

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES  
OF THE VILLAGE OF HARWOOD HEIGHTS  
HELD ON THURSDAY, NOVEMBER 29, 2007**

A. **CALL TO ORDER** at 7:30 pm by Mayor Margaret P. Fuller

B. **PLEDGE OF ALLEGIANCE**

C. **ROLL CALL**

|              |   |
|--------------|---|
| Mayor        | Margaret P. Fuller  |
| Clerk        | Dianne H. Larson  |
| Deputy Clerk | Marcia Pollowy  |
| Trustees     | Mark Dobrzycki (Walked out of meeting at 9:18pm)<br>Michael Gadzinski<br>Arlene Jezierny<br>Demetrios Mougolias<br>Therese Schuepfer<br>Lester Szlendak |
| Attorney     | Paul Stephanides  |

D. **PUBLIC COMMENT** - Upon recognition to speak by the village president or acting chairperson, the person shall rise and state his or her name and address. An individual may speak for himself or herself or as a representative of a community group. No person shall speak longer than three minutes unless specifically authorized to do so by a majority vote of the board of trustees. The three minute time limit will be measured by a person selected by the village board. Thirty (30) minutes of meeting time will be the maximum time allowed for public comment. This according to Village Code, Section 2.12.090, Section D.

**Herman Wu, 4746 N. Odell:** As a veteran and member of the Harwood Heights Historical Committee I would like to thank Mayor Fuller and all those who attended the George Gavaria's Vietnam Dedication. He was a lifelong resident, an honored hero with many medals. He was killed in action. The plaque honoring Sp5 George Gavaria is on display in our lobby. It describes his actions and many of his awards. Please take a moment to read it. Mayor Fuller representing the village and the Harwood Heights Historical Committee were happy to honor him. His family and the village family were in attendance. Not one trustee was present. Perhaps they don't hold giving your life for this country important. George gave his life for this country so that we could enjoy the freedom we do today. I ask that we honor all those who have served or are serving in the military to protect this country.

Final comment; no reply or progress reports have been given to the residents on the old Village Hall site. Two years of lost tax dollars down the drain with no recovery. Maybe the salaries of the trustees should be used to subsidize some of the losses they have incurred due to their non-actions.

**Camille Paul, 4236 N. New England:** I've been coming to the Harwood Heights Board Meetings for many years because I love the village and thought I was suppose to live here all my life. I left the November 8<sup>th</sup> meeting so upset I had to write this letter. It was disgraceful what went on in front of some of the village residents. I am sure that some of the residents already knew about the comments that were going to be made, but for some of us who didn't, the meeting was disgraceful. Three different trustees told the same bad news on an alleged break-in. Did it take three stories to get the point across to us? Why did they not go to the Mayor first instead of telling us at the meeting without having all the facts? Where is the respect for the Office of the Mayor of Harwood Heights? Is your goal to get the present Mayor out of office? Several of the trustees' mentioned about a new project going on Lawrence Avenue and that it was a bad time to suspend the head of Public Works. Does anyone project depend on one person that three trustees' would be asking for him to stay in office? I do not want anybody to leave their job for any unfound reason. Get the facts first. I do not know what the Public Works situation is about, but as a young child I was taught to respect persons in office. It was disgraceful what the board was doing to our Mayor in front of us and dropping all this bad news to us without having all the facts as to what was going on. I have had the last Mayor tell me to sit down at a meeting when I was trying to make a comment

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on something; I also had the previous lady attorney laugh at one of my comments in front of everybody. So the meetings have not always been good but I have to say the November 8<sup>th</sup> meeting was the worst. What a disgrace to try to knock down the Mayor's Office in front of the residents; shame, shame. By the way, I did not say break-in, as I mentioned in my letter it was the trustees' that said that; I only wrote what I heard.

**Joan K. White, 7429 W. Winona:** In the past several months our town has lost two long time residents, who in the early days of village history, in the 50's, 60's, had contributed many, many hours of personal time and effort to help make board decisions, conduct village business and even give physical assistance when called upon; all so that our village would function smoother with a strong foundation. These men were active residents since the early 50's, one as a Village Trustee and the other as a Volunteer Township Fireman. They were men who certainly went far above and beyond the call of duty and showed their love for our town by their continual service which they rendered and they resided here until their recent passing. I think it would have been fitting that some form of recognition or gratitude might have been shown to these men especially by our Historical Committee who prides itself in recognizing the contributions of long time residents, but there seemed to have been an oversight. These men were overlooked. There's apparently no room in our historical wing for pictures or any written memory of Robert Tisinai or Jack Schuepfer. I believe it is a sad commentary for the true historical record.

**Roy Schmidt, 4336 N. Rutherford:** I going to ask the board if I can go over the three minutes, I don't think I will but it may go into four minutes.

Trustee Jezierny made the motion and Trustee Mougolias seconded.

