

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF HARWOOD HEIGHTS
HELD ON THURSDAY, JUNE 9, 2011**

A. CALL TO ORDER at 7:30 pm by Mayor Arlene Jezierny

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

Mayor	Arlene C. Jezierny
Clerk	Marcia L. Pollowy
Deputy Clerk	Mary O'Connor
Trustees	Mark Dobrzycki Michael Gadzinski Demetrios Mougolias Therese Schuepfer Lawrence Steiner Lester Szlendak
Attorney	Mark Heinle

D. PUBLIC COMMENT

Rita Rogers, 7515 W. Winnemac: Concerned about flooding and has had multiple flooding and has spent a lot of money trying to fix the problem. Her neighbor on the east side is diverting their water into her yard. When she has complained in the past the neighbor has corrected the problem and then retaliated by doing damage to her property.

Mayor Jezierny stated she will send Public Works out to check it out tomorrow.

Geraldine Stroka, 6430 W. Gunnison: Asked for additional time; motion by Trustee Szlendak, seconded by Trustee Gadzinski, all in favor.

Has been a resident for 31 years. Is complaining about residents at 6428 Gunnison who are having large bonfires in their yard that she believes are being started with kerosene which is producing very large flames and an offensive odor; they do this every night starting at about 10:00pm. There are children in this home and the adults are also doing excessive drinking. Questioning how many people are living in one apartment? There is an unleashed dog that prevents her tenants from getting into their home at times. Wants these people fined for every day that the metal fire container is there.

Philip Cypcar, 6430 W. Gunnison: Asked for additional time; motion by Trustee Dobrzycki, seconded by Trustee Szlendak, all in favor.

Also wanted to say that he feels something needs to be done about 6428 W Gunnison and is in support of Geraldine Stroka statements. Stated that 70% of the owners on the block are at the meeting tonight to support fixing the problem. He asked the Board for their name and cell phone numbers so he could call them when there is a problem on the property. Also suggested that maybe they could make one person in charge of this problem. Asked the Board to ride past the property at night to see the bonfire and stated that his home smells inside because of the neighbor's fires.

Phyllis Cypcar, 6430 W. Gunnison: Stated that she wanted to say that there is suppose to be a fence if they are within 600 feet of the school and have a dog. They have a school closer to their property than that. They tie up the dog in the yard. Was afraid her husband was going to be killed by neighbor as he was being harassed on Sunday.

Peter Milutinovic, 6434 W. Gunnison: Asked for additional time; motion by Trustee Gadzinski, seconded by Trustee Dobrzycki, all in favor.

He also owns 6432 W Gunnison. Also wanted to complain about the residents at 6428 W Gunnison. Stated that as owner of the property he takes care of how his tenants act and behave. Asked Board to address these issues.

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Roy Schmidt, 4336 N. Rutherford: Does not feel that a lobbyist can get anything done in 6 months as the contract states.

Judy Simmons, 6422 W. Gunnison: Stated that she too is scared of what is going on at 6428 Gunnison. Was at a meeting a few weeks ago asking for someone to contact Elliott's to clean up the weeds. Nothing has been done as of yet. Was wondering if the Village has contacted the owners and when they are going to come and clean up the situation?

Mayor Jezierny: Stated that she did have a meeting with the Code Enforcement Officer and they will be addressing the problem at Elliott's as well as some other properties within the community. Thanked everyone for their comments and that they will be discussed at our next COW as well as with the Department heads. She encouraged all to call the Harwood Heights Police Department if problems occur.

E. REPORTS OF MAYOR, TRUSTEES, CLERK AND ATTORNEY

Mayor's Report

Mayor Jezierny

A Public Hearing was scheduled and conducted at 7:00 pm preceding this meeting for any public input. The Appropriation has been properly displayed in our lobby on May 27th more than the required 10 days. The Appropriation is now on tonight's agenda for approval after a series of Committee of the Whole meetings were scheduled.

Two Committee of the Whole meetings were conducted since our last meeting to discuss key issues. The Committee of the Whole on June 1, 2011 discussed the requested tabling of the grant writer and lobbyist at our last board meeting, as well as other discussions pertaining to a TIF study, Red Box, Safe Speed and Committee Assignments. The Committee of the Whole on June 7, 2011 was a continuation of a discussion pertaining to a TIF study.

