

**VILLAGE OF HINSDALE
SPECIAL MEETING OF THE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
March 23, 2010**

The special meeting of the Hinsdale Village Board of Trustees was called to order by President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, March 23, 2010 at 7:31 p.m.

Present: President Tom Cauley, Trustees J. Kimberley Angelo, Bob Saigh, Laura LaPlaca, Cindy Williams, Doug Geoga and Bob Schultz

Absent: None

Also Present: Village Attorney Ken Florey, Village Manager Dave Cook, Assistant Village Manager/Director of Finance Darrell Langlois, Police Chief Brad Bloom, Fire Chief Mike Kelly, Acting Director of Community Development Robb McGinnis, Director of Parks & Recreation Gina Hassett, Director of Public Services George Franco and Deputy Village Clerk Christine Bruton

Also Present: Amy Deis representing The Doings, Pam Lannom with The Hinsdalean and Don Grigus, Suburban Life

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the recitation of the Pledge of Allegiance.

APPROVAL OF MINUTES

There being no corrections to the minutes, Trustee Schultz moved **to approve the minutes of the Regular Meeting of March 2, 2010**. Trustee LaPlaca seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

CITIZENS' PETITIONS

None.

VILLAGE PRESIDENT'S REPORT

Following the March 2nd Board of Trustees meeting, President Cauley with Village Manager Cook, Chief Bloom and Chief Kelly, attended the Southwest Central Dispatch Board meeting where they were officially inducted to their respective boards and were awarded the financial incentives as anticipated.

CONSENT AGENDA

President Cauley read the Consent Agenda as follows:

Items Recommended by Zoning & Public Safety Committee

Item A: **Ordinance Amending Sections 5-102 (Permitted Uses) and 12-206 (Definitions) of the Hinsdale Zoning Code to Allow Professional, Home-Based, Supplemental Education Program Centers as Permitted Uses in the B-1, Community Business District (Omnibus vote) (O2010-14)**

Item B: **Resolution for Maintenance of Streets and Highways by Municipalities under the Illinois Highway Code (Omnibus vote) (R2010-06)**

Item C: **Renew the Contract of Attorney Linda Pieczynski at the current per session court rate of \$180.00 (Omnibus vote)**

Item D: **Approve a Permit for a Temporary Use at 26-32 First Street for the period of 4/10/10 thru 7/10/10 subject to conditions to be set forth by the Building Commissioner (Omnibus vote)**

Items Recommended by Environment & Public Services

Item E: **Deny the Request from Swallow Construction Corporation to Change the Garfield Street Project's daily start time from 8:00 AM to 7:00 AM. (Omnibus vote)**

Item F: **Resolution Adopting A Sidewalk Master Plan and An Ordinance Amending Section 7-1-8 (Sidewalks; Construction and Grade) of the Village Code of Hinsdale Concerning the Installation and Alteration of Sidewalks, as amended (Item removed from Consent Agenda)**

Item G: **Approve the Engineering Services for Development of Bidding Documents and Construction Observation of the 2010 Resurfacing Program by SEC Group, Inc., an HR Green Company in the amount of \$69,215.00, if funds are allocated by the FY 2010-2011 budget (Omnibus vote)**

Trustee Williams requested that Item F be pulled from the Consent Agenda. Trustee Saigh moved **to approve the Consent Agenda, as amended**. Trustee LaPlaca seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz
NAYS: None
ABSTAIN: None
ABSENT: None

Motion carried.

Resolution Adopting A Sidewalk Master Plan and An Ordinance Amending Section 7-1-8 (Sidewalks; Construction and Grade) of the Village Code of Hinsdale Concerning the Installation and Alteration of Sidewalks, as amended

Trustee LaPlaca provided EPS background on the item and noted the addition of the commercial paragraph. Trustee Williams asked where the sidewalk master plan is located. It was noted that it has been on the website since the last EPS meeting, but Mr. Cook explained that there had been some confusion prior to this because the sidewalk construction plan was on the web instead of the master plan. Discussion followed regarding the authority of the Village Manager as referenced by the ordinance. Mr. Cook clarified that no sidewalk would be installed without staff recommendation to EPS, then to the Board and subject to the budget. Trustee LaPlaca commented that this provides a mechanism to prioritize sidewalk installation for the Village Manager. Trustee Schultz thought the money collected should be spent in the neighborhood from which it was collected. Mr. McGinnis confirmed that in the case of corner lots, there are two legal frontages.

