



Committee of the Whole Meeting December 13, 2012

Mayor Pro Tem Fleming called the meeting to order at 7:01pm

ROLL CALL

PRESENT

Mayor Pro Tem Fleming, ~~Rahn~~, Clerk Szymski and Attorney Zemenak Perez.

Trustees: Fleming, Emery, Klebenow, Nero, Scott and Senicka.

Staff: Searl, Parker, Gunther, Malik, Mulhearn, Carlson, Connelly, May

Open Forum

Participants are advised that the Open Forum procedure is a privilege and should not be abused. Persons will be recognized, given the chance to speak and then the question or request will be answered, if necessary, referred to Village Staff for a response. Rules of Order and common courtesy will be rendered and expected. Time limit for each person is 3 minutes, unless previous arrangements with the Mayor have been agreed upon.

Items that will take more than 3 minutes should be placed on the next Committee of the Whole Meeting Agenda. Contact the Village Manager for placement on the agenda.

- Mr. Bob Mueller, 44 W. 59th Street, Apt. D. Post Home Rule Referendum vote comments.
- Ms. Grace Snyder-Kubica, 547 W. 61st Street Post Home Rule Referendum vote comments asking for written acknowledgement of loss of Home Rule status.

Reports

Reports

- Mayor
 - Nothing
- Clerk
 - Congratulated the Progressive Village Performance Network (PVPN) exceptional production of the "Bishop's Wife" last weekend.
 - Thanked DJ's for the nice Chamber "Christmas After Hours" event the other evening.
- Attorney
 - Welcome back to Trustee Klebenow
 - Open Meetings Act (OMA) training needs to be completed this year.
- Manager -
 - Requested the addition of a purchase order to the the consent agenda.
PLACED ON THE DECEMBER 17, 2012 REGULAR BOARD MEETING FOR CONSIDERATION.

ADDITIONAL ONLY

PO Number	Description	Amount
11030047	Olsson Roofing Company, Inc. - Fire Headquarters	\$ 11,500.00
	Total:	\$ 11,500.00

TOTAL PURCHASE ORDERS

Previous Agenda	Total	\$ 34,339.66
Including Additional	Total	\$ 45,839.66

- Commented that the Finance Ordinance Amount is \$1,392,156.32
- Commented and clarified the mis-statements by Mr. Mueller and Ms. Snyder-Kubica regarding Home Rule.
- Introduced Chief Mulhearn for the 2013 Authorized Tow Selection Report
- Trustee Items
 - Trustee Nero
 - Nothing.
 - Trustee Scott
 - Welcome back Pat
 - Trustee Klebenow
 - Asked a question to clarify when the Fire Department Blood Drive is: the Village Calendar says it is Thursday, December 20, 2012 or Wednesday, December 19, 2012 which is what the newspaper states. Regardless of the date it is scheduled for 4:30pm to 6:30pm at Fire Headquarters.
 - Trustee Senicka
 - Congratulated the Progressive Village Performance Network (PVPN) exceptional production of the "Bishop's Wife" last weekend.
 - Congratulated the Westmont Wildcat Cheer Squad- as National Champions. Staff was asked to invite the squad to a Village Board meeting to recognize their achievement.
 - Trustee Emery
 - Commented on the Home Rule Attorney hiring
 - Welcome back to Pat Klebenow.
 - Get well and stay well to John Ziblis.
 - Trustee Fleming
 - Welcome back Pat
 - Commented on erroneous TIF statements by Ms. Snyder-Kubica.

Background Of Subject Matter

*

Type

Discussion Only

Items To Be Removed From Consent Agenda

Consent Agenda (Omnibus Vote)

Village Board Minutes

Village Board Meeting Minutes

Board to consider approving the minutes of the Committee of the Whole Meeting held November 29, 2012 and the Village Board Meeting held December 3, 2012.

Background Of Subject Matter

Required parliamentary procedure.

Additional Background

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Recommendation Approval.

Type Motion

Budgeted N/A

Budgeted Explanation

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Documents: [2012-12-03 MINUTES VILLAGE BOARD MEETING.PDF](#), [2012-11-29 MEETING MINUTES- COMMITTEE OF THE WHOLE.PDF](#)

Finance Ordinance

Finance Ordinance #16

To be determined.

