

The Regular Meeting Minutes Of The Board Of Trustee For The Village Of University Park, Will And Cook Counties Illinois, Held Tuesday, May 12, 2009 At #90 Town Center Drive, In The Village Of University Park.

A. CALL TO ORDER

Mayor McCowan called this regular meeting of the Board of Trustees to order at 8:02 p.m.

B. ROLL CALL

Mayor:	Alvin R. McCowan	Present
Trustees:	Sharon A. McGuire	Present
	Oscar H. Brown, Jr.	Present
	Vivian E. Covington	Present
	Jimmie D. Young	Present
	Joseph E. Roudez, III	Present
	Larry B. Brown	Present

Also present were Village Attorney Forest Miles, Interim Village Manager/Finance Director David Sevier, Village Treasurer James Ellis, Police Chief Mel Easley, Executive Liaison Johnna Townsend, Public Works Director Jerry Townsend, Fire Chief Charles Exner, Parks & Recreations Director Robert Graham, Golf Club Manger/PGA Golf Pro Paul Blockoms, IT Director Deryl Bolton, Director of Communications Sherry Williams, Economic & Community Development Director Kimberly Porter, and Village Clerk Dorothy R. Jones.

C. PLEDGE OF ALLEGIANCE

Mayor McCowan led the audience in the pledge of allegiance to the Flag of the United States of America.

D. READING OF MINUTES

Trustee Young moved, Trustee Oscar Brown seconded a motion that the Board approved minutes of the regular meeting of the Board of Trustees held April 28, 2009 as amended to include: ***Trustee Larry Brown voted Nay on Bills Payable and on page 4, and requested of Mr. Sevier, when he had time to provide him with the amount of overtime for April 3rd, 2009; the amount of postage that was used for a mailing on April 3rd, and the amount of overtime paid for doing those mailings; and the cost of each Robo Calls made from April 3rd through April 7, 2009.***

Reading of Minutes – continued:

Trustee Covington stated that she stated that the Health Fair was sponsored by HSSEC, not the Special Events & Human Services Committee as listed in the minutes.

Ayes: Trustees McGuire, Oscar Brown, Covington, Young, Roudez, and
Larry Brown
Nays: None.
Absent: None.

Motion to approve carried as amended.

E. NON-DISCUSSION AGENDA

E -1: Village Manager's Report

Interim Village Manager David Sevier reported that he wanted to remind the residents that the railroad crossing at Governors Highway and University Parkway will be repaired next week, and asked residents to please be patient about the detour signs; The budget hearing notice was in Sunday, May 10th newspaper and budget is available for review at Village Hall until May 22, 2009. The budget hearing is scheduled for May 26th at 7:00 P.M. here at #90 Towncenter Drive. He also reported that we have received notice from SSMMA association that dollars allocated to two village projects, the widening of University Parkway 1996 and Cicero Avenue Bike path 2006 will need to be scheduled for completion or the dollars will be unallocated and used by other communities. He stated that he had provided for the Board a schedule prepared by CMT, our Village Engineers as to what they perceive are good timeframes for completion of these projects. He asked the Board to get back to him by Thursday, May 14, with an answer as to whether or not we will proceed with these projects, under the schedule provided by CMT, or that we are not moving forward on these projects and request that all funding allocated at this point be unallocated. We need to provide this information to SSMMA by Friday morning.

Trustee Covington stated that she wanted to remind Mr. Sevier that the budget must be posted according to State Law thirty (30) days prior to passage by the Village Board, and there must be a public hearing. She also stated that residents at the Fairway Estates complained to her about the grass not being cut, and asked when would the grass cutting begin, and stated that she is still requesting a follow-up on credit card usage; Kari Boykin's resignation letter; date when the Truck Enforcement Program would be re-activated; and a follow-up on her request that all village owned vehicles are marked, and should be left parked at Village Hall at night and used only for Village business.

Village Manager's Report – continued:

Interim Manager Sevier responded to Trustee Covington relating to the resignation of Kari Boykin noting that she did not report to him, and he had not received anything in writing from her.

Police Chief Mel Easley responded to Trustee Covington relating to truck enforcement and stated that Officer Sulicz is back and three Officers will also be certified, so the program should be in operation by the end of May.

Trustee Larry Brown referred to the golf carts that have not been picked up, and asked what claims is the village liable for since the carts have not been returned. He also stated that he concurs with Trustee Covington that village vehicles should be used for village business only.