**A roll call vote resulted as follows:**

A YES: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias, Schuepfer, Szlendak

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

**Roy Schmidt:** Thank you. I felt sad and angry after I left the last board meeting. I felt sad that an investigation was going on regarding a long time employee for the village. My hope is that nothing will be found and the village can go back to doing its business. I know that I will have to wait until the investigation is over to find out the answer. However, I felt angry the way some of the board members treated the situation. Trustees Jezierny, Schuepfer and Szlendak seemed to take glee in exaggerating the misfortunes of another person just to get the Mayor. They commented about the break-in, which as it turns out was not a break-in. The trustees said that 2 men broke into the Water Department building. I had pictures of the Mayor hiring 2 thugs but as it turns out, it was one of our village policeman and the village computer technician. The trustees said the Mayor could have gone into the office in the morning. In fact, they did come back in the morning because they didn't have the key for the Superintendent's office. The trustees were right the Mayor could have ordered a break-in into the Superintendent's office. By the way, who has the key to the Superintendent's office? The trustees had all this information yet they continued to take the misfortunes of one man to serve their personal agenda. They went on and on. One trustee mentioned that someone could have been shot and referred to Nixongate. This was far from the Watergate scandal. Another one compared this to a fascist state. Far from it, in fact over the weekend I read an article in the Tribune about "Police raid offices in probe of Olmert". The article went on about how plain clothes police took information from the offices of Prime Minister Olmert on a Sunday. This took place in Israel. Does this trustee consider Israel to be a fascist state? No, all their posturing was done to get at the Mayor and with no regard of how the village looks. Unfortunately, no matter how you look at it, it doesn't make the village look good. If there are no issues with the Superintendent, the village looks bad. If something is found out, the village looks bad. I also think it is also interesting that the editor of the neighborhood newspaper was at the meeting. Did someone call her?

I understand from reading the papers that the Superintendent received the alarm and called the police. Is the alarm hooked up to the Superintendent and not the Police Department? I also understand that the Superintendent called the trustee first. Why? Shouldn't the police be the first to be notified if there is a burglary?

Yes, the whole village should be sad and angry. Sad that a village employee is being looked into but even angrier that some trustees used his situation to get at the Mayor and make the entire village look bad.

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Now to add to it, when I printed the agenda for today's meeting, I noticed an item regarding an ordinance for Independent Legislative Consultant. I wrote to the Ordinance Committee to find out if and when the ordinance meeting was held where they discussed the ordinance. The Chairman wrote me back and said they have had no meeting since the last board meeting. Who bypassed the Ordinance Committee and put this on the agenda? The Chairman was going to get back to me. I hope she will today. At the last meeting almost all of the trustees I mentioned suggested that the Mayor had the right to do what she did. Now they are looking for an attorney to investigate. Investigate what? I must say since then I've also found out that the item was put on the agenda by Trustee Jezierny and you must excuse me if I didn't realize the Chairmanship changed for the ordinances.

In seeking revenge, the trustees have lost sight of what is best for the village. What a shame.

**E. REPORTS OF MAYOR, TRUSTEES, CLERK AND ATTORNEY**

**Mayor's Report**  
**Mayor Fuller**

Before I start my report, I do want to mention a few things. The Historical Room has a very nice album dedicated to Bob Tisinai, that he supplied us, with all the photos and everything. So we have a Bob Tisinai album in the Historical Room. Also, we have the Fire Hat, Boots and Jacket from Jack Schuepfer that he donated to the Historical Committee; we have that in the Historical Room and we're very glad to have those items.

I have some updates from the Northwest Municipal Conference Meeting that I attended on November 14<sup>th</sup>, 2007. All the cities voted to be part of the Greenest Region Compact of Metropolitan Chicago. To create the greenest region in the United States we agreed to commit to setting environmental goals within our communities and implement some of the goals identified by the Metropolitan Mayors Environmental Committee. I am pleased that Harwood Heights has already been implementing some of the priorities which include providing information to residents of energy and water saving practices and appliances which we did in our newsletters. We also have a great recycling and yard waste removal program, since the implementation of the new cans recycling has increased tremendously. This spring we hope to advertise where residents can purchase approved rain barrels to use that water for watering their lawns and gardens thereby saving on water, I'm very excited about this possible new program.

In an update from the Northwest Municipal Conference regarding the Cook County Red Light Traffic Safety System ordinance, the cook county ordinance was approved and adopted by the Cook County board of Commissioners on 10/16/07. Apparently Cook County received a letter from the Cook County states attorney, a portion of the letter reads, "it appears both jurisdictions could install the systems, with the county system focused on county highway and the municipal system focused upon municipal roadway." The Northwest Municipal Conference attorney committee is still reviewing.

Arc Disposal came in to see me about a change in their pick up schedule. They are eliminating the Wednesday pick up day in Harwood Heights and they will be combining the Wednesday pick up to another day. The Monday, Tuesday and Thursdays will remain. They will take care of all notification to the areas affected, which is very small, and they will have a grace period extended until everything works out. They are expecting to begin the new routes in December after notification. We will have a map of the pick up areas on the web site along with contact numbers for Arc Disposal.

The Eisenhower Library is closing in December and then reopening in their new location in Harwood Heights on 1/27/08. It's a beautiful building and we are pleased to see it open for business.

On tonight's agenda, motion I 9, for board approval is the agreement for Christopher Burke engineering to do the construction observation engineering for the Lawrence Avenue Streetscape project. The project is scheduled to be bid out by IDOT in January and begin in the spring. The construction observation for this project is more complicated than a normal street project because we are using Federal Funds for the grants we received from ITEP and CMAQ and will need additional reporting forms completed.

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The Lawrence Avenue water main project is proceeding nicely and the easement agreement on the agenda tonight, item I 11, will allow us to install a portion of the water main in the easement next to Old Warsaw Restaurant which avoids Harlem and makes it better for the completion, operation and maintenance of the water main project.

Motion I 12 is for payment of the MFT concrete program and I 13 is for the 2007 MFT street improvements for Odell and Argyle.

The audit has been postponed a few weeks while the accountant finishes up several issues that need immediate attention including updating the financial reports, following up on some old grant reports that were not completed by a prior administration and of course the tax levy; by the way, no recommendation has come from the Finance Committee as of yet for the tax levy. I also have some bad news I just received a copy of a notice from the City of Chicago indicating that they are raising our water rates by 15% beginning this January 2008, 15% next January 2009 and 14% the following year. This is by far the highest increases we have ever received. All the other public bodies, cities and municipalities are all looking for additional revenue, so as I suggested previously, the board needs to look at our fee schedules.