Background Of Subject Matter

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Type

Motion

Purchase Orders

PO #11029951

Westmont Park District \$7,603.91

Background Of Subject Matter

Salary reimbursement for Bob Fleck

Additional Background

August - October 2012

Type

Purchase Order

Budgeted

Yes

Documents: [PO 11029951.PDF](#)

PO #11029938

West Central Municipal Conference \$12,902.45

Background Of Subject Matter

Fall Tree Order

Type

Purchase Order

Budgeted

Yes

Documents: [PO 11029938.PDF](#)

PO 11029970

Don Morris Architect P.C. \$13,833.30

Background Of Subject Matter

November 2012 reviews and inspections

Type

Purchase Order

Budgeted

Yes

Documents: [PO 11029970.PDF](#)

Purchase Orders Total

\$34,339.66

Background Of Subject Matter

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Type

Purchase Order

National Impaired Driving Prevention Month

Board to consider a motion proclaiming December as National Impaired Driving Prevention Month in the Village of Westmont.

Background Of Subject Matter

As we gather with friends and family to share the holiday season, National Impaired Driving Prevention Month reminds us of the importance of celebrating safety.

Additional Background

December is a time to recommit to keeping our streets safe, our families healthy, and our communities strong.

Type

Proclamation

Documents: [NATIONAL IMPAIRED DRIVING PREVENTION MONTH PROCLAMATION DECEMBER 2012.PDF](#)

Unfinished Business

2012 Property Tax Levy

Board to take the following actions:

1. Conduct a public hearing on December 17, 2012 regarding the property tax levy.
2. Adopt the 2012 Tax Levy Ordinance in the amount of \$8,057,089.00.

Background Of Subject Matter

As published in the paper, the Village will hold a public hearing to on the property tax levy on 12/17/2012. The currently proposed levy is \$8,057,089, which includes \$1,800,000 for Police Pension, \$4,440,860 for other Village Costs, & \$1,816,229.

Additional Background

This is an increase from the original amount proposed under home-rule. With the flexibility lost due to the loss of home rule, the Village is levying an amount that is expected that to exceed the tax cap, but the tax cap will limit actual taxes.

Type

Ordinance

Documents: [2012-12-13 LEVY SUMMARY COMPARISON.PDF](#), [2012-12-13 LEVY - DRAFT APPROPRIATIONS ORDINANCE.PDF](#), [2012-12-13 LEVY 2ND PUBLIC HEARING NOTICE.PDF](#)

Establishment Of A Public Hearing Date For The South Westmont Business Development TIF

Board to consider an ordinance to set the date, time, and place for the public hearing pertaining to the South Westmont Business District Tax Increment Financing District.

Background Of Subject Matter

Teska has prepared a revised schedule for the SWBD TIF. Monday, February 4, 2013 has been identified as the new public hearing date. The meeting will take place at 7:00pm at Village Hall.

Additional Background

The Village Board passed an ordinance creating a registry of interested parties on October 15, 2012.

Type

Ordinance

Documents: [2012-12-3 WESTMONT 63RD TIF SCHEDULE.PDF](#)

Draft Comprehensive Plan

Board to consider a motion referring the Draft Comprehensive Plan to the Planning and Zoning Commission for the purpose of conducting a public hearing.

Background Of Subject Matter

Houseal Lavigne has completed the draft Comprehensive Plan document following a series of meetings with the steering committee. By statute, the Planning & Zoning Commission is charged with the task of conducting a public hearing to discuss the final draft.

Additional Background

The Village Board must formally refer the draft back to PZC for consideration. Following the public hearing, the Planning & Zoning Commission will forward a recommendation to the Village Board's consideration prior to ratification of the final document.

Recommendation

Staff recommends that the Village Board refer the draft plan to the Planning and Zoning Commission to conduct a public hearing on 1/9/13 at 7pm in the Village Board Room located on the second floor of Village Hall at 31 W. Quincy St., Westmont, IL 60559.

Type

Discussion Only

Budgeted Explanation

This draft plan represents the culmination of over one year of collaborative work and numerous meetings between residents, business owners, elected officials, the consultants, staff, and other interested stakeholders.

Documents: [COMPPLANSTEPSMEMO.PDF](#)

9.

New Business

a.