Attorney Miles responded that he is trying to work out an agreement with the company regarding the golf carts, he stated that he has sent a letter demanding that they pick up the golf carts. However, he would rather not go into details in public since it could jeopardize negotiations with the company.

Trustee Covington asked Manager Sevier if there are any pending grievances or litigations.

Mr. Sevier responded that he has been notified that two EEOC complaints have been filed.

Trustee Oscar Brown asked for information on the amount of salt used last winter, and asked if we had enough, and what happened to salt that was left over.

Public Works Director Jerry Townsend responded that they did not go over the amount allocated.

E-2: Mayor's Report

Proclamation – National Public Works Week

Mayor McCowan read a Proclamation designating the week of May 17 – 23, 2009 as National Public Works Week, and thanked employees in our Public Works Department for the work that they do, that sometimes goes unnoticed.

Trustee Roudez moved, Trustee Young seconded a motion that the Board approves a proclamation designating the week of May 17 – 23, 2009 as National Public Works Week.

Ayes: Trustees McGuire, Oscar Brown, Covington, Young, Roudez, and Larry Brown

Nays: None.

Absent: None.

Motion to approve carried

Mayor McCowan began his report by stating that some of the items asked of Manager Sevier should be discussed in a Board Workshop, especially items such as marking of all village owned vehicles. He reported on projects submitted to our consultant and stated that the I-57 Interchange is a project that has been worked on for a long time, and will take a long time to complete, at the best scenario it would not be completed before 2014, but we have the support of IDOT and our State Legislators.

E-3: Committee & Commission Reports

Trustee Larry Brown reported that the Board of Fire & Police Commissioners would be hold a portion of the testing process on Saturday, May 15, 2009 beginning at 9:00 a.m.

E-4: Reports Of Other Officers

Parks & Receptions Director Robert Graham made the following report: Summer Day Camp begins on June 15 with two additional sessions to follow, with one in July and one in August. This summer's camp has some new and exciting things planned including our new introductory partnership with XSTREME Learning Foundation where we bring sports and science together and some really fun field trips.

We have also partnered with the Chicago Bulls Training Academy to present a fundamental camp for Boys and Girls ages 6-14. The camp will take place every Saturday in June from 12:30 – 2:30pm at the Crete-Monee Middle School. The cost for University Park residents is \$60 per child. Additional information is available by contacting the office at 708.534.6456.

Village Attorney Forest Miles reported that the Staff Lawyer for the Illinois Commerce Commission had informed him that Aqua Water Company has filed for a Declaratory Judgment relating to Sandra Oaks Condominium. He explain that currently Aqua can disconnect the water supply for an entire building, even if only one tenant is delinquent in their payments, and while he does not represent the homeowners at Sandra Oaks, the village's position is that this procedure could have a big impact on the health and welfare of village residents. He noted that the hearing is May 20, 2009 at 160 N. LaSalle, Room C800 beginning at 1:00 p.m. he stated that protestors who want to be heard to appear.

Mayor McCowan stated that our concern is for the health and welfare of our citizens.

Economic & Community Development Director Kim Porter reported that al 183 units at Thornwood House Apartments have been inspected. They are waiting for a conveyance from the Office of the State Fire Marshall regarding the Elevator inspection report. Relating to the air conditioning unit, she reported that Thornwood House pulled a permit a month ago to re-wire the Chiller on the roof.

Reports Of Other Officers – continued:

Ms. Porter stated that currently there is no building code requirement that addresses demanding that Thornwood House provide air conditioning, nor a date that they must turn the air condition on. She suggested that the Village puts some procedures in place, and adopt the ICC Codes, because we no longer use BOCA Codes.

Trustee McGuire asked Ms. Porter if any fines have been issued for code violation, or if there are plans to begin issuing fines.

Ms. Porter responded that she has no records from the individual who proceeded her relating to any inspections at Thornwood House.

Trustee Covington asked Ms. Porter to review the village ordinances and make recommendations of amendments.

Trustee Larry Brown reported that the State Fire Marshall has taken over inspections of elevators in our town from our Fire Department because we did not respond to a letter that was sent from the office of the State Fire Marshall.

Attorney Miles explained that he reviewed the letter from the State Fire Marshall that would impose unfunded mandates on the Village of University Park if we signed the agreement. He stated that he sent a letter to the Village asking if the Board wanted to absorb the cost, or allow the State to conduct the inspections. He further stated that the State does not have the authority to tell Home Rule Municipalities what to do, unless we sign the agreement with them. However, if it is the desire of the Board to keep the inspections within the 'village, he will contact the State Fire Marshall, get a cost analysis and bring legislation back to the Board.

