a Professional Services Contract for the Water Systems Operations and Sustainability Study to Crawford, Murphy, and Tilly, Inc., of Aurora, Illinois
- E. * Receive and File Letter of Resignation from Probationary Patrol Officer Margaret Scheidel
- F. * Approval of Recommendation to Hire Replacement Patrol Officer to Fill the Vacancy Created by the Resignation of Margaret Scheidel
- G. * Approval of Vendor List Dated September 14, 2020, in the Amount of \$498,933.85 for all Funds, plus \$199,387.83 for Payroll for the Period Ending August 22, 2020, for a Grand Total of \$698,321.68, Which Includes Special Expenditures of \$372,026.70 to Schroeder Asphalt Services for the 2020 Road Program

9. PUBLIC COMMENTS

10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

11. CLOSED SESSION

- A. The Appointment, Employment, Compensation, or Performance of Specific Employees of the Public Body (5 ILCS 120/2(c)(1))

12. ADJOURNMENT