126 North Grant Street, Plonka Lot Coverage Variation

Board to consider an ordinance approving a Zoning Code variance request from Thomas Plonka to allow lot coverage greater than the 35% maximum allowed.

Background Of Subject Matter

The proposal exceeds maximum lot coverage in an R-3 zoning district by approximately 14%. The applicant proposes to address this concern by installing pervious pavers and a dry well in the rear yard to alleviate lot coverage concerns.

Additional Background

The Commission clarified where overflow would occur if the sump pump failed, requested staff to research a pervious paver text amendment, asked if lot coverage this high had been approved before, & commended the applicant's diligent research.

Recommendation

Staff stated the proposal was not brought to the meeting until the effects of the additional hard surface were mitigated by the proposed dry well & reviewed by the Planning Engineer. The Planning and Zoning Commission unanimously recommended approval.

Type

Ordinance

Budgeted

N/A

Documents: [FINDINGS OF FACT - 126 NORTH GRANT STREET - PLONKA LOT COVERAGE VARIATION.PDF](#), [2012-11-14 PLANNING AND ZONING COMMISSION STAFF REPORT - PLONKA LOT COVERAGE VARIATION - 126 NORTH GRANT.PDF](#)

b.

Video Gaming Terminals In Licensed Liquor Establishments

Board to revisit and consider reversing a Village Board of Trustees vote taken on October 19, 2009, where the Village opted out of the licensing and placement of video gaming terminals with the Village of Westmont. Reversing the vote will allow video gaming terminals in Westmont.

Background Of Subject Matter

In 2009 the State permitted video gaming terminals in licensed liquor establishments there were no use & control regulations were in place.

The Board voted to opt out of licensing terminals, to be revisited when legislation & controls were established.

Additional Background

In 2012 the state legislature & IL Gaming Board enacted rules, regulations & legislation authorizing the use of video gaming devices in IL, only in areas where the local government body has given permission for operation in the municipality.

Recommendation

The issue has been discussed at the recent Public Safety Committee meeting.

Type

Discussion Only

Documents: [2009-10-19 VILLAGE BOARD MINUTES.PDF](#)

C.

Semi Tractor And/Or Trailer Parking Restrictions

Board to consider an ordinance amending ~~Section 18-91,~~ Section 58-101 and 78-302 relating to parking in the Village of Westmont with the following restrictions:

1. Prohibiting semi tractors and/or trailers from parking at any time along 61st Street from Cass Avenue to Williams Street.
2. Raising the parking fine for this offense from \$30.00 to \$500.00.
3. Violators to be subject to vehicle tow.
4. Restrict tractor trailers sitting idle time in this area to no more than five minutes.

Background Of Subject Matter

Semi Tractor vehicles & trailers park along 61st St. from Cass Ave. to Williams St. Trailers are left parked on 61st St. without a truck attached & in violation of posted no parking signs.

Additional Background

The amount of idling trucks near residential subdivisions for long periods of time has increased. The fumes and exhaust from long standing idling vehicles are noticeable to nearby residents.

Recommendation

A time limit on idling trucks must consider a diesel engine needs a warm up period that may be longer than 5 minutes. Possible exception to the restriction: necessary warm-up time no longer than 15 minutes & vehicle must be operator attended at all times.

Type

Ordinance

d.

False Alarm Billing Amendment

Board to consider an ordinance amending Sec.58-29, False Alarm Billing, with the following requests:

1. Review and amend the definition of what constitutes a police false alarm as defined in Sec 58-29(b) from the current definition.
2. Review and amend the current fee schedule as outlined in Section 58-29(c), fines for a police response to a false alarm.

Background Of Subject Matter

see attached memo

Type

Ordinance

Documents: [FALSEALARMBILLINGMEMO.PDF](#)

Village Board Compensation

Board to consider an ordinance that will reduce the compensation of the Mayor, Village Clerk and Village Board of Trustees.

Background Of Subject Matter

Trustee Senicka requested that this item be scheduled for a future Board agenda for discussion.

Additional Background

The municipal code provides that any changes made will not take effect during the current term of elected officials and must be made more than one hundred and eighty days prior to commencement of the term of the officers whose compensation is changed.

Type

Ordinance

Documents: [CURRENT VILLAGE BOARD COMPENSATION ORDINANCE 2011.PDF](#)

Miscellaneous

Adjourned to Executive Session at 9:26pm