F. DISCUSSION AGENDA

F-1: UNFINISHED BUSINESS

F-1a: Second Reading – Ordinance Amending Title 10 Of The Traffic Code, Sections 299.6-02 Entitled “Immobilization/Towing And Impoundment Of Motor Vehicles” Specifically Sections 299.6-02(1) (a) and (b) And 299.6-02(6)

Attorney Miles noted that he had made revisions to the ordinance for second reading as requested by the Board that included a payment plan option as suggested by Trustee Oscar Brown, and that copy was given to them tonight.

Ayes: Trustees McGuire, Oscar Brown, Covington, Young, Roudez, and Larry Brown.

Nays: None.

Absent: None.

Motion to Table carried.

F-2: NEW BUSINESS

F-2a: Resolution Accepting Results Of The April 7, 2009 Consolidated Election

Trustee Roudez moved, Trustee Covington seconded a motion that the Board approves this resolution declaring Keith J. Griffin, Larry Brown, and Joseph E. Roudez, III elected as Village Trustees for a four-year term.

Ayes: Trustees McGuire, Oscar Brown, Covington, Young, Roudez, and Larry Brown.
Nays: None.
Absent: None.

Motion to approve carried

Resolution Number 2009 – 15.

Recess:

Mayor McCowan called a recess from 8:47 to 8:52 p.m. to allow for the transition.

F-2b: Swearing In Of Newly Elected Officials

Accompanied by Mayor McCowan, Police Chief Mel Easley, Fire Chief Charles Exner, and Trustee Liaison Larry Brown, Village Clerk Dorothy Jones administered the Oath Of Office to elected Trustees Larry Brown, Keith J. Griffin, and Joseph E. Roudez, III.

F-2c: Resolution Thanking Jimmie D. Young For His Dedicated Service As A Trustee Of The Village Of University Park

Trustee Roudez moved, Trustee Covington seconded a motion that the Board approves this resolution.

Mayor McCowan read the resolution.

Ayes: Trustees McGuire, Oscar Brown, Covington, Griffin, Roudez, and Larry Brown.
Nays: None.
Absent: None.

Motion to approve carried

Resolution Number 2009 – 16.

F-2d: Resolution Accepting The Lowest Responsible Bids For Renovations To The Main Fire Station

Trustee Covington moved, Trustee Oscar Brown seconded a motion that the Board approves this resolution awarding the bids to:

F-2d: continued:

• R. Carlson & Sons	Excavation	\$10,293.00
• Fabrie Construction	Poured In Place Concrete	\$17,375.00
• Lozich Masonry	Masonry	\$39,000.00
• Commercial Construction	Carpentry & General Const.	\$231,901.00
• Adler Roofing & Sheet Metal	Roofing & Sheet Metal	\$ 90,094.00
• Kingston Tile Co.	Flooring	\$ 19,100.00
• Prism Painting	Painting	\$18,750.00
• Reichelt Plumbing	Plumbing	\$ 74,480.00
• Correct Construction	HVAC	\$125,795.00
• Excel Electric	Electrical	\$146,300.00
• Advanced Fire Protection	Fire Protection	\$ 33,750.00
• Total Project Cost at Contract Award		\$1,018,935.60

Trustee Larry Brown asked if these totals exceeded the anticipated cost. Interim Manager Sevier responded that the costs are above the Architect's projected cost.

Trustee McGuire asked if we had received anything from our Congressman to assist in the funding for this project as indicated from Congresswoman Halvorson.

Ayes: Trustees McGuire, Oscar Brown, Covington, and Roudez.
Nays: Trustee Larry Brown and Keith Griffin.
Absent: None.

Motion to approve carried

Resolution Number 2009 – 17.

F-2e: First, Second, and Third Readings – Ordinance Authorizing the Execution of an Agreement for the Acquisition of a Network-Managed Video System Controller and Digital Video Server Including Engineering, Support and Labor

Trustee Covington moved, Trustee McGuire seconded a motion that the Board approves first, second and third readings of this ordinance.

Trustee Oscar Brown asked was this item not sent out for bid, and if the price listed was the lowest quote received.

Interim Manager Sevier responded that this item was presented to the Board in resolution form which was approved. So, he thought it was okay for him to proceed as he did.

Trustee Covington asked Communications Director Sherry Williams to look at something cheaper, and also a system that would do double take (front and back views.)

Mayor McCowan commented that he wants three bids, not necessarily cheaper equipment that would not serve the purpose.

