

MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF
TRUSTEES OF THE VILLAGE OF
GLENWOOD, COOK COUNTY, ILLINOIS
HELD AT THE MUNICIPAL BUILDING
ON TUESDAY SEPTEMBER 18, 2007

The meeting was called to order at 6:30 p.m. Mayor Maggio led the audience in the Pledge of Allegiance.

UPON ROLL CALL: by Clerk Frank, the following Trustees
answered present: Barry, Durkin, Hill, Nielsen,
Plott, Thomas

ALSO PRESENT: John Donahue Village Attorney, Scott Uhler
Trustees Attorney, Ed Tunelius, Village Engineer;
Joseph Falica, Police Chief, Kevin Welsh, Fire
Chief, Jerry Bland, Public Works, David Lynch,
Building Inspector; Linda Brunette, Finance
Director.

MINUTES OF THE
REGULAR VILLAGE
BOARD MEETING HELD
SEPTEMBER 4, 2007

Trustee Durkin moved, seconded by
Trustee Thomas to approve the minutes
of the September 4, 2007 Board meeting
as presented.

Upon Roll Call: Ayes 6, Naes 0, Absent 0.

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

MINUTES OF THE CLOSED
SESSION SEPTEMBER 4, 2007

Trustee Durkin moved, seconded by Trustee Plott
to table until following the Closed Session, under
new business, to discuss prior to releasing
them.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

BILLS PAYABLE:

Trustee Durkin moved, seconded by
Trustee Nielsen to approve the bills
as presented by Treasurer Barry
as follows:

Corporate Fund \$113,846.00; Road & Bridge Fund
\$4,333.68; \$; Sewer & Water Fund \$9,318.39;
Glenwoodie Golf Course \$9,878.13. Total all funds
\$137,376.20.

Treasurer Barry also stated payroll as of this date
September 14, 2007, Glenwoodie in the amount of
\$20,564.82, and Corporate in the amount of
\$121,037.07.

Trustee Thomas stated she did not receive a copy of the bills payable and asked Linda to make sure she gets one. Trustee Barry asked about payroll being approved when already distributed? John Donahue stated it is best practice to be approved by the Board. Trustee Durkin amends his motion to reflect manual check payment to Klein, Thorpe & Jenkins in the amount of \$1,147.00, and show on October 2, 2007 bills payable. Trustee Thomas had questions in regards to how sick days are shown on the payroll. Trustee Nielsen also amended his motion for the payment to Klein, Thorpe & Jenkins.

Trustee Durkin amended motion, seconded by Trustee Nielsen for payment of \$1,147.00 to Klein, Thorpe & Jenkins manual check to show on the October 2, 2007 bills payable.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

TREASURER'S REPORT: No report

OPEN TO PUBLIC: Larry Williams, 345 Harper in regards to the ordinance amendments on 6 foot fence.

Larry Puch, Brookwood Point in regards to Resignation.

Peggy Morrison 937 E. 193rd St. in regards back yard flooding due to swimming pools.

COMMUNICATIONS
MAYOR'S OFFICE:

Mayor Maggio read a request for a Donation from Glenwood Cougars Football and Cheerleading.

Trustee Thomas moved, seconded by Trustee Durkin approval of request for \$500 Donation to Glenwood Football and Cheerleading Organization

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Mayor Maggio announced the 1st, 2nd, and 3rd place winners and honorable mentions of the 2007 Summer Yard Contest.

Mayor Maggio announced the resignation of Deputy Chief of Police and his request to relieve him of his duties effective September 14, 2007, and noted Sergeant Derek Peddycord to look after the day to

day operations of the Police Department while the

Chief is on medical leave.

ENGINEER'S REPORT:

Ed Tunelius and Shauna Urlacher, Robinson Engineering addressed the Board with 2 ordinances under the Village's compliance of the NPDES Program

Trustee Barry moved, seconded by Trustee Hill approval of Erosion and Sediment Control Ordinance for the Village of Glenwood

Trustee Durkin asked Shauna Urlacher is there a time limit with the IEPA when we need to be in compliance? Shauna replied March 1, 2008 and explained this is one step and others to follow. This ordinance is for new construction, 1 acre lots, and requires the Village to do an inspection on the site by the Building Department or a representative of the Village. Trustee Plott asked there any fines if no compliance by March 1st? Shauna replied she did not know the fines and would find out. She also noted the IEPA would be visiting surrounding communities warning them, and the Federal Government will fine after March 1, 2008.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Shauna Urlacher addressed the Board with 2nd Ordinance on the Control of Post Construction Storm Water runoff. She noted this ordinance is a requirement by the IEPA that 1 acre lots meet the detention requirements of the MWRD or Thorn Creek Sanitary District.