The Police Department is holding an auction on December 8<sup>th</sup> at 9:00 a.m. included in the items being auctioned are 3 vehicles and sports shoes and apparel.

I am asking the board to increase the current Class A liquor licenses by one so that our new restaurant coming in town can service alcoholic beverages; this is motion I 16 and was discussed in committee. Motion I 15 rewords a section of the village code regarding issuing permits for property that may have environmental concerns. It is important to the future of the village and was discussed several times in committee.

On the agenda tonight is the right of way, telecommunications ordinance, Motion I 17. I had asked the board to review this back in July. Now we are at a point where we have to adopt it or put the village in jeopardy for use of our right of way. This is a very technical ordinance, drafted by our attorney that needs to be adopted for the village's protection, but it got caught up in committee bureaucracy.

The Northwest Municipal Conference hosted several seminars that our office staff attended. They attended seminars in customer service, dealing with complaints and difficult people, and they said it was terrific, they learned a lot, one issue that was talked about was when people would get upset when there is a water break and they have to boil their water, so what one town did, their Public Works Department dropped off a gallon of drinking water at every home affected. They said this solved the complaints during water breaks, which is a very common occurrence in all towns.

There was an excellent article in the Law Bulletin on November 14, 2007 regarding **Mathias W. Delort**, Associate Judge, of Cook County Circuit Court about how his 20 years of municipal experience has been helpful in dealing with people. I can make a copy for anyone interested.

I want to thank St. Eugene 5<sup>th</sup> grader Haley Loquercio for inviting me to speak at the DARE graduation yesterday. Both my children graduated from St Eugene and their DARE program so I was excited about attending this important program.

Again, tonight I will need to make some corrections to comments made by trustees. What is very disturbing is the continuous unfounded comments and accusations being made by trustees who do not even try to find out the facts. My suggestion to the trustees and anyone else who makes their own conclusions, with no knowledge of the circumstances, to count to 10 or 20 or 30 before opening your mouth, after all I counted to 15,897,600 (fifteen million eight hundred ninety seven thousand, six hundred) before taking action.

Something I read in the paper recently that is very good advice: Watching your language honors our system of justice; carefully choosing your language or not commenting at all until you have the facts is a good way to remind yourself that snap judgments can be wrong. If you're ever accused of serious wrongdoing, you'll hope that everyone will keep an open mind until all the evidence is in and scrutinized by a skeptical finder of fact, and not pronounce you guilty based on conjecture, innuendo, hearsay and rumor. So why would you treat someone else worse than how you'd want to be treated? As elected officials watching your language is a good habit. It helps cultivate skeptical patterns of thinking that make you a better, fairer person. Be careful what you say, it is doing the right thing for the public and for yourself.

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Village meetings should be about village business, not about confidential personnel issues or personal political sensationalism. Chief Podosek and I are extremely dedicated to the village and demand the utmost in professionalism and honesty in employees, police and ourselves. Our Police Chief is highly educated in law enforcement and justice administration and certified in Homeland Security and is an instructor for the National Incident Management System and has 30 years of distinguished service to the village. It appalls me that trustees have such little respect for the leaders of our community, because there is absolutely no reason for them not to support and hail us as good leaders. I believe the true problem for some of the trustees is their egos and their own personal control problem, trustees want to be in control of employees, of the police, of the Mayor, of everything that goes on day to day, they try to turn everything into a political grandstand, and they are out of control.

Why do I have to keep correcting what Trustee Jezierny says at meetings because she does not find out the facts? At the last meeting I had to correct what she said at the 10/25<sup>th</sup> board meeting about our sidewalk program. Now, two weeks ago she made claims that were not true, along with Trustee Szlendak. The access to village property at Public Works by the Police was legally authorized and directed by me. Trustees continue to make unsubstantiated comments. For example, let's go to what Trustee Schuepfer said at the last meeting for a moment, and it's all documented in the minutes of the 11/8/07 board meeting:

First, Trustee Schuepfer admits that she does not know the facts. But she is concerned about how our governing body looks. So let's face it, if we look bad, it's due to the fact that trustees who don't have the facts, and don't bother to find out the truth, continue to make comments; then the newspaper publishes those false allegations. Trustee Schuepfer goes on to say police have specific duties and they don't include harassment or intimidation. What an outrageous and ignorant comment, Trustee if you want to play politics at board meetings keep your accusations directed at me. I use a harsh word such as ignorant because making unsubstantiated allegations about the police, who are doing their job, could open the village up to law suits, they are not elected officials. -- I don't think the trustee has a clue what the duties of the police are or what the police encounter on a daily basis and how we, all the departments, work together daily to write tickets or for assistance with code enforcement violations, building problems, public health, food sanitation, water safety and many, many other issues for the protection and common good of the village.

The example of the claim of illegal water use by a homeowner that she spoke of came from one of their own trustees, Trustee Gadzinski who went directly to an employee with the allegation about a homeowner, and it is documented. The incident was brought on by a trustee and followed up on because of believing what the trustee told the employee would be truthful; sorry, it is our employees' mistake for believing a trustee. **It won't happen again.** And personally, I don't think anyone out there should take what a trustee says as truth without proof. That's what it's come to. Since then, I informed village employees not to take direction from any one trustee. This policy was implemented for professionalism in government, for the protection of the citizens and employees of Harwood Heights and for the common good of the village.