Trustee Covington moved, Trustee McGuire seconded a motion that the Board approves a table of this item.

Ayes: Trustees McGuire, Oscar Brown, Covington, Griffin, Roudez, and Larry Brown.
Nays: None,
Absent: None.

Motion to Table carried.

F-2f: Appointments – Board Of Fire & Police Commissioners, and Senior Citizens Committee

Trustee Roudez moved, Trustee Larry Brown seconded a motion that the Board approves the appointment of Jimmie D. Young to the Board of Fire & Police Commissioners – Term to expire December 31, 2009; and the appointment of Village Clerk Dorothy “Dee” Jones as Board Liaison to the Senior Citizens Committee.

Trustee Larry Brown stated that he was happy that they were expediting the process, and foregoing the three meeting, thereby appointing Mr. Young to fill the vacancy on the Fire & Police Commissioners.

Trustee Covington stated that she wants to make sure that we are legal, and no longer violating State Law, as was done in the past.

Ayes: Trustees McGuire, Oscar Brown, Covington, Roudez, and Larry Brown.
Nays: None,
Absent: None.
Abstained: Trustee Griffin.

Motion to approve carried.

F-2g: Bills Payable

Trustee Roudez moved, Trustee McGuire seconded a motion that the Board approves the listing of the General Operating Expenses that the Village of University Park has incurred for the last two (2) weeks from April 28, 2009 to May 12, 2009 in the following funds:

General Operation Fund	\$ 36,947.94
Debt Service	\$ 52,790.63
Road and Bridge Fund	\$ 18,926.94
Town Center Operations	\$ 27,407.17
University Golf Club	\$ 42,880.73
Capital Project Fund	\$ 21,771.19
-	
Total	\$200,724.60

Bills Payable – continued:

Trustee Covington referred to page 1 and asked how many employees are receiving unemployment; referring to check numbers 66094, 66104, 66111, 66120, 66133, 66143 and 66144 she requested clarity on those payments. She also asked how many years are left on the Seaway Bank payments. She also stated that with the number of vehicles driven by employees, she does not understand why so much is paid in mileage.

Ayes: Trustees McGuire, Oscar Brown, Roudez, and Mayor McCowan.

Nays: Trustees Covington, Griffin and Larry Brown.

Absent: None,

Motion to approve carried.

G. GENERAL PUBLIC COMMENTS

Mr. Robert Travis addressed the Board with the following comments and questions:

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1. I understand that the audits for the years 2006, 2007, 2008 are not completed and under state laws, University Park will not receive any revenue from the state, until the state receives copies of the audits.
2. I understand that there are several members of the golf advisory committee that is serving on the mayor's political action committee.
3. I understand that contracts were executed for the rental of the electric golf carts, who sign the contracts?
4. What is the status of the lights which are not working, located around the village hall building, I spoke this issue about two month ago.?
5. What happened to the trustee's 2006 Ford Expedition truck ? Are we still paying the lease for the truck?
6. The purposed list for cable television equipment as shown on the invoice from the Roscor Company does not include the equipment for a two camera shoot. The cable commission has asked about this issue for the last 4 years.

Mrs. Marilyn Crockett addressed the Board with her comments relating to the lack of grass cutting on Burnham and University Parkway, and asked when would this issue be resolved; She noted her concerns with potholes on Hickok near her home and asked when would her street be fixed;

General Public Comments – continued:

Mr. Theo Brooks addressed the Board and asked that they consider modifying the rule that limits time for general public comments and perhaps limit it to three questions or comments, since this is a public meeting, citizens should be allowed to exercise their 1st. amendment rights, and not given a time limit in which to do so.

Mrs. Gloria Barnett-Brookins stated that she echoes the concerns of Mrs. Crockett relating to the condition of grass not being cut, and noted that the property behind her house is in deplorable condition; She asked the cost for Robo calls, and who determines what information goes out to the public through those calls. She stated that if the calls are at a minimum cost, she does not have a problem with the Robo calls as a method to bridge the gap in communication between the Village and residents, but suggested that the information is put on the village website.

Ms. Nakia Hall – Rosedale Subdivision resident addressed the Board and requested a status on the road repairs.

Interim Manager Sevier commented that he was recently elected as President of the 201 U School Board and Ms. Hall was elected as a new Board member representing University Park.

H. BOARD CAUCUS

Mayor McCowan suspended the meeting from 9:33 p.m. to 9:55 p.m. to allow the Board time to caucus. He reconvened the Board meeting and the following responses were given to concerns raised by residents under general comments:

Responding to concerns relating the audits, Interim Manager Sevier responded that the 2006 audit is completed, the first draft of 2007 would be available for review on May 13th, and they are still working on 2008.