Trustee Durkin moved, seconded by Trustee Plott approval of Ordinance for the Control of Post Construction Storm Water Runoff

Trustee Durkin asks does this ordinance apply to existing infrastructure or new construction? Shauna replied only new construction. Trustee Durkin asked about the communities that border Glenwood? Shauna replied all of Illinois is required to comply with all the standards.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Trustee Durkin asks Ed Tunelius in regards to the City of Chicago Heights, on State Street appear to be taking the soil in the flood plan and selling it to recreate or construct a wetlands in the Northern

Suburbs, and does these 2 ordinances we are passing coincide with what they are passing, and what permits do they have to have to do this? He then also asks what of impact will this have on the Village? Ed Tunelius states these Ordinances are standard for all to be in compliance with program, and will check into it. Trustee Plott asks what is our existing agreement with the MWRD in cleaning up our creeks? Ed replied there was a regional program started last year and Public Works was approached and we have not received word on the program, and the question has always been after flooding that occurs who cleans up. Trustee Plott thanked all the citizens that went out and cleaned up the creek. Trustee Hill mentioned he believes earlier this year the MWRD had a budget for cleaning up parts of the creek, and had folks out cleaning up. Trustee Durkin noted that Mr. Starr met with Jerry Bland of the Public Works Department. Jerry stated he took Mr. Starr out to the site where a dam was created last time, and he promised he would start cleaning up from Thorn Creek and go through Glenwood to that new dam. He also stated by the first or second week of October they would be in our area. After further discussion Trustee Durkin stated that we have been being taxed for this for 21/2 years and now they are starting to do the clean up, and give them time and maybe file a lawsuit if it's not done. He also noted there are 3 locations and 2 more new locations that need to be cleaned. Trustee Plott asked if he could be notified of meetings for the MWRD and Thorn Creek Coalition, and to have representation from the Village attend. Trustee Durkin then instructed Mr. Swacker to have the Coalition submit a resolution for the next Board Meeting Agenda.

ATTORNEY'S REPORT:

John Donahue addressed the Board in regards to a Class F Liquor License from a prior Board Meeting involving Beggar's Pizza 19301 S. Halsted requesting a liquor license and was tabled because background checks had not been completed. He then noted that the background checks were complete, and the Economic Development Committee approved a beer and wine only license on September 10, 2007. He noted the first thing we need to do is increase the number of licenses from 1 to 2

Trustee Durkin moved, seconded by Trustee Thomas approval of an Ordinance Amending Section 10-37 of the Village's Code of Ordinances to increase the number of allowable Class F Liquor Licenses from 1 to 2

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

John Donahue addressed the Board that T-Mobile approached the Board last fall on locating antennas on the property here. He stated we gave them a copy of the existing agreement, and dollar amount of \$2,000 a month, they knew the tower was going to be painted and held off thought the price was to high. He noted they notified him last week, and just received the proposed lease agreement, and passed out copies to the Board Members, and requested it be tabled for review. Trustee Durkin stated he had questions for Ed Tunelius and Jerry Bland in regards to the pictures from the inspection where the antennas were welded and to make sure there was no damage. Ed Tunelius stated he couldn't answer that, and Jerry Bland stated he has not seen the report. Trustee Durkin asked them to look at the inspection and see if any damage has been done by the welding. John Donahue stated he had some issues with the proposed agreement and stated we need more information and maps from T Mobile for review.

**Trustee Plott moved, seconded by Trustee Hill
To table consideration of T Mobile lease on the
Village water tower**

Trustee Hill asked John what kind of maps and Information? John replied he will ask for maps and legal descriptions and base station area is going to be. Trustee Durkin stated also a coverage map. John replied he would get all that information. Trustee Durkin asked John on the retired police officers badge from previous Board Meeting? John replied he did not see any prohibition to it. Trustee Durkin asked John about Bill Bramanti was dismissed as Building Inspector, and at that time no action was taken by the Board, his job was as an officer, and I believe as an officer and the Mayor was required to submit in writing to the Board of Trustees an explanation and reason for it and the Board would have had the opportunity with a 2/3rds vote overturn that action, and never saw that occur, and do we have any liability for his wages lost in the 22 months he was out of work. John replied his term ended with the Mayor's prior term, and continued to serve as a hold over until his successor was appointed. After further discussion John Donahue replied general rule you serve until a replacement is approved, unless you resign or go elsewhere.

