

Clerk's Office  
**Village of Westmont**

MINUTES OF THE BOARD MEETING HELD Monday, July 16, 2012.

Mayor Rahn called the meeting to order at 7:02 PM.

**WESTMONT VILLAGE BOARD MEETING ROLL CALL:**

**PRESENT:** Mayor Rahn P Clerk Szymiski A

**TRUSTEES:** Emery A Fleming P  
Klebenow P Nero P  
Scott P Senicka P

**STAFF:**

|                                                     |                                                       |                                                         |  |
|-----------------------------------------------------|-------------------------------------------------------|---------------------------------------------------------|--|
| <b>Searl</b> <u>P</u><br>(Village Manager)          |                                                       |                                                         |  |
| <b>Parker</b> <u>P</u><br>(Finance Director)        | <b>Chief Weiss</b> <u>P</u><br>(Fire Dept.)           | <b>Dep. Chief Gunther</b> <u>P</u><br>(Police Dept.)    |  |
| <b>Nicoll</b> <u>A</u><br>(Village Engineer)        | <b>Chief Mulhearn</b> <u>P</u><br>(Police Dept.)      | <b>McIntyre</b> <u>A</u><br>(Communication Coordinator) |  |
| <b>Skala</b> <u>A</u><br>(Fire Dept.)               | <b>Malik</b> <u>A</u><br>(Acting Community Devl. Dir) | <b>Noriega</b> <u>A</u><br>(Engineering Div)            |  |
| <b>Dep. Chief Brenza</b> <u>A</u><br>(Police Dept.) | <b>Casey</b> <u>A</u><br>(H.R. Director)              | <b>May</b> <u>A</u><br>(Public Works Director)          |  |
| <b>Liljeberg</b> <u>A</u><br>(I.T. Manager)         | <b>Ramsey</b> <u>A</u><br>(Water Dept. Supervisor)    | <b>Dep. Chief Connolly</b> <u>A</u><br>(Fire Dept.)     |  |
| <b>Daniels</b> <u>A</u><br>(Fire Dept.)             | <b>Gruen</b> <u>P</u><br>(Police Dept.)               | <b>Deputy Clerk Kmak</b> <u>P</u><br>(Clerk's Office)   |  |
| <b>ATTORNEY: Zemenak</b> <u>P</u>                   |                                                       |                                                         |  |

**A QUORUM WAS PRESENT TO TRANSACT BUSINESS.**

**PRESS:** Suburban Life Newspapers A Chicago Tribune A

**VISITORS:** None.

**VOTING KEY:**    A=ABSENT                      AB=ABSTAIN                      N=NO                      W=Withdrawn  
                         P=PRESENT                      Y=YES                      V=VACATION

**Note:** *The items listed in these minutes are summaries only and are not meant to be a direct transcript of the Mayor's, Manager's, Clerk's and Trustees' comments. For actual quotes of the referenced items please refer to the Archival video copy of this meeting.*

|                  | <b><u>VOTING SUMMARY</u></b> |                 |                  |                  |                 |                 |                  |                  |
|------------------|------------------------------|-----------------|------------------|------------------|-----------------|-----------------|------------------|------------------|
|                  | <b><u>1</u></b>              | <b><u>2</u></b> | <b><u>3</u></b>  | <b><u>4</u></b>  | <b><u>5</u></b> | <b><u>6</u></b> | <b><u>7a</u></b> | <b><u>7b</u></b> |
| TRUSTEE EMERY    | <u>A</u>                     | <u>A</u>        | <u>A</u>         | <u>A</u>         | <u>A</u>        | <u>A</u>        | <u>A</u>         | <u>A</u>         |
| TRUSTEE FLEMING  | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         | <u>Y</u>        | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |
| TRUSTEE KLEBENOW | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         | <u>Y</u>        | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |
| TRUSTEE NERO     | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         | <u>Y</u>        | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |
| TRUSTEE SCOTT    | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         | <u>Y</u>        | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |
| TRUSTEE SENICKA  | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         | <u>Y</u>        | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |
|                  | <b><u>8</u></b>              | <b><u>9</u></b> | <b><u>10</u></b> | <b><u>11</u></b> |                 |                 |                  |                  |
| TRUSTEE EMERY    | <u>A</u>                     | <u>A</u>        | <u>A</u>         | <u>A</u>         |                 |                 |                  |                  |
| TRUSTEE FLEMING  | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |                 |                 |                  |                  |
| TRUSTEE KLEBENOW | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |                 |                 |                  |                  |
| TRUSTEE NERO     | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |                 |                 |                  |                  |
| TRUSTEE SCOTT    | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |                 |                 |                  |                  |
| TRUSTEE SENICKA  | <u>Y</u>                     | <u>Y</u>        | <u>Y</u>         | <u>Y</u>         |                 |                 |                  |                  |

***THOSE PRESENT RECITED THE PLEDGE OF ALLEGIANCE.***

**REPORTS**

**Mayor Rahn**

- Mentioned the Taste of Westmont was a big success. Saturday appeared to be the largest attendance ever.
- Wished to give thanks to a long list of everybody that made it a success including, the Westmont Auto Mile Group, Fire, Police, EMA, WSEC, Public Works, the Park District the many volunteers and the residents and their friends who attended.
- He hoped to have another successful event in the future.