Mayor McCowan responded to questions and concerns relating to the composition of the Golf Club Advisory Committee, and stated that members of his Political Action Committee are also members of the Golf Club Advisory Committee, which is their right; relating to the vehicle previously used by Trustees, Mayor McCowan stated that he gave the vehicle designated for him to the IT Department, and as suggested by a Trustee, he now drives the vehicle previously used by Trustees.

Relating to the Golf Carts, Attorney Miles stated the he is dealing with the company, and that the lease was approved by resolution. However, he would rather not discuss any other details in an open session.

Trustee Covington responded to the issue relating to the disposition of a 2 Camera Shoot Camera owned by the Cable Studio and stated that the camera disappeared a few years ago, and the Cable Commission wants to that item replaced.

Board & Manager Comments - continued

Responding to the issue of grass cutting, Mr. Sevier stated that he would contact the contractors who had the bid last year to see if they can continue cutting the grass until this issue is resolved; Relating to the CityScape sign, Mr. Sevier stated that he would have the Public Works Department handle that issue, and look at Hickok and Hamilton Road. However, he thinks that portion of the street is under Will County, but will check into the road condition, and see what can be done.

Relating to the issue of limiting time for citizen comments, Attorney Miles stated that the Village Board meetings, while held as an open meeting, it is a limited public forum, therefore no 1st amendment rights are attached or denied. He noted that the purpose of the meeting is for the Board to conduct village business openly.

Responding to concerns relating to Robo Calls, Manager Sevier stated the cost is \$0.01 cents per call as opposed to \$.042 cents per letter, and it is used as a vehicle to improve communication to residents in an attempt to let them know what is going on in the Village of University Park. However, if someone does not want to receive the calls, they should contact Village Hall and have their name removed from the list.

Attorney Miles responded to the issue relating to the Rosedale Subdivision, and noted that the streets have not been accepted by the village, because the developer has not completed the second application on the streets where development is completed. Also, there was a Special Service Area addressed in that subdivision in the original agreement, but he feels that there should be a meeting with residents, developer and the Village to work out, and define that Special Service Area, however, this does not have anything to do with the road repairs.

I. ANNOUNCEMENT OF SCHEDULED MEETINGS

J. BOARD & MANAGERS' COMMENTS

K. EXECUTIVE SESSION

Trustee Griffin moved, Trustee Oscar Brown seconded a motion that the Board move into executive session for purposes of personnel and litigation at 10:43 p.m.

Ayes: Trustees McGuire, Oscar Brown, Covington, Griffin and Larry Brown.
Nays: Trustee Roudez.
Absent: None.

Motion to approve carried.

The Board returned from executive session at 11:47 p.m. to resume the regular meeting. Trustee Oscar Brown, having been elected Mayor Pro for the Executive Session called the meeting back to order.

Roll Call:

Present: Trustees McGuire, Oscar Brown, Covington, Griffin, and Larry Brown.
Absent: Mayor McCowan and Trustee Roudez.

Also present were Village Attorney Forest Miles and Village Clerk Dee Jones.

The Board took the following actions in open session:

Mayor Pro-tem Oscar Brown announced that in executive session, the Board had discussed the formulation of a Search Committee to fill the position of Village Manager, and the Trustees who would serve on that committee.

Motion To Establish A Search Committee for Village Manager

Trustee Larry Brown moved, Trustee McGuire seconded a motion that the Board approves the formulation of a Search Committee for purposes of filling the position of Village Manager.

Ayes: Trustees McGuire, Oscar Brown, Covington, Griffin, and Larry Brown.
Nays: None.
Absent: Mayor McCowan and Trustee Roudez.

Motion to approve carried.

Motion To Appoint Members Of Search Committee

Trustee Larry Brown moved, Trustee McGuire seconded a motion that the Board approves the appointment of Trustees Larry Brown and Keith Griffin as members of the Search Committee.

Ayes: Trustees McGuire, Oscar Brown, Covington, Griffin, and Larry Brown.
Nays: None.
Absent: Mayor McCowan and Trustee Roudez.

Motion to approve carried.

L. ADJOURNMENT

Trustee McGuire moved, Trustee Griffin seconded a motion to adjourn the regular meeting of the Board of Trustees at 11:50 p.m.

Motion to Adjourn Carried By Voice Vote.

Respectfully Submitted,

Dorothy R. Jones, CMC
Village Clerk