DEPARTMENT REPORTS:

A. ASSISTANT VILLAGE ADMINISTRATOR

Bill Bramanti addressed the Board with an update on the Glenwoodie Project, and reported that he and Trustee Thomas met with the Attorney's for Developer Tom Walsh and Joe Christofanelli, and the decision was made there is no way possible this could be accomplished by the end of the month. Mr. Walsh's deadline was September 28, 2007 and see if he can go back and get an extension. He noted he heard from Mr. Walsh today and has until October 15, 2007. He then stated that the meeting, along with Trustee Thomas there were a number of issues on the redevelopment agreement and will be revamped.

Trustee Nielsen moved, seconded by Trustee Thomas for Scott Uhler, Trustees Attorney to work with Bill Bramanti on the Glenwoodie Project

Mayor Maggio stated we have a motion and a second to appoint the attorney for the Trustees to do the negotiations and documents for what ever is necessitated, and before you vote I would like to just make mention by your own ordinance that you put in place, and I vetoed, the ordinance indicates that no way is the attorney for the trustees to interfere with the position of the Board and Attorney sitting up at the podium. Trustee Nielsen states I don't believe it is interfering with that. This is a special project, this is something other that what we use Mr. Donahue for. Mayor Maggio stated this could be satisfied, your attorney had made mentioned at the COW Meeting there was case law, and if he would be willing to discuss and give me the numbers of the case law we could look it up, and it would be more beneficial to this Board at this time. Trustee Thomas asks in reference to case law on him being the attorney for this project? Mayor Maggio states it would explain where he thinks he has the right and the ability to serve the tasks that have always been the attorney's tasks for our Village or any other Village. Trustee Thomas states we came to this decision when Donahue stated to the Board of Trustees that he worked for you. Trustee Nielsen states we really truly don't believe that. Mayor Maggio states that maybe true, but your ordinance states it will not infringe upon him at all, and it is infringing upon him.. After further discussion, I'm not here to argue and making it part of the record that in my opinion it is infringing. She then states you have the votes go ahead and do what you want. Trustee Hill states that John's primary function would be to handle all legal situations for the new development. Trustee Hill then states that if the Trustees lawyer got involved

it would be a conflict and would not vote for that. Trustee Nielsen stated he would amend his motion for Scott to work with both John and Bill on this project. Trustee Thomas stated she would not amend her second. Trustee Plott asked Trustee Nielsen why he felt this way? Trustee Nielsen explained he felt after the last meeting that John is not working for the Trustees, but for the Mayor. He also stated that this is a project that Bill put together and doesn't want anything to go wrong. Trustee Hill agreed and doesn't want anything to go wrong, and there might be too many cooks in the kitchen, Trustee Durkin states he agrees and that's why Klein, Thorpe and Jenkins should be the only one working on the project.

Upon Roll Call: Ayes: 5 Naes: 1 Absent: 0

Ayes: Barry, Durkin, Nielsen, Plott, Thomas

Naes: Hill Absent: 0

Mayor Maggio then noted for the record, read the Ordinance #2007-17, and in her judgment and opinion it is a definite conflict with our existing attorney.

FINANCE

Linda Brunette addressed the Board per the request of Trustee Durkin on the Road Improvement Fund balance of \$385,000 and the reserve of \$260,000 at LaSalle

A. POLICE

Chief Falica addressed the Board with a couple of items: search warrant for 191st & Rhodes narcotics recovered, 2 Glenwood juveniles arrested in motor vehicle burglaries in Old Glenwood, and statistics for August.

B. FIRE

Chief Welsh addressed the Board a couple of items: Cottage Grove is open and the traffic lights should be working in the next week and hopefully will have the pre-emption vehicle device attached. He also noted the Fire Department experienced a house fire at 191st & Rhodes the same night the Police Department was there after the drug raid. Chief Welsh mentioned the Holbrook area sewer project, and the hydrant flow testing. Chief Welsh invited the Mayor, Trustees and Administrator, October 11, 2007 Tinley Park Convention Center for the Commissions Showcase. Chief Welsh mentioned new website State of Illinois www.ready.il.gov for information on disaster kits, and plans.

C. PUBLIC WORKS

Jerry Bland addressed the Board on several improvements throughout the Village, restoration of concrete, asphalt and sod, new payment box for the Water Department, and the Quiet Zone, Rose & Rebecca Tank water tested and safe. He also noted next big project will be the Jane Street Lift Station.

D. BUILDING

Dave Lynch addressed the Board with a request of approval of an Ordinance Amending Sections 4.05.D.10, 4.05.D.11(a) and 4.05.D.11(c) of the Village of Glenwood's Zoning Code to Change the Maximum Height of a Fence in a Residential District from four (4) Feet to Six (6) Feet.