**Deputy Clerk Kmak**

- Asked residents to read the Electric Aggregation material provided to them via mail. There is a great Frequently Asked Questions section that should address most concerns.

**Attorney Zemenak**

- Asked to Board if they wished to discuss the following four options concerning the used of the retail space at the Westmont train depot.:
  - Act on the original petitioner's request.
  - Allow both the original petitioner and Brewed Awakening to submit their best offer.
  - Issue a brand new Request For Proposal. The last one issued was in 2006.
  - Do nothing and say the Village is no longer interested.
- Discussion was held among Board members, with concerns over plumbing, ADA requirements, cost of building build-out, garbage dumpster placement and if the project may be cost prohibitive.
- A poll was conducted reflecting the Trustees choice of option:
  - Trustee Nero - Put it out to bid.
  - Trustee Senicka - Put it out to bid but willing to go with any other option.
  - Trustee Klebenow - Not in favor of anything.
  - Trustte Scott - No use.
  - Trustee Fleming - No use.
  - Trustee Emery - Attorney Zemenak mentioned that Trustee Emery, in an earlier conversation, was against any for profit use.
  - Mayor Rahn - Preferred not to comment.

Conclusion: Both entities will be notified that the Village will not do anything further with this space.

**Manager Searl**

- Informed residents that Clarke Mosquito abatement will spray the Village this evening as weather conditions are right for spraying. Clarke Mosquito will also continue to perform larvacide and back pack spraying in areas of the Village with higher mosquito levels. He cautioned residents to be careful, as they may think the dry weather has restricted mosquito levels, where in fact it is quite the contrary.

- Added comments concerning the Electric Aggregation by informing that residents who are participating in energy assistance programs such as LIHEAP and PIP will not lose the energy assistance. Mentioned the graphs included with the Electric Aggregation letter are an effort to demonstrate energy is from renewable energy sources.

**(1) ITEMS TO BE REMOVED FROM CONSENT AGENDA:** Trustee Klebenow requested to remove Item (2C) Purchase Orders from the Consent Agenda. No motion is required.

**(2) CONSENT AGENDA [Omnibus Vote]:** Motion by Trustee Senicka to approve the Consent Agenda Items (A), (B) and (D).

**(A) VILLAGE BOARD MINUTES:** Minutes of the Committee of the Whole Meeting held on June 28, 2012 and the Village Board Meeting held on July 2, 2012.

**(B) FINANCE ORDINANCE #6:** Dated July 16, 2012, in the amount of \$ 999,380.95.

**(D) SURPLUS EQUIPMENT FIRE DEPARTMENT:** Board to consider an ordinance to declare the following Village property as surplus:

- 1996 Chevy K2500 Sub. Vehicle Number 1885-SUV- Vin# 1GNGK26FXTJ307889
- 2001 Chevy K 15 SLVR- Vehicle Number 1886- Vin # 1GCEK14V61Z132284
- 1986- 14 foot Aluminum Boat and Trailer.
- (4) Complete Sets of Dive equipment
- (2) Code 3 Arrowsticks with controls
- (1) Maxom mobile radio
- (1) PA-300 Siren with speaker
- (1) MX-7000 Lightbar

Seconded by Trustee Scott and the motion passed.

**VOTE ON MOTION #2** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(3) PURCHASE ORDERS:** Motion by Trustee Fleming to amend approval of Purchase Orders to remove item C6, Purchase Order 11028899, Prairie Archway International - Chipper Box 2012 Int'l 4300-LP 4x2, \$ 96,354.00, from the agenda and reschedule for consideration on the August 2, 2012 Committee of the Whole agenda. Seconded by Trustee Nero and the motion passed.

**VOTE ON MOTION #3** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(4) PURCHASE ORDERS:** Motion by Trustee Klebenow to approve the Purchase Orders as amended.