Let's talk a little about Homeland Security. I am responsible for all emergencies of the village and our Chief of Police is trained not only in Homeland Security, but in National Incident Management Systems. Our Chief developed our Security protocol.

Motion I 10 on the agenda tonight is for security camera upgrades and an enhanced alarm system for the Water and Public Works property payable to ADT to be monitored by our 24 hour Police 911 command center. I will now give the floor to Chief Podosek to talk a little bit about Homeland Security and the Police Department's role in village wide security. Chief:

**Chief Podosek:** This assessment was conducted for the Water Works Department and Public Works facility; it was learned that in 2004 ADT Security Corporation was dropped as the security provider for the Water Works Department which was the security company awarded the entire security contract for the new municipal complex when the Harwood Heights Village Hall and Police Department were relocated to 7300 West Wilson. Apparently when this service was cancelled in 2004 the Police Department was removed from the monitoring of the actual alarm for the Water Works Department and in place of the Police Department receiving the alarm it was directed to a private residence through the telephone line. The Police Department is solely responsible for the protection of all village property including all public

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buildings owned by this municipality. The Police Department just recently conducted a telephone survey of seventeen municipalities and all the Police Departments of those municipalities receive the direct alarm for their Public Works facilities to the department's 911 emergency dispatch centers and those that had security cameras installed at their Public Works facilities the Police Departments monitored the cameras.

ADT Security Corporation was replaced with an unknown security company called Video Masters Incorporated in New Lenox, Illinois. ADT Security Corporation was awarded to handle the security for the village's municipal complex in 2004 because they are a worldwide leader in security installations for government agencies and it is a subsidiary of Tyco Corporation which is a solvent corporation that can handle the security needs if this municipality well into the future. Video Masters cannot provide continuous service because the company is no longer in business. Video Masters installed nine video cameras and a security alarm using an out-dated security system installed by ADT Security Corporation prior to 2004. Both the alarm for the Water Works Department and cameras weren't interfaced with the Police Department, preventing both the Water Works Department and Public Works facility from being monitored 24/7. It was also learned that the Public Works facility wasn't alarmed which meant that the facility and the estimated \$1 million dollars worth of equipment was at risk, that anyone could beach the Public Works facility without being detected since it wasn't alarmed and the cameras naturally weren't being monitored. The Public Works employees were unfamiliar with the security camera system that was installed and had no knowledge on how to operate the computer program that runs the operating software for the security cameras.

On tonight's board agenda, as the Mayor stated, item I 10 is being recommended that a cost of \$3,595.00 be spent on security camera upgrades and \$4,775.00 be spent to enhance the alarm system by first replacing the out-dated alarm box that was used by Video Masters Incorporated and also to alarm the Public Works facility. Both the video camera system and alarms will be interfaced with the Police Department's 911 emergency call center to increase the overall security of the Water Works Department, the Public Works facility and to safeguard the water storage supply; this work is to be conducted by ADT Security Corporation, which is the present security company handling the entire Village of Harwood Heights Municipal Complex.

Thank you Chief:

I will continue to fight the good fight, I've done it for 10 years and I am not about to let trustees undo all the good that I and many people in this village worked to gain.

So I have some questions for the trustees. Questions especially for Trustee Jezierny, Chairman of Public Works and Trustee Szlendak, Chairman of Water for their entire terms of office, what part have you played in security cameras being installed on village property at the Public Works and the Water Department that should have been connected to our 24 hour police 911 command center, which was not done according to proper security procedure? How much taxpayer money did you spend for security that was useless and not done according to national security protocol? Trustees, how long have you jeopardized the entire public water supply and the security of a million dollars worth of equipment? Why was ADT security cancelled and another unknown company used to install cameras at Public Works that were useless and not connected to the 24 hour 911 center? How did this happen? Why is this company no longer in business?

Emergencies are my responsibility as Mayor and Homeland Security is the Chief of Police's responsibility. The police were acting under legal authorization and direction by me when they entered village property at Public Works. There was not a danger to our water supply due to this authorized access, **but I can't say there hasn't been an ongoing threat to our water supply due to lack of security.** So think about it, why would security cameras and alarms be going to one appointee at home or in some far off suburb when we have a 24 hour police 911 command center right here that is in charge of all village security? I think the investigation needs to include if Trustee Jezierny, Chairman of Public Works and Trustee Szlendak, Chairman of Water and Sewer are involved in the issue that over \$1 million in Public Works equipment was not being monitored 24 hours a day by the police and that cameras were not connected or being monitored 24 hours by the Police Department. Who authorized this camera installation? What is really going on here? Why are trustees trying to deflect the real issues here? Is this why trustees need to hire their own counsel for their own protection?

Now Trustee Jezierny has placed Motions I 18 and I 19 on the agenda, which I am pulling for a separate vote, one is an ordinance to hire their own legal counsel that didn't go to the Ordinance Committee or any committee, so when was this

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discussed? And we all know that Trustee Schuepfer demands all ordinances go to her first; and then a motion to direct the Legislative Counsel that they are going to hire, and who is going to be paid by them, to perform an investigation into the police action which occurred at the Public Works Facility; action which was legally authorized and directed by me. So what is this really about besides wasting more tax dollars? Are they trying to disguise the real issues here? Were thousands of taxpayer dollars misused by trustees for cameras and security that were useless and did not connect to the 24 hr police center? Is Trustee Jezierny trying to interfere in an ongoing investigation regarding a Mayoral appointee's disciplinary action for her own protection? Trustee Jezierny and trustees are hiring an attorney who is going to be paid by them and we expect an impartial, independent investigation? And these people, these trustees want to control our town???? No, I won't stand for corruption or let it fester like it did in past years. I believe they have been trying to hide the real facts here for their own protection. I am contacting the Attorney General and the States Attorney immediately so that a non-biased source can investigate the attempt by trustees to hire their own counsel to stop me from taking disciplinary action on a Mayoral appointee and for interfering in an ongoing lawful and prudent investigation.

