

**VILLAGE OF HINSDALE  
VILLAGE BOARD OF TRUSTEES  
MINUTES OF THE MEETING  
July 13, 2010**

The 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, July 13, 2010 at 7:30 p.m.

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

Absent: Trustee Cindy Williams

Also Present: Village Attorney Ken Florey, Village Manager Dave Cook, Director of Community Development/Building Commissioner Robb McGinnis, Fire Chief Mike Kelly and Deputy Village Clerk Christine Bruton

Also Present: Pam Lannom—The Hinsdalean, Don Grigus—Suburban Life, Amy Deis—Doings

**PLEDGE OF ALLEGIANCE**

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

**APPROVAL OF MINUTES**

Trustee LaPlaca moved **to approve the minutes of the Regular Meeting of June 28, 2010**. Trustee Saigh seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

**CITIZENS' PETITIONS**

**Ms. Marguerite Guido, 223 W. Maple Street**, the treasurer of Glorious Gardens since 1994, explained to the Board that it was Alice Mansell's idea to conduct the Hinsdale Garden Walks. There were eight successful events and over \$250,000 was raised to beautify Hinsdale. In 2008, a \$30,000 donation was made to the Village and she asked that an update be provided as to the use of this money. It was her understanding that this money was to be held in account to be spent to redesign the parking lot at KLM and provide a tree-lined driveway; she read the August 15, 2008

letter to former President Michael Woerner stating same. Village Manager Cook responded that that money is still being held for the specified purpose. She asked to be notified when the money is disbursed.

**Karl Weber, 219 E. First Street** asked a question regarding the Veeck Park facility. He recalls three ongoing costs associated with the maintenance and operation of the facility; electricity, chemicals and hauling away branches. It turns out the Village has to hire an operator, he wants to know how this was overlooked and by whom. Mr. Cook explained that the IEPA requires a Class III Certified Operator which requires a 36 month internship. Village Engineer Dan Deeter and Director of Public Services George Franco have gotten an 18 month credit, so thru August 2011 we need to hire a certified operator. Trustee LaPlaca noted that at least five members of the Public Services staff are interning, so that this won't be necessary in the future. This should be a one-time expense; moving forward people will be trained on an on-going basis. Mr. Weber inquired if a nighttime storm event requires that somebody go to the facility or is it automated. Mr. Cook confirmed that the system is automated.

**Jill Seybold, 409 W. Walnut Street**, is an interested resident in the text amendment on the agenda, but will save her remarks until the Board addresses the item.

### **VILLAGE PRESIDENT'S REPORT**

President Cauley stated that during the budget process, the Board's goal was not just to balance the budget or make temporary cuts in expenses to match the reduction in revenue due to the recession, but rather to make deep and permanent cuts to the operating budget and reduce the size of Village government. This was necessary to fund road and sewer repairs in the years to come.

Reducing personnel in police and fire were difficult choices, but he commended the majority of the Board for their courage to make these choices. Specifically, these were the elimination of Hinsdale's emergency dispatching center and the move to Southwest Central Dispatch and the decision to share fire services with Clarendon Hills. On April 27, 2010, police and fire began consolidation with Southwest Central Dispatch which serves 11 police departments and 6 fire departments in Cook and DuPage counties. This consolidation has served three purposes; 1) to improve dispatch services, 2) to cut costs, and 3) to enable us to enter into an agreement to share fire services with Clarendon Hills. The transition is now fully completed; he has spoken with Deputy Chief Simpson and Chief Kelly who have confirmed that the transition went as well as can be expected. Additionally Deputy Chief Simpson reported there have been no complaints regarding the reduction of police lobby hours. As a result of these changes, we have improved dispatching services, cut dispatching costs by \$145,000 this year, by \$170,000 next year and by \$85,000 in succeeding years.

As part of the budget process, we reduced the fire department by two firefighters. He is pleased to report that we were able to eliminate those two positions thru attrition; the Village did not have to lay off any young firefighters. This has resulted in a \$200,000 savings per year. We have enhanced public safety through a shared services agreement with Clarendon Hills despite the elimination of these two positions. On the agenda tonight is a motion to modify the agreement with Clarendon Hills. By August 2<sup>nd</sup>, they will have added a third full-time firefighter position, of which they bear the expense. When the agreement is fully implemented on August 2<sup>nd</sup>, there will be nine firefighters on staff, six from Hinsdale and three from Clarendon Hills to respond to calls. The Hinsdale and Clarendon Hills fire departments are already simultaneously dispatching units to certain incidents resulting in significant reduced response times.

These departments continue to work to standardize their mutual aid response guidelines, improve SWCD notification procedures, share and standardize training programs and standardize billing, all of which should result in further savings to both Villages going forward. Finally, we are working to install a gate at the Lyons Pool to provide a route for emergency response to the south side of Hinsdale and optimize the south side of the tracks location of the Clarendon Hills fire station.