Some of these issues are on tonight's agenda and others will be on the agenda for June 23rd.

Forestry & Green Initiatives

Trustee Dobrzycki

No Report

Recreation

Trustee Gadzinski

No Report

Public Works

Water & Sewer

Trustee Steiner

Warned residents to be cautious of buckling pavement due to hot weather and asked residents to report any to Public Works.

Public Health & Safety/Building

Trustee Mougolias

The Village wide garage sale will on 6/24, 6/25, and 6/26. Big garbage pick up will be the following week on your regular garbage day. Register your home at the Village Hall. Posters are up around the Village and we will be advertising on Craigslist. Need to address these vacant properties as he feels they are depreciating the property values of our homes. Thinks we should put additional pressure on the owners of the properties to take care of them.

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Ordinance/License

Trustee Schuepfer

Asked for Boards approval of agenda I 1 the Prevailing Wage Ordinance; this ordinance is done annually by law.

Finance

Information & Technology

Trustee Szlendak

Commented that the Appropriation Ordinance is on the agenda for approval and stated that we are allocating \$180,000.00 to purchase wireless water meters for accurate readings. Our goal is to get 75% completed this year and have the project completely done by next year. We will be able to get our readings electronically and get more efficient readings.

Clerk's Report

Received a letter today from Plato's Closet which will be taking over the space where Petco was. They are requesting permission to put up a temporary banner with the final sign being installed by July 20th, but the request was too late for the agenda. The banner would be 4ft tall by 12 ft wide. Asked if the board could approve a motion to amend the agenda?

Attorney Mark Heinle: Stated that because it did not appear on today's agenda the earliest time that the board can grant their request would be 2 weeks from tonight at the next meeting.

Trustee Mougolias : Asked if the building department could grant a waiver? Does it really need board action?

Mayor Jezierny: Commented that according to our ordinance the Board has to approve banners.

Attorney's Report

No Report

F. TRUSTEE COMMENTS

Trustee Szlendak: Stated that he is always looking for revenue. We need to start enforcing our Ordinances. There are a lot of vacant buildings that are neglected. We need to get our Code Enforcement people out there. We need to find out how to solve the problem at 6428 Gunnison.

Mayor Jezierny: There will be a department meeting on Friday. Thanked Trustee Schuepfer for reviewing and changing some of our current Ordinances. We will be looking at all the Ordinances because a lot of them are outdated.

Trustee Schuepfer: When she read the Ordinance on the open flame, the questions is what exactly is the definition of an open flame? She would like to know what the Fire Chief said in regards to their fire pit? If its something that the Fire Chief says is recognized by the fire district as appropriate, then our hands are tied. If it is some kind of make shift fire pit, then we would possibly be able to do something.

Chief Ricchio: Said that he has spoken several times with Mr. Cypcar this week. He understands his frustration. Each time they have called, an officer has gone there. He spoke with the owner of 6428, Mr. Solar, yesterday. He put him on notice that there are ordinances very clear regarding an animal either being tethered on a leash to long or unleashed totally. He told him that if found, we will site it. If it becomes a nuisance we can impound the animal. We will act accordingly as our Ordinance allows as far as the dog is concerned. He said he will tell his tenants to comply with the rules. He received a phone call from Lt. Dan Johnson of the Norwood Park Fire District and the Fire Department referred Mr. Cypcar back to the Village. At this point there is nothing he can do as far as the fire pit unless the board revises our Ordinance.

Mayor Jezierny: Stated that the Ordinance is weak in some areas and gray in other areas. We are trying to update our Ordinances.

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF HARWOOD HEIGHTS
HELD ON THURSDAY, JUNE 9, 2011**

Chief Ricchio: He asked Mr. Solar if he could ask his tenants to move the fire pit away from the structures. He was not receptive to his request. He has tried to mediate it to the satisfaction of all parties but it looks like its going to be a stalemate.

Mayor Jeziorny: Suggested we take a look at other communities' ordinances regarding fire pits. It will also be discussed at our next Committee of the Whole meeting.

Trustee Schuepfer: Are we looking at fire pits that you can buy at Menards? (The members of the audience stated it was a bucket). She said that we have to do research on this. She also stated that she would visit the residence and thanked the residents for bringing it to the boards attention.