Also be advised that Chief Podosek has hired his own counsel with regard to any potential investigation, but that his counsel was unable to be present at tonight's meeting.

**Information/Technology**  
**Trustee Dobrzycki**

A report of the Information and Technology Committee; as our belt tightening budget for this year to provide some information for our village residents I've been able to obtain the 2007 Real Estate Assess Valuation Complaint form. Our area and you probably received your tax bills for your properties, there's not much time left to file an appeal with the Board of Appeals. If you need to file an appeal or if you feel that your property should be reviewed by the board, please contact me, I'll provide you with the forms and the instructions on how to complete them.

Also on information, as you know we adopted the Comprehensive Plan so we could see our community into the future. As the founder of the Chamber of Commerce here in Harwood Heights, the first and only Chamber of Commerce, I know how important it is. Ms. White, you attend the meetings and you know how good the meetings are to promote our community, to promote our businesses; sales tax revenue is very important to our community. Now, as development has stalled, the Pioneer Press newspaper has reported today that the Harlem/Irving properties have purchased the old LaSalle Bank building at the north end of the HIP shopping center, which they will be converting to a new 130,000 square foot retail base. As we wait for development for our community there are probably many retailers who are just biting and waiting at the chance to join the retail community in Norridge. And Norridge which has a very great sales tax revenue base will further increase their rate in sales tax dollars. As we continue to wait, they continue to develop. We need to progress and I bring that to your attention. We need to do something otherwise we'll be paying for it out of our own pockets.

**Forestry/Recreation**  
**Trustee Gadzinski**

Reporting from the Youth Commission; the Harwood Heights Youth Commission is still taking registrations for Floor Hockey, ages 5 through 15 and Dodge Ball, ages 10 to 15. The last day to register will be December 7<sup>th</sup>; forms can be obtained at the Village Hall during regular business hours.

News from the Harwood Heights Senior Club; the Harwood Heights Senior Club will be hosting a fun filled day with free popcorn and the showing of a movie on Wednesday, December 5<sup>th</sup>. The featured movie will be "Hairspray" and I think it's going to be pretty funny, it's featuring John Travolta. Showing times will be at 10:00am and 1:00pm.

**Mayor Fuller:** Let me interfere, it's not the Seniors' Club, it's sponsored by the Mayor's Office.

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**Public Works**  
**Trustee Jezierny**

This is a report that includes my observations of the following Public Works activities that took place in the last few weeks: Water breaks have occurred on Saturday afternoon on the 7400 block of Lawrence and last week on the 4400 block of Newcastle as well as the 4400 block of Newland. Public Works employees were there in the evenings and holidays to fix these breaks.

During my visits to the Public Works garage I observed employees preparing the vehicles for snow removal and salting. I also noticed that the salt has arrived as well as the equipment that we rent each year so that we can have it for emergency snow removal. Leaves collected through the Street Sweeping were also being loaded and taken to the dump.

As I drove around the Village, I noticed that hot patching was done at areas where prior water breaks occurred and sewer repairs were made, specifically, I noticed on the 4300 block of New England, on the 4700 block of Oak Park and the 4700 block of Ronald, so things are working, we want to get this work done before the winter sets in. And, black dirt was filled in at areas where tree stumps were removed.

I don't want to get into a political rivalry right here because I don't think this is the place or the time, all I think that the trustees want are the facts and most important the truth.

As a result of that, on the agenda tonight is I-18 and what it does is to authorize and retain an Independent Legislative Counsel. As I indicated at the last board meeting, in front of the entire board, the suspicious and questionable incidences that did occur in the Public Works & Water Department on Wednesday evening, November 7, 2007 needs to be thoroughly investigated. Trustees need answers. Residents need answers. We need to know. It's now been over 3 weeks and we have no idea of what went on other than what we've observed and what we reported at the last meeting.

The other motion on tonight's agenda I-19 is to specifically authorize the Legislative Counsel, the firm of Ancel, Glink, Diamond, Bush, Dicianni and Krafthefer to perform an internal and independent investigation on behalf of the trustees so we can find out these facts, find out the truth, we want to know what happened here.

I present these motions to the trustees for their vote, any trustee on the board can present motions to the board and we can determine these FACTS and TRUTH with Legislative Council reporting back to us of their findings.

**Public Health & Safety**  
**Trustee Mougolias**

On November 14<sup>th</sup> at 8:15pm the Public Health & Safety Committee had a meeting. We met; in attendance was myself, Trustee Gadzinski and Trustee Schuepfer. We discussed some traffic studies for Sayre Avenue; one of the recommendations was to look into speed bumps to slow down the traffic. We decided we would look into them and report back at the next meeting for price and if there was money available in the budget. Between then and now, I have looked into them and it looks like there will be some money available in the budget. I spoke with the Chief also and we will be looking to install temporary speed bumps as a pilot program to get an idea if they will help in other parts of the village also.

We also went in to closed session to discuss the ongoing police negotiations, salary negotiations and we will be calling another meeting most likely next week to continue with the negotiations.

On the agenda tonight is item I 2, which is an expenditure of \$1,249.98 to NABTECH Computers for the Police Department. This is actually for a laptop for the Chief of Police so he can also work at home. He does not have access to work at home right now; the laptop will allow him to do some work at home when he is on off time.