President Cauley reported that sales tax receipts have increased in the past six consecutive months, after having falling by 13% in the previous 12 months. However the State of Illinois is not paying municipalities the income tax they are owed. They are now five months behind resulting in lost revenue to the Village of \$672,490.

### **PUBLIC HEARING ON THE ANNUAL APPROPRIATION ORDINANCE**

President Cauley announced the public hearing and asked Mr. Cook to summarize. Mr. Cook explained this action is required by State statutes and has been appropriately published. This mirrors the FY2010-11 budget, and based on historical percentages, insures legal spending authority in emergency situations. Also included is the library budget. President Cauley opened the hearing for public comment, there being none, he asked for a motion to close the hearing. Trustee Angelo **moved to close the Public Hearing on the Annual Appropriation Ordinance**. Trustee Saigh seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

## CONSENT AGENDA

President Cauley read the Consent Agenda as follows:

### Items Recommended by Environment & Public Services Committee

Item A: **Award Certified Operator Services for the Veeck Park CSO Storage and Treatment Facility Professional Services Agreement to Clark Dietz, Inc. in an amount not to exceed \$20,500.00** (Omnibus vote)

Item B: **Ordinance Amending Various Provisions of the Village Code of Hinsdale in Compliance with the Village's National Pollution Discharge Elimination System (NPDES) Permit** (Omnibus vote) (O2010-37)

Item C: **Award the Phase I Engineering Contract for the Oak Street Bridge Environmental Assessment to Clark Dietz, Inc. in an amount not to exceed \$797,520.08, contingent upon award of grants** (Omnibus vote)

Trustee Schultz requested that Item C be removed from the Consent Agenda. Trustee Saigh moved **to approve the Consent Agenda, as amended**. Trustee LaPlaca seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

**Award the Phase I Engineering Contract for the Oak Street Bridge Environmental Assessment to Clark Dietz, Inc. in an amount not to exceed \$797,520.08, contingent upon award of grants**

Trustee Schultz is concerned about receipt of the actual payment from the State, hence the new language, and he believes a simple traffic study should be conducted first. Mr. Cook explained that a traffic study is part of the proposal, and because this is Federal grant, the process is dictated by the Federal agencies. Trustee LaPlaca added that part of the Phase I Engineering is a feasibility study for alternatives and Mr. Cook pointed out that public input is part of the proposal. It was noted that no determination has been made as to whether the new bridge will have one or two lanes.

Trustee Saigh moved **to Award the Phase I Engineering Contract for the Oak Street Bridge Environmental Assessment to Clark Dietz, Inc. in an amount not to exceed \$797,520.08, contingent upon award of grants**. Trustee Schultz seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

## **ADMINISTRATION AND COMMUNITY AFFAIRS**

### **Accounts Payable**

In Trustee Williams absence, Trustee Schultz moved **Approval and Payment of the Accounts Payable for the period of June 26, 2010 through July 9, 2010 in the aggregate amount of \$444,743.45 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Saigh seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

### **Annual Appropriation Ordinance for the Fiscal Year May 1, 2010 to April 30, 2011**

President Cauley introduced the item stating this was the subject of the Public Hearing conducted this evening. Trustee LaPlaca moved **to approve the Annual Appropriation Ordinance for the Fiscal Year May 1, 2010 to April 30, 2011.** Trustee Geoga seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

**Ordinance Amending Title 3 (Business and License Regulations), Chapter 3 (Liquor Control), Section 3-3-5 (Local Liquor Licenses) of the Village Code of Hinsdale Related to the Number of Liquor Licenses**

Trustee Cauley introduced the item noting that it is not on the Consent Agenda because there was no ACA meeting held prior to this Board meeting. Trustee Geoga moved to approve an **Ordinance Amending Title 3 (Business and License Regulations), Chapter 3 (Liquor Control), Section 3-3-5 (Local Liquor Licenses) of the Village Code of Hinsdale Related to the Number of Liquor Licenses**. Trustee Schultz seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

**ENVIRONMENT AND PUBLIC SERVICES**

No report.

**ZONING AND PUBLIC SAFETY**

**Refer to the Plan Commission for Review & Consideration a Text Amendment to Section 11-503 (Variations), of the Hinsdale Zoning Code to give the Board of Trustees the Authority to Grant Certain Variations**

President Cauley initiated discussion by explaining that Hinsdale is different from most communities because the ZBA is not an advisory board, however, the ZBA only has certain tools to alleviate hardships. From time to time a resident has a hardship that goes beyond the limitations of the ZBA. He reported that ZBA Chairman Bill Haarlow is not interested in expanding the powers of the ZBA. President Cauley does not believe it is good idea to hold public hearings at the Village Board level, but rather the ZBA hold the hearings, determine jurisdiction and make a recommendation to the Village Board. The text amendment on the agenda today is not an end around the ZBA. If the ZBA approves a variation request, the matter is forwarded to the Village Board for a final decision. If the ZBA denies the request, the matter is closed. He is hopeful it will stop the practice of people who have one off situations, go to Plan Commissions for a text amendment, thereby making the code a hodgepodge.