Trustee Saigh moved **to approve Resolution Adopting A Sidewalk Master Plan (R2010-07) and An Ordinance Amending Section 7-1-8 (Sidewalks; Construction and Grade) of the Village Code of Hinsdale Concerning the Installation and Alteration of Sidewalks, as amended. (O2010-15)** Trustee Angelo seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz
NAYS: None
ABSTAIN: None
ABSENT: None

Motion carried.

ADMINISTRATION AND COMMUNITY AFFAIRS

Accounts Payable

Trustee Williams moved **Approval and Payment of the Accounts Payable for the period of February 27, 2010 through March 19, 2010 in the aggregate amount of \$708,215.41 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Geoga seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Review and Adoption the FY 2010-11 Annual Performance Budget Approve an Ordinance Amending Subsection 7-4B-2(A) of the Village Code of Hinsdale Regarding Water Rates

Village Manager Cook made a power point presentation; a FY 2010-11 Budget Review. He stated that the budget was initially presented on February 19th and posted on the website and reviewed by the Finance Commission on February 25th. The budget before the Board tonight reflects the revenue assumptions of the Finance Commission and recent Board action regarding sharing of services. The goal of this budget is to establish a level of expenditures and service that will address current needs, but also to develop a new operating model for the future.

Mr. Cook provided an all funds summary, corporate funds summary, corporate fund revenues and operating expenses overview. He also outlined, by department, potential revenue and expenses and cost containment measures for this fiscal year which include the elimination of the lobbyist, elimination of the Senior Taxi Program, elimination of the Village Views newsletter, staff reductions, reduced street sweeping, reduced downtown landscaping, elimination of the End of Summer concert and a wage freeze for non-union employees.

He also outlined departmental capital outlay, noting that this fund has been underfunded in the past. He also noted this Board's commitment to move forward with the Master Infrastructure Plan. To fund these capital projects, he recommends an increase in the water and sewer revenues and a transfer to Water Capital from the infrastructure fund. He stated that the Village has not previously passed through recent cost increases for raw water and another large increase is expected next year.

In an effort to minimize the impact on residents, two new surcharges are proposed for non-residents and large volume accounts. The anticipated increase to individual households will be approximately \$225.00 annually.

Mr. Bill Otto, Park & Recreation Commissioner, addressed the Board regarding the \$200,000 in the budget for Duncan Field. He asked the Board to consider three other projects at KLM if the funds are not used for Duncan Field this year. Director of Parks & Recreation Gina Hassett stated that she and Mr. Cook are meeting with Cook County Forest personnel tomorrow and should have a good idea by the end of the month if Duncan Field will move forward this year. Trustee Geoga confirmed the money is allocated, the Commission will later determine use. The three alternative projects recommended by the Commission are part of the master plan and Mr. Cook noted that KLM improvements total \$1,000,000. He also noted that the budget can be footnoted to provide for this fund usage.

Discussion followed regarding the Finance Commission recommendation on the contingency fund. They believe \$100,000 is too low and recommended an increase to \$300,000. Finance Director Langlois described how the increase to the contingency fund would be funded and Trustee LaPlaca noted the MIP is being pushed out and would prefer not to see that amount depleted on an ongoing basis.

Although Governor Quinn is proposing to decrease sales tax revenue to municipalities, Mr. Cook said that he understands it has a low probability of passing. Trustee Schultz asked if money is set aside to fund Clarendon Hills' third firefighter; President Cauley stated that Hinsdale will not fund this employee and Mr. Cook explained that we will work with Clarendon Hills to figure out funding. Trustee Schultz asked when the Camiros contract was cancelled. Discussion followed regarding the unused \$20,000 remainder of the contracted amount. Trustee Schultz believes we should spend the money on the end product we contracted for. He also wondered if the reduction of police officers would affect court fines. Chief Bloom explained that the number of officers on the road is not being reduced, but collections through the court system are generally down for various other reasons.

Trustee Williams commented that she believes the budget process was backwards this year and disagrees with the process, she believes people have lost their jobs before meaningful discussion and prioritization has taken place. She is concerned because capital expenditures are being increased by 200% over last year, she believes the capital fund should be underfunded during this recessionary period to preserve employees and staff. She believes residents will see a difference in service due to staff reductions. Further, she will not vote to support the water rate increase at this level. She agrees it needs to be raised to cover the increase in water cost, but not to fund the MIP. She believes the 1% sales tax referendum did not pass because residents don't

want to fund the MIP. She pointed out that the water rate increase and the 1% sales tax increase were the same projected increase per household.