Item I 3, an expenditure for \$1,641.49 to VCG Uniform/Carlson Murray is for our new CSO position, he was in need of a completely different uniform not to look like the Police Department uniform, to distinguish himself as a non-weapon carrying CSO. So he was in need of a new uniform and a new bulletproof vest and that is what this is for.

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**Ordinance/License**  
**Trustee Schuepfer**

I have a very brief report; one is on item I 17. The Mayor mentioned this is the Right-of-Way Ordinance; it is true that the Mayor presented this to the trustees' enmasse in July. We have had it in committee, at the last committee meeting we had so many ordinances that the committee voted or essentially said that they would like to differ it to the next meeting. We then discussed it again at the Committee Meeting of the Whole with the consensus that it should go on the agenda, so I'm kind of confused that somehow it's tangled up in bureaucracy but perhaps the Mayor when we vote on it will provide a better explanation.

I'd also like to comment on I 18, which is the ordinance authorizing the trustees' to retain Independent Legislative Counsel. While it's nice to know that I've suddenly garnered all this power and forced every ordinance to come through me, I believe we have a number of ordinances and motions that have been placed on the agenda by the Mayor, herself, without going through review. I'd also like to note that we have discussed independent counsel in the Finance Committee, in Committee Meetings of the Whole and during Board of Trustee meetings when we were doing budget allocations, so this is not an ordinance that came out of the blue.

**Finance**  
**Sewer & Water**  
**Trustee Szlendak**

For the Water & Sewer Committee, I would like to bring attention to item I 10, the alarm system in Public Works. From what I understand, this is the first time I heard the information, I would like to get more information and perhaps discuss it at a Committee of the Whole meeting. The alarm system went off, granted it called from what I understand the Police Department and then the call bounced to Superintendent Schroeder; but we can correct that by just simply having the call go directly to the Police Department and have them go and investigate it. The alarm went off; a police officer was dispatched to investigate the problem. The only thing I have a problem with is that the police officer that was dispatched there, now I may be wrong, only went in, shook at the front door and reported that everything was secure. I don't know if this is what the homeland security is saying that should be done or is this security protocol, but it's something that we can take a look at. What I would like to do is perhaps move this motion for a separate vote, table it and discuss it in more detail at the Committee of the Whole Meeting.

**Clerk's Report**  
**Clerk Larson**

Just a reminder that there will only be one Board of Trustees meeting in December, it will be held on Thursday, December 13<sup>th</sup> regular time of 7:30pm.

And the Village of Harwood Heights is continuing to collect food for the Salvation Army for Christmas. You can drop off your food donations at the Village Hall until December 14<sup>th</sup>; there's a basket in the lobby for your donations and also there are a couple of bins for Toys for Tots if you would like to donate some toys.

**Attorney's Report**

I have three points to make; first of all on the Rights of Way Ordinance, it's on your agenda for tonight's meeting, that ordinance has to be adopted within 45 days of when AT&T was issued a certificate of Public Convenience to offer cable services statewide within the State of Illinois. They have been issued that public certificate so action is necessary in a short time so that is why it is an immediate danger and needs to be on your agenda for tonight's meeting and voted upon.

Second of all, with regard to the duties of the Ordinance Committee, you do have an ordinance on the books, it is section 2.12.220 and it says the Ordinance Legislation Committee shall review all municipal ordinances prior to passage; so that's where these powers come from that were spoken of. It is on the books in the Village Code.

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Finally, with regard to the facts and truth regarding the incident with the Public Works facility, I just want to point out that this is a matter regarding a pending investigation is being conducted by the Chief Executive Officer of the village who has supervision over all the village employees. This matter has not been concluded, therefore, for it to be legally discussed, it's just not a proper matter at this moment.

**F. TRUSTEE COMMENTS**

**Trustee Dobrzycki:** First of all Mr. Wu, I'd like to extend my apology; I could not attend that meeting for a more than 30-year resident of Harwood Heights and fellow alumnus of Weber High School, as the gentleman who was being honored for his bravery and giving his life, Mr. George Louis Gavarra. I was not able to make it; a prior commitment prevented me from being there.

I also wanted to remind the board that several meetings back we adopted a Resolution for the Village of Harwood Heights and please let me repeat it, to remind you what its intent was and that we all voted; we approved it in its totality, by every member of the board

Resolution  
for the  
Village of Harwood Heights

Whereas the village of Harwood Heights was founded in 1947 and in this year is celebrating its 60<sup>th</sup> anniversary and looks forward to the future and many more anniversaries;

And whereas the future of Harwood Heights is dependent on the many initiatives brought to the village by its elected officials through their governance and contribution of ideas;

Be it now stated that to further the goal of the village's success, growth and future, the board of trustee will commit itself to act with great concern and dignity in the discussion and debate of issues to move the village forward;

To support the village's comprehensive plan which was unanimously approved and to keep the unity of purpose in this endeavor for a better village future;

Let it now and for the future be accepted and confirmed that the members of the board give all consideration and respect due its members;

To cultivate a spirit of cooperation and congeniality;

To act with positive intent to meet the challenges and solve and/or prevent the problems that face our community;

That in arranging committee meetings contact be made with the members of said committee in advance to best meet date and time availability;

To give public notice of upcoming meetings in order to foster greater community participation;

To not place an undue burden on its members with an abundance of meetings so that they may continue on with their mission to serve the village to the best of their ability and also allow each member to meet their responsibilities of personal, family and business matters without hindrance;

And within the spirit of municipal fraternalism to interact with honesty and openness in participating in the governance of the village be it at committee meetings, board meetings or other official functions.