**(C) PURCHASE ORDERS**

|                 |                                                                       |                         |
|-----------------|-----------------------------------------------------------------------|-------------------------|
| <b>11028899</b> | Prairie Archway International - Chipper Box<br>2012 Int'l 4300-LP 4x2 | <del>\$ 96,354.00</del> |
| <b>11028995</b> | HD Supply Waterworks - Water Meters                                   | <b>\$ 700,000.00</b>    |
| <b>11028998</b> | Joel Kennedy Construction<br>Pavement Markings                        | <b>\$ 2,399.62</b>      |
| <b>11028896</b> | Currie Motors - 2012 Ford/replaces F550 XL<br>w/plow                  | <b>\$ 64,438.00</b>     |
| <b>11028895</b> | Currie Motors - 2012 Ford/replaces Unit 123<br>F350 XL w/plow         | <b>\$ 43,077.00</b>     |
| <b>11028889</b> | Baxter & Woodman - Water Main<br>Replacement                          | <b>\$ 78,500.00</b>     |
| <b>11028873</b> | Currie Motors - Ford F-250/Fire Dept.                                 | <b>\$ 36,004.00</b>     |
| <b>11028828</b> | DuPage Mayors and Managers Conference -<br>Dues                       | <b>\$ 26,214.16</b>     |
| <b>11028925</b> | Baker Tilly Virchow Krause, LLP - 2011-2012<br>Audit                  | <b>\$ 23,500.00</b>     |
| <b>11028932</b> | Don Morris Architects - June 2012                                     | <b>\$ 20,467.87</b>     |
| <b>11028915</b> | Sentinel Technologies, Inc. - High Availability<br>Network Support    | <b>\$ 19,243.00</b>     |
| <b>11028872</b> | Monroe Trucking Company - Snow Plow/Fire<br>Dept.                     | <b>\$ 8,760.00</b>      |
| <b>TOTAL</b>    |                                                                       | <b>\$ 1,022,603.65</b>  |

Seconded by Trustee Fleming and the motion passed.

**VOTE ON MOTION #4** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**UNFINISHED BUSINESS**

**(5) REVIEW OF CLASS 16 LIQUOR LICENSE:** Motion by Trustee Senicka to perform another review in six (6) months to discuss a periodic review of the practice of allowing a customer to bring their own bottle of alcohol (BYOB) into a liquor licensed premises. Seconded by Trustee Nero and the motion passed.

**VOTE ON MOTION #5** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**NEW BUSINESS**

**(4) 640 PASQUINELLI DRIVE, FIFTH THIRD BANK- ZONING CODE VARIANCE**

**REQUEST:** Motion by Trustee Klebenow to consider an ordinance granting a Zoning Code Variance request from Fifth Third Bank to increase the number of allowable signs. Seconded by Trustee Nero and the motion passed.

**VOTE ON MOTION #4** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(7) 200 E. OGDEN AVENUE, MERCEDES BENZ OF WESTMONT:**

**(7a) VARIANCE REQUEST:** Motion by Trustee Fleming to consider an ordinance granting a Zoning Code Variance to reduce the setbacks for a landlocked lot to 6' in the B-2 District. Seconded by Trustee Nero and the motion passed.

**VOTE ON MOTION #7a** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(7b) SITE/LANDSCAPING PLAN APPROVAL REQUESTS:** Motion by Trustee Senicka to consider an ordinance granting Site and landscaping plan approval for a parking lot addition. Seconded by Trustee Nero and the motion passed.

**VOTE ON MOTION #7b** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(8) UNITED METERS, INC. PROFESSIONAL SERVICES AGREEMENT:** Motion by Trustee Scott to consider an ordinance approving an agreement with United Meters, Inc. to perform certain water meter replacement services on behalf of the Village. Seconded by Trustee Fleming and the motion passed.

**VOTE ON MOTION #8** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(9) FMLA POLICY UPDATED FOR 2012:** Motion by Trustee Senicka to postpone consideration of an ordinance updating the personnel code to reflect the changes the federal government made to the Family Medical Leave Act of 1993 (FMLA) in 2009 until the Committee of the Whole meeting to be held August 2, 2012. Seconded by Trustee Klebenow and the motion passed.

**VOTE ON MOTION #9** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**(10) HOME RULE BALLOT QUESTION:** Motion by Trustee Scott to consider an ordinance authorizing the placement of a referendum question on the November 2012 general election ballot regarding the Village's Home Rule status. Seconded by Trustee Fleming and the motion passed.

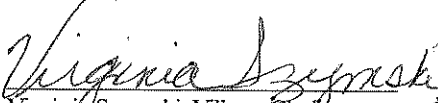
**VOTE ON MOTION #10** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

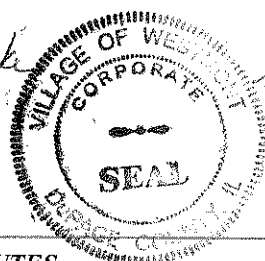
**(11) ADJOURNMENT:** Motion by Trustee Scott to adjourn the meeting. Seconded by Trustee Nero and the motion passed.

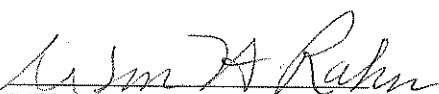
**VOTE ON MOTION #11** Ayes: Fleming, Klebenow, Nero, Scott and Senicka.  
Nays: None.  
Absent: Emery.  
Present: None.

**MEETING ADJOURNED AT 7:43 PM**  
**ATTEST:**

**APPROVED:**

  
Virginia Szynski, Village Clerk



  
William H. Rahn, Mayor

Dated this 6th day of August 2012.