Attorney Mark Heinle: Stated they would take a look at the Ordinances and see what should be redrafted.

Trustee Dobrzycki: Stated that he understand the residents concerns. There were comments made that there was damage made to the property. Thinking that we may be able to at least try to put a stop to the situation using certain parts of the ordinances we currently have. Thanked Chief Ricchio and our Public Works Department for their help this morning because what looked like slabs of limestone were blocking the 2 eastbound lanes of Gunnison; it turned out to be fiberglass building material. He called the Harwood Heights Police Department and the Village Hall and both responded very quickly. Thinks both the Harwood Heights Police Department and Public Works should be commended for their quick response.

G. SPECIAL COMMITTEE REPORTS

None

H. APPOINTMENTS/REAPPOINTMENTS

None

I. CONSENT AGENDA

Motion by Trustee Szlendak seconded by Trustee Gadzinski on Consent Agenda Items I 1-16.

Trustee Dobrzycki pulled agenda items I 6 & I 7 for a separate vote.

Trustee Szlendak pulled agenda item I 1 for a separate vote.

Trustee Gadzinski pulled agenda item I 8 for a separate vote.

Motion by Trustee Szlendak seconded by Trustee Gadzinski on Consent Agenda Items I 2-5 & I 9-16.

2. To approve the minutes of the Special Board meeting held on May 5, 2011.
3. To approve expenditure, not to exceed \$747.00, payable to Village Auto Body & Towing, Inc. for repairs on rear wheelchair door on the village bus expensed to FY 11/12 line item 11-08-00-7044 – Recreation.
4. To approve expenditure, not to exceed \$2,875.00, payable to Brett & Jacqueline Balduff for a Transfer Tax refund and water meter fees expensed to FY 11/12 line item 11-00-00-4035 - \$2,650.00 – Transfer Tax and line item 22-00-00-4200 - \$225.00 – Water Meter.
5. To approve expenditure, not to exceed \$12,207.55, payable to the West Suburban Special Recreation Association for the 3rd Quarter 2011 Share Payment and Inclusion Payment expensed to FY 11/12 line item 11-08-00-7037 – Special Recreation.
9. To approve a Block Party to be held on Saturday, July 9, 2011 for the block commonly known as 4400 North New England and to direct Public Works to clean the street, and also to provide barricades as well as orange cones for use that day.

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF HARWOOD HEIGHTS
HELD ON THURSDAY, JUNE 9, 2011**

10. To approve the **removal** of Handicap Parking sign # **03-18** at the address commonly known as **4343 N. Sayre Avenue** and to direct Public Works to remove the sign in a timely manner. (Resident passed away – House sold.)
11. To Adopt **Ordinance 11-17**, An Ordinance Adopting Prevailing Wage Rates to be Paid to Laborers, Mechanics and Other Workers Performing Construction of Public Works in the Village of Harwood Heights, Cook County, Illinois.
12. To Adopt **Ordinance 11-18**, The 2011-2012 Appropriation Ordinance for the Village of Harwood Heights, Cook County, Illinois.
13. To Adopt **Resolution 11-12**, A Resolution of the Board of Trustees of the Village of Harwood Heights Adopting a Risk Management & Safety Program.
14. Transfer from Parkway General Savings Account in the amount of **\$74,619.09** as they appear on check register **#50643** thru **#50686**.
15. Transfer from Parkway General Savings Account in the amount of **\$112,115.45** to Parkway Bank Payroll Account.
16. Electronic transfer from Parkway General Savings Account in the amount of **\$13,513.59** for May 2011 IMRF Pension Fund.

A roll call vote on Consent Agenda items I 2-5 & I 9-16 resulted as follows:

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

NAYS:

ABSTAIN:

ABSENT: Motion Carried

ITEMS PULLED FROM THE CONSENT AGENDA

Motion by Trustee Dobrzycki, seconded by Gadzinski on Consent Agenda item I 1.

1. To approve the regular minutes of the Board of Trustees meeting held May 26, 2011.

A roll call vote to Table Consent Agenda item I 1 resulted as follows:

A YES: Trustee Dobrzycki, Gadzinski, Mougolias, Schuepfer, Steiner

NAYS:

ABSTAIN: Trustee Szlendak

ABSENT: Motion Carried

Motion by Trustee Szlendak, seconded by Gadzinski on Consent Agenda item I 6.