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**G. SPECIAL COMMITTEE REPORTS**

None

**H. APPOINTMENTS/REAPPOINTMENTS**

**I. CONSENT AGENDA**

Mayor Fuller pulled motions I 18 & I 19 for separate vote.

Trustee Szlendak pulled motion I 10 for separate vote.

Motion by Trustee Dobrzycki, seconded by Trustee Szlendak on Consent Agenda items I 1- 9, I 11-17 & I 20-22:

Trustee Szlendak pulled motions I 6, I 7 & I 15 for separate vote.

Trustee Schuepfer pulled motion I 11 for separate vote.

Motion by Trustee Dobrzycki, seconded by Trustee Szlendak on Consent Agenda items I 1-5, I 8, I 9, I 12-14, I 16-17 & I 20-22.

1. To approve the minutes of the Regular Board Meeting held on Thursday, November 8, 2007.
2. To approve expenditure, not to exceed **\$1,249.98**, payable to NABTECH for computer for Police Department, line item 11-05-00-7039 to be expensed to the FY 07/08 – Police Department.
3. To approve expenditure, not to exceed **\$1,641.49**, payable to VCG Uniform/Carlson Murray for uniforms for Police Department, line item 11-05-00-7035 to be expensed to the FY 07/08 – Police Department.
4. To approve expenditure, not to exceed **\$4,720.03**, payable to ADT for Security Contract for Police Department, line item 11-05-00-9008 to be expensed to the FY 07/08 – Police Department.
5. To approve expenditure, not to exceed **\$1,365.00**, payable to East Jordan Iron Works for hydrant, line item 22-00-00-6014 to be reimbursed by Insurance Company for damage due to accident, to be expensed FY 07/08 – Water Sewer Fund.
8. To approve expenditure, not to exceed **\$1,300.00**, payable to Carol McNamara, coach for Gymnastic program, line item 11-08-00-7033 to be expensed to the FY 07/08 – Recreation.
9. To approve expenditure, not to exceed **\$249,976.00**, payable to Christopher Burke Engineering Ltd. for the construction observation engineering for the Lawrence Avenue Streetscape Project and to authorize the Mayor to execute the agreement, \$124,988 to line item 56-00-00-7001, \$124,988 to line item 56-00-00-7002 for FY 07/08 SSA.
12. To approve expenditure, not to exceed **\$17,510.40**, payable to Marvel Construction Corp. for pay estimate #1 and final to be expensed to line item 44-00-00-8030 FY 07/08 – MFT.
13. To approve expenditure, not to exceed **\$119,202.31**, payable to Construction Management Corp. of Illinois, DBA Briggs Paving for pay estimate #1 for the 2007 Roadway Improvement (Odell & Argyle Streets) to be expensed to line item 44-00-00-8030 FY 07/08 – MFT.
14. To authorize Public Works Department to remove Handicapped Parking Sign at the address commonly known as **4802 North New England Avenue.**
16. To adopt **Ordinance 07-23**, an Ordinance Regarding the Number of Authorized Liquor Licenses.

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17. To **Ordinance 07-24**, an Ordinance Deleting Chapter 5.28 ("Construction Standards") of Title 5 ("Telecommunications") and Adopting a New Chapter 12.28 ("Construction of Utility Facilities in Rights-of-Way") to Title 12 (Streets, Sidewalks and Public Places") of the Harwood Heights Village Code.
20. Transfer from Parkway General Savings Account in the amount of **\$422,208.11**, as they appear on check register #**43827** thru #**43924**.
21. Transfer from Parkway General Savings Account in the amount of **\$200,461.83** to Parkway Bank Payroll Account.
22. Electronic transfer from Parkway General Savings Account in the amount of **\$11,180.30** for October IMRF Pension Fund.

**A roll call vote on Consent Agenda items I 1-5, I 8, I 9, I 12-14, I 16-17 & I 20-22 resulted as follows:**

A YES: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias, Schuepfer, Szlendak

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

**ITEMS PULLED FROM THE CONSENT AGENDA**

**Motion by Trustee Dobrzycki, seconded by Trustee Mougolias on Consent Agenda items I 6 & I 7:**

**Motion to Table by Trustee Szlendak, seconded by Trustee Jezierny on Consent Agenda items I 6 & I 7:**

6. To approve expenditure, not to exceed **\$6,107.26**, payable to Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd. September billing, \$1,000.00 expensed to line item 11-02-00-7050, \$1,514.99 to line item 11-02-00-7051, \$3,386.02 to line item 11-02-00-7057, \$206.25 to line item 11-02-00-7061 for FY 07/08 - Legal
7. To approve expenditure, not to exceed **\$6,510.22**, payable to Robbins, Schwartz, Nicholas, Lifton & Taylor, Ltd. October billing, \$1,000.00 expensed to line item 11-02-00-7050, \$1,671.26 to line item 11-02-00-7051, \$3,766.26 to line item 11-02-00-7057, \$72.70 to line item 11-05-00-7031 for FY 07/08 - Legal.

**A roll call vote to Table Consent Agenda items I 6 & I 7 resulted as follows:**

A YES: Trustee Gadzinski, Jezierny, Mougolias, Schuepfer, Szlendak

NAYS: Trustee Dobrzycki

ABSTAIN:

ABSENT:

Motion Carried

**Motion by Trustee Dobrzycki, seconded by Trustee Mougolias on Consent Agenda item I 10:**

**Motion to Table by Trustee Szlendak, seconded by Trustee Jezierny on Consent Agenda item I 10:**

10. To approve expenditure, not to exceed **\$3,595.00** for security camera upgrades and **\$4,775.00** for enhanced alarm system for Water Department and Public Works; payable to ADT to be monitored by the Harwood Heights Police 24 hour 911 Command Center, \$4,185.00 line item to be expensed to 11-06-00-9000 Public Works and \$4,185 line item 22-00-00-9005 Water & Sewer FY 07/08.