Trustee Barry moved, seconded by Trustee Durkin for approval of an Ordinance Amending Sections 4.05.D.10, 4.05.D.11(a) and 4.05.D.11(c) of the Village of Glenwood's Zoning Code to Change the Maximum Height of a Fence in a Residential District from Four (4) Feet to Six(6) Feet

Trustee Hill mentioned he had concerns of changing the ordinance and Trustee Barry explained that if a resident comes before the Zoning Board they can not turn down a request, and would save residents mailing costs and appearance costs, and the Zoning asked for this to be passed.

Upon Roll Call: Ayes: 4 Naes: 2 Absent: 0:

Ayes: Barry, Durkin, Nielsen, Plott,

Naes: Hill, Thomas Absent: 0

Dave Lynch addressed the Board with a request of approval of an Ordinance Amending Section 8A.02 of the Zoning Code to add new subparagraph (e) which allows Natural Gas Transmissions and Distribution Facilities as a Permitted use in the M-2 Zoning District

Trustee Durkin moved, seconded by Trustee Hill for approval of an Ordinance Amending Section 8A.02 of the Zoning Code to add new subparagraph (e) which allows Natural Gas Transmissions and Distribution Facilities as a Permitted use in the M-2 Zoning District.

Trustee Durkin asked Dave, is this in relation to the Annexation Agreement between the Village and the Natural Gas Pipeline? Dave Lynch replied yes.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

NEW BUSINESS:

Mayor Maggio requested a motion for approval of Request for Closed Session under Section 2(c)(1) Personnel with action to be taken and reason to reconvene at 7:50pm. John Donahue stated and to review Closed Session minutes of 9-4-07.

Trustee Durkin moved, seconded by Trustee Barry to go into Closed Session under 2(c)(1) Personnel

Upon Roll Call; Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Adjourned for Closed Session at 7:50pm.

Reconvene from Closed Session at 9:14pm.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Trustee Durkin moved, seconded by Trustee Thomas approval of request of the minutes from Closed Session to be transcribed verbatim and presented to the Board at the Special Board Meeting 9-25-07 if they are available 9-04-07 and 9-18-07

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Trustee Durkin moved, seconded by Trustee Barry approval of request for a Special Board Meeting 09-25-07 at 6:30pm with the agenda of Glenwoodie Development Annexation, PUD and minutes of the Closed Sessions of 9-04-07.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

OLD BUSINESS:

Mayor Maggio requested a motion approval on the Draft Resolution Creating AD HOC Committee to Review and make Recommendations to the Village Board of Trustees on matters requested by the Village Board. Trustee Durkin asked John Donahue About Section 1 of the Resolution on the individuals? John replied he left that section up to Boards decision.

Trustee Durkin moved, seconded by Trustee Nielsen approval for Resolution Creating AD HOC Committee to review and make recommendations to the Village Board of Trustees on matters with the number of individuals left out, and on the next Board Meeting Agenda October 2, 2007 appointments to the Committee

Trustee Hill mentioned this committee would work for other areas and noted the need for paper reduction

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Mayor Maggio requested approval of a Class F Liquor License, for beer and wine only for pending new business Beggar's Pizza located approximately at 19384 Halsted Street- Holbrook Road

Trustee Thomas moved, seconded by Trustee Plott approval of Class F Liquor License, for beer and wine only for pending new business Beggar's Pizza located approximately at 19384 Halsted Street-Holbrook Road.

Trustee Durkin asked if this is the legal address? John Donahue replied the ordinance states we need legal address. John also noted the Mayor has authority to issue Liquor Licenses and make sure address is correct.

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Mayor Maggio asks the Board if they are considering reinstating the CSO Program? Trustee Hill asked what is the opposition on starting up the program? Trustee Nielsen replies to start up the ESDA Program again, and does the same thing as the CSO Program and we receive funding from Homeland Security.

Trustee Barry moved, seconded by Trustee Durkin approval to take no action on reinstating CSO Program

Upon Roll Call: Ayes: 6 Naes: 0 Absent: 0

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Trustee Plott introduced the Board to Rami Khalif, in regards to opening a Liquor Store in the Glenwood Plaza and applying for a Liquor License, and waiting for background and approval from the Economic Development Committee, he wants to go ahead and start construction. After further discussion the Building Department can issue permit at his own risk.

OPEN TO PUBLIC:

Deborah Givens, 931 E. 193rd Street flooding in her Backyard, after further discussion Jerry Bland, Public Works is to look into the expense of repair

ADJOURNMENT:

Trustee moved Barry, seconded by Trustee Thomas to adjourn.

Upon Roll Call: Ayes: 6, Naes: 0, Absent: 0.

Ayes: Barry, Durkin, Hill, Nielsen, Plott, Thomas

Naes: 0 Absent: 0

Meeting adjourned at 9:50 p.m.

S E A L

Linda Frank, Village Clerk