6. To approve a Consulting Agreement between the Village of Harwood Heights and Chrysalis Consulting Group, Inc. for Grant Writing Services effective June 1, 2011 and to authorize the Mayor to sign the agreement.

A roll call vote to Table Consent Agenda item I 6 resulted as follows:

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

NAYS:

ABSTAIN:

ABSENT: Motion Carried

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
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HELD ON THURSDAY, JUNE 9, 2011**

Motion by Trustee Dobrzycki, seconded by Trustee Gadzinski on Consent Agenda item I 7.

- I. To approve a retainer agreement between the Village of Harwood Heights and Public Sector Solutions L.L.C. for Governmental Lobbying Service and to authorize the Mayor to sign the agreement.

A roll call vote to Table Consent Agenda item I 7 resulted as follows:

A YES: Trustee Dobrzycki, Gadzinski, Steiner, Schuepfer, Szlendak

NAYS: Trustee Mougolias

ABSTAIN:

ABSENT:

Motion Carried

Motion by Trustee Szlendak, seconded by Trustee Schuepfer on Consent Agenda item I 8.

8. To concur with the recommendation of the Zoning Board of Appeals Hearing 11-04 to deny the request for a variance from Zoning Code 17-12-020G for the property located at 4329 N. Newland.

A roll call vote to Table Consent Agenda item I 8 resulted as follows:

A YES: Trustee Dobrzycki, Steiner, Schuepfer

NAYS:

ABSTAIN: Trustee Gadzinski, Mougolias, Szlendak

ABSENT:

Motion Carried

J. NEW BUSINESS

Trustee Mougolias: Stated that a lot of the streets going east and west on the South side of Gunnison (Sayre, Newland, New England) have a lot of cars, vans and trucks parking on them overnight that are not registered to Harwood Heights. There are people coming from Chicago and parking their cars on Harwood Heights' streets. Questioned what we have to do to make those streets residential only parking.

Mayor Jezierny: The first thing you should do is have the residents start a petition and have it signed by all those involved. There is a long list of things that need to be done according to our Ordinance. Warned that sometimes it is inconvenient for the residents living there as they have to get special permits when they have guests over.

Trustee Schuepfer: Told Trustee Mougolias that she does have a copy of the forms needed to start the residential only parking and would forward it to him to give to the residents.

Trustee Szlendak: Feels parking is a real problem in our Village and we should revisit the commercial vehicle parking regulations. Feels we should not allow commercial vehicles to be parked on our streets after 5:00pm.

Trustee Dobrzycki: Has been contacted by several residents stating that vehicles that sit on the block until it is time for street cleaning and they seem to be abandoned. Currently there are 2 vehicles on Sayre where the tires are flat. They move them around on street cleaning days. One car has a vehicle sticker from the Village of Dolton or Dixmor. Feels that the Ordinance committee needs to discuss this issue.

K. OLD BUSINESS

None

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
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HELD ON THURSDAY, JUNE 9, 2011

L. CORRESPONDENCE

Clerk Pollowy: Received a letter from AT&T U-Verse that there will be some program changes effective 7/31/2011. ESPN 3D, Channel 1610, and the Word Network, Channel 575, will be impacted. They did not make agreements with AT&T on their contracts.

M. TRUSTEE COMMENT

Trustee Steiner: Thanked the residents from Gunnison for coming to the meeting and bringing the problem to the Board's attention. He assured them that the Board will be diligent and stand with them. They will do whatever they can do to help.

N. EXECUTIVE SESSION

Motion by Trustee Dobrzycki, seconded by Trustee Gadzinski at 9:00pm; on a roll call vote, all in favor.


Motion to enter into Executive Session: pursuant to (5 ILCS 120/2) Sec. 2. Open meetings © Exceptions. A public body may hold closed meetings to consider the following subjects: (1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body.

Reconvene Open Session: Motion by Trustee Steiner, seconded by Trustee Dobrzycki at 9:39pm; roll call, all present.

O. ADJOURNMENT

Motion by Trustee Dobrzycki, seconded by Trustee Steiner 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 Arlene C. Jezierny, on Thursday, June 9, 2011 at 9:40 pm.

Respectfully submitted,


Marcia L. Pollowy, Village Clerk
Prepared by Mary O'Connor, Deputy Clerk