Trustee Angelo noted that the Village has over \$100,000,000 in projected capital projects. The Board has to lighten this load; this will be an ongoing problem the Board has to plan for accordingly; a budget in the context of national and state economies in a sorry state. Mr. Langlois explained there is a capital requirement annually to operate the water system, Water Commission costs have not been passed on and there has been a 2-3 year erosion of revenues. Mr. Cook added that water and sewer is an enterprise fund and should be self-sustaining, the average annual amount needed would be \$2.8 million; this increase will only provide \$1.5 million. Trustee Williams is concerned with increasing too many fees passed on to residents. She referenced previous lost revenue opportunities, such as the Ogden Avenue development. Trustee Geoga explained that fiscal stewardship for residents includes maintaining the infrastructure. He believes the reason the sales tax failed was because residents were not satisfied with the financial stewardship of the Board. This is the first time we are meeting our responsibilities and he looks forward to making that case in the fall when the sales tax issue comes back. Trustee LaPlaca stated that she repeatedly hears from residents that they want their roads fixed, and the Board cannot continue to defer maintenance items. She also noted that Fire and Police reductions were not only financial considerations, but more to create efficiencies. She believes this Board has to manage responsibly and make capital improvements without detriment to public safety and as a result the confidence of the residents will be restored.

Discussion followed regarding the transparency of the budget process and the opportunity for Trustees and citizens to provide input. President Cauley noted that it was a different process this year, but it was the correct process. The draft budget has been on the website for a month, it was publically reviewed at the Finance Commission, he has responded to any emails he has received on this subject and Mr. Cook and Mr. Langlois have met with all of the Trustees. He believes this budget has been vetted and that it is a good budget. The seriousness of the situation has been addressed for residents and Trustee Saigh commented this is a good budget proposal and will provide direction for future Boards.

Trustee Williams thinks the water increases will be detrimental for the sales tax revenue, President Cauley said we will have to see, but the Board has been clear that the 1% sales tax increase is not enough to fix the infrastructure problem. Trustee Schultz concerned with various reductions; 50/50 program for Dutch elm, street sweeping and the elimination of the Village Views. Mr. Cook stated that there is money allocated for special communications like leaf collection and the referendum. Director of Public Services George Franco explained that seven years ago we had a 50/50 plan for inoculating the elm trees; the problem was some residents would not

participate. Therefore, the Village switched to 100% payment over a three year period. The entire Village is finished at this time. The Board agreed to reevaluate the data next year to determine participation. Trustee Williams noted a \$30,000 line item to purchase new ticket writing devices. Chief Bloom explained that the equipment is no longer supported by the manufacturer. Mr. Langlois noted it is less expensive to have the equipment than the staff time would be to manually write tickets. Chief Bloom noted that the ticket software allows the officers to track scoff laws and issue warnings for first time violators because of the computers. He also noted that \$14,000 was eliminated from a previous budget because the six-part carbon tickets were no longer necessary. Trustee Schultz suggested the parking ticket rate should go from \$5.00 to \$10.00. Trustee LaPlaca agrees these are valuable issues to be discussed but cautioned against raising ticket fees during this recessionary time when businesses are suffering and when the water rates are being increased.

Mr. Michael Meissner, 1405 Chanticleer, commented to the Board that they seemed to be finding out some things about the budget tonight for the first time and wondered if there was a need for it to be passed tonight and do residents have the opportunity to provide input and ask questions. President Cauley responded that he would like to get the budget adopted tonight because it needs to go into effect May 1st and so the contingency money could be spent this year. There have been several opportunities for residents to weigh in, he explained that this is a guiding document and changes can be made; when the Finance Commission vetted the budget, no one came. This meeting is an opportunity for the Board to discuss the budget and he has responded to emails and phone calls, as has Mr. Cook. Smaller issues can be worked out as we go forward. Trustee Geoga explained that many discussions have taken place and presentations have been made over months and the budget has been available for review for over a month. Trustees have had ample and unprecedented opportunity to examine this budget.

Trustee LaPlaca moved to **approve the FY 2010-2011 Budget that has been posted on the Village website, with the revision that Item 8 under Parks & Recreation be footnoted to include a reference that if the \$200,000 allocated to Duncan Field is not to be used during the fiscal year budget, those monies can be allocated at the discretion of the Park & Recreation Commission for the KLM roadway project, the retaining wall along County Line Road and/or the KLM Lodge roof project.** Trustee Saigh seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Geoga

NAYS: Trustees Williams and Schultz

ABSTAIN: None

ABSENT: None

Motion carried.