Trustee Angelo agreed that this amended motion is a reasonable text amendment allowing the ZBA to appropriately be the gatekeeper, use their expertise and leave the final decision to the Village Board. Trustee Schultz argued that the Village Board

should make the final decision whether or not the ZBA recommends approval. Discussion followed regarding the path of approval for this matter, Trustee Schultz recommended this go back to the ZPS Committee for review. Trustee Saigh pointed out that this would rarely come up and the first thing they would do is determine jurisdiction. Trustee LaPlaca agreed with Trustee Schultz that the Village Board should be able to make a yes or no decision regardless of whether the ZBA makes a positive recommendation for approval. President Cauley reiterated that the ZBA is the appropriate body to conduct public hearings and make a determination on hardship. Further, he stated he was fearful if the Village Board has the right to deny something the ZBA has recommended that would undercut the tradition this Village has of the ZBA being separate from the Village Board. He wants to respect the separate jurisdiction of the ZBA, but at the same time wants to make sure no resident is caught in a jurisdictional black hole where relief can't be granted.

Trustee Angelo moved to **Refer to the Plan Commission for Review & Consideration a Text Amendment to Section 11-503 (Variations), of the Hinsdale Zoning Code to give the Board of Trustees the Authority to Grant Certain Variations.** Trustee Saigh seconded the motion.

**AYES:** Trustees Angelo, Saigh, LaPlaca and Geoga

**NAYS:** Trustee Schultz

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

**Resolution Approving the First Amendment to an Intergovernmental Agreement between the Villages of Clarendon Hills and Hinsdale in Regard to the Sharing of Fire Department Services**

President Cauley introduced the item noting that when the Village entered into the initial agreement concern was expressed regarding the personnel aspects of the agreement. This amendment indicates that Clarendon Hills will fund their third full-time firefighter and the effective date is August 2, 2010.

Trustee LaPlaca moved to approve a **Resolution Approving the First Amendment to an Intergovernmental Agreement between the Villages of Clarendon Hills and Hinsdale in Regard to the Sharing of Fire Department Services.** Trustee Saigh seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

## **REPORTS FROM ADVISORY BOARDS AND COMMISSIONS**

Mr. John Karstrand, Chairman of the EDC addressed the Board. He noted that Uniquely Thursdays has been very successful. On August 12<sup>th</sup> the Chamber will have a ceremony to dedicate the Chuck Foster Way street sign, the details of which are still being worked out. He reported that the first week of Bingo was a dud, but they have moved the booth closer to the tracks and it has been more successful at this location. Unfortunately, the kids want to play, but the licensing agreement requires the presence of an adult. Trustee Schultz noted the good attendance and that residents have been bringing wine for consumption. If this is not permitted, the word needs to be gotten out. Mr. Karstrand confirmed it is not permitted and thinks the confusion comes from the End of Summer Bashes, where bringing in wine was encouraged. The Chamber is working with Chief Bloom to let people know as they are coming in that they cannot bring in alcohol, no citations have been written.

## **STAFF REPORTS**

None.

## **CITIZENS' PETITIONS**

None.

## **TRUSTEE COMMENTS**

Trustee LaPlaca said there will be a presentation from the Beautification Task Force on the Tree Preservation Ordinance in the early fall. The ordinance is two pronged; it tightens construction regulations and regulates the removal of trees on private property. There will be opportunity for public input at the EPS meeting.

Trustee Schultz reminded the Board that the November election is only a few months away and we don't have a leader to promote the sales tax referendum. He thinks the Board should consider if the question should be on the ballot and he hopes to discuss this issue moving forward.

Trustee Geoga underscored President Cauley's earlier remarks referencing the budget work of this Board. This Board, after exhaustive review, identified essential needs and made permanent cuts in the size of Village government to find money for streets and flooding issues. If we maintain discipline, devote additional resources to the substantial deferred maintenance, take steps to correct the inherited deficit in the

water budget, we can begin to restore fiscal responsibility. This Board didn't just balance the budget; it changed the direction of Village government.

### **ADJOURNMENT**

There being no further business before the Village Board of Trustees, and no need for a Closed Session, Trustee Saigh **moved to adjourn the meeting of July 13, 2010**. Trustee LaPlaca seconded the motion.

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

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** Trustee Williams

Motion carried.

Meeting adjourned at 8:28 p.m.

ATTEST: \_\_\_\_\_  
Christine M. Bruton, Deputy Village Clerk