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**A roll call vote to Table Consent Agenda item I 10 resulted as follows:**

A YES: Trustee Szlendak

NAYS: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias, Schuepfer

ABSTAIN:

ABSENT:

Motion Failed

**Motion by Trustee Dobrzycki, seconded by Trustee Mougolias on Consent Agenda item I 10:**

**Motion by Trustee Schuepfer, seconded by Trustee Jezierny on Consent Agenda item I 10 as amended:**

10. To approve expenditure, not to exceed \$3,595.00 for security camera upgrades and \$4,775.00 for enhanced alarm system for Water Department and Public Works; payable to ADT to be monitored by the Harwood Heights Police 24 hour 911 Command Center, \$4,185.00 line item to be expensed to 11-06-00-9000 Public Works and \$4,185 line item 22-00-00-9005 Water & Sewer FY 07/08. **The expenditure will be made following a report on how that particular system, both the current system and the upgraded system will work, so the board is fully advised about the security of our water system.**

**A roll call vote on Consent Agenda item I 10 as amended resulted as follows:**

A YES: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias, Schuepfer, Szlendak

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

**Motion by Trustee Schuepfer, seconded by Trustee Dobrzycki on Consent Agenda item I 11:**

11. To approve an agreement for Permanent Public Utility Easement between the Village of Harwood Heights and Parkway Bank and Trust Company and the plat of easement attached as Exhibit A and to authorize the Mayor to execute the agreement.

**A roll call vote on Consent Agenda item I 11 resulted as follows:**

A YES: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias, Schuepfer, Szlendak

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

**Motion by Trustee Dobrzycki, seconded by Trustee Mougolias on Consent Agenda item I 15:**

**Motion to Table by Trustee Szlendak, no second.**

**Motion by Trustee Dobrzycki, seconded by Trustee Mougolias on Consent Agenda item I 15 to amend Ord #.**

15. To adopt Ordinance 07-26, an Ordinance Amending Chapter 15.04 of Title 15 of the Code of Ordinances of the Village of Harwood Heights, Cook County, Illinois.

**A roll call vote on Consent Agenda item I 15 amending Ordinance # resulted as follows:**

A YES: Trustee Dobrzycki, Gadzinski, Jezierny, Mougolias

NAYS: Trustee Schuepfer, Szlendak

ABSTAIN:

ABSENT:

Motion Carried

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**Motion by Trustee Szlendak, seconded by Trustee Schuepfer on Consent Agenda item I 18:**

**Motion to Table by Trustee Dobrzycki, no second.**

**Motion by Trustee Szlendak, seconded by Trustee Schuepfer on Consent Agenda item I 18:**

18. To adopt **Ordinance 07-25**, an Ordinance Authorizing the Trustees to Retain Independent Legislative Counsel in the Village of Harwood Heights, Cook County, Illinois.

**A roll call vote on Consent Agenda item I 18 resulted as follows:**

A YES: Trustee Gadzinski, Jezierny, Schuepfer, Szlendak

NAYS: Trustee Dobrzycki

ABSTAIN: Trustee Mougolias

ABSENT:

Motion Carried

**Motion by Trustee Szlendak, seconded by Trustee Jezierny on Consent Agenda item I 19:**

19. Motion to direct the Legislative Counsel to perform an investigation into the police action, which occurred at the Public Works Facility on Wednesday, November 7, 2007, to determine whether any Village procedures, policies or regulations were violated or other wrongful acts committed and to direct all Village employees, officers and consultants to make themselves available when requested by the Independent Counsel and to cooperate fully and truthfully in the Independent Counsel's investigation. It is expected that the Independent Counsel will report back to the Village Board at the Board's next regularly scheduled meeting.

**A roll call vote on Consent Agenda item I 19 resulted as follows:**

A YES: Trustee Gadzinski, Jezierny, Schuepfer, Szlendak

NAYS:

ABSTAIN: Trustee Mougolias

ABSENT: Trustee Dobrzycki walked out of the meeting, did not vote    Motion Carried

**J.     NEW BUSINESS**

None

**K.     OLD BUSINESS**

None

**L.     CORRESPONDENCE**

**Clerk Larson:** Clerk Larson read a thank you letter from the Harwood Heights Senior Club to the Mayor and the Village Board members, thanking them for the \$3,000 check to be used for this year's senior club activities.

**M.     OTHER NEW BUSINESS**

None

**N.     TRUSTEE COMMENTS**

**Trustee Schuepfer:** I would just like to extend my families gratitude and thanks to all of you who observed the passing of my father and thank you for the notes, and the flowers and all the kind words that you made about him. Thank you very much, you remembered him very well.

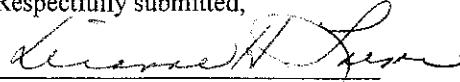
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**O. EXECUTIVE SESSION**

**P. ADJOURNMENT**

Motion by Trustee Gadzinski, seconded by Trustee Jezierny to adjourn. On a voice vote, all being in favor, the motion carried and the Regular Meeting of the Board of Trustees of the Village of Harwood Heights was adjourned by Mayor Margaret P. Fuller on Thursday, November 29, 2007 at 9:22pm.

Respectfully submitted,



Dianne H. Larson, Village Clerk