Mr. Cook explained that Hinsdale is an appropriation community, not a budget community, and during the first quarter of the fiscal year, the Board must approve an appropriation ordinance to be filed with the County Clerk. As such, there is no thirty day waiting period before the budget can be amended.

Trustee LaPlaca **moved to amend the FY2010-2011 budget to increase the contingency to \$300,000; \$100,000 would be taken from a pool painting project allocation, \$99,000 from the non-infrastructure Capital fund and a \$1,000 reduction of the Park & Recreation operating budget.** Trustee Geoga seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga

NAYS: Trustee Schultz

ABSTAIN: None

ABSENT: None

Motion carried.

**Ordinance Amending Subsection 7-4B-2(A) of the Village Code of Hinsdale
Regarding Water Rates**

Trustee Williams moved to **amend the Ordinance Amending Subsection 7-4B-2(A) of the Village Code of Hinsdale Regarding Water Rates by 18.8% in accordance with the increase from the DuPage Water Commission.** Trustee Schultz seconded the motion.

AYES: Trustees Williams and Schultz

NAYS Angelo, Saigh, LaPlaca, Geoga

ABSTAIN: None

ABSENT: None

Motion denied.

Saigh moved to approve an **Ordinance Amending Subsection 7-4B-2(A) of the Village Code of Hinsdale Regarding Water Rates.** Trustee Geoga seconded.

AYES: Trustees Angelo, Saigh, LaPlaca, Geoga

NAYS: Trustees Williams and Schultz

ABSTAIN: None

ABSENT: None

Motion carried.

Award Bid #1465 to Tully Brothers, Inc. in the amount of \$15,251.00 for the Removal and Installation of the Burns Field Basketball Court

Mr. Cook explained that this item comes from this year's budget. Trustee Saigh moved to approve the **Award of Bid #1465 to Tully Brothers, Inc. in the amount of \$15,251.00 for the Removal and Installation of the Burns Field Basketball Court.** Trustee Angelo seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Approve the Proposal from Chicagoland Pool Management, Inc. in the amount of \$21,600.00 for the installation of two new heaters at the Hinsdale Community Swimming Pool, and waiving the competitive bid requirement

President Cauley noted that this item is from next year's budget and Mr. Cook explained that in order to make the pool operational this season, it needs to be approved at this time. Trustee Saigh moved to **Approve the Proposal from Chicagoland Pool Management, Inc. in the amount of \$21,600.00 for the installation of two new heaters at the Hinsdale Community Swimming Pool, and waiving the competitive bid requirement.** Trustee LaPlaca seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

ENVIRONMENT AND PUBLIC SERVICES

None.

ZONING AND PUBLIC SAFETY

None.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

STAFF REPORTS

Approve a Resolution Releasing Certain Closed Session Meeting Minutes

Trustee LaPlaca moved to **approve a Resolution Releasing Certain Closed Session Meeting Minutes**. Trustee Angelo seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Mr. Cook announced that the Government Finance Officers Association of the United States and Canada has awarded the Village of Hinsdale the Certificate of Achievement for Excellence in Financial Reporting for the sixteenth consecutive year. Mr. Langlois and staff were commended.

Mr. Cook announced that Senator Dan Cronin has introduced a bill to make the DuPage Water Commission an agency of DuPage County. The proposed bill is not in our best interest, the DuPage Mayors and Managers will monitor this situation as it develops over the next few months.

CITIZENS' PETITIONS

None.

TRUSTEE COMMENTS

Trustee LaPlaca stated that at the April 12th EPS meeting, the Beautification Task Force will make a presentation on tree preservation. An expert from the Morton Arboretum will also be there. Mr. Cook confirmed that the date of the next Board of Trustees meeting will be April 6th. Trustee Saigh noted an article in the last Suburban Life regarding Freedom of Information testing. It is heartening that municipalities have complied with the new laws.

ADJOURNMENT

There being no further business before the Village Board of Trustees and no need for a Closed Session, Trustee LaPlaca **moved to adjourn the meeting of March 23, 2010.** Trustee Angelo seconded the motion.

AYES: Trustees Angelo, Saigh, LaPlaca, Williams, Geoga, Schultz

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 9:53 p.m.

ATTEST: _____
Christine M. Bruton, Deputy Village Clerk