

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF HARWOOD HEIGHTS
HELD ON THURSDAY, MAY 12, 2011**

A. CALL TO ORDER at 7:35 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	Rob Bush

Mayor Jezierny: I would like to welcome all of you and thank you for attending this meeting where we will swear in our Trustees who have been re-elected and also swear in our Appointees in various capacities and commissions.

I have invited Appellate Court Judge, Aurellia Pucinski to do the honors of administering the Oath of Office and I am very grateful that she has accepted and is here tonight.

Before we commence with our program we will proceed with our order of the agenda and begin with our Public Comment, followed by Board reports and then the Oath of Office. Once everyone is officially sworn in, please join us for a recess for cake and coffee to celebrate your official assignments.

D. PUBLIC COMMENT

Stephen Kaufman, 5142 N. Oconto: He and his wife have lived in the Village for 36 years. He has served on the Pennoyer School Board for 6 years. Has deep concern about a Pawn Shop moving into the Village. He feels many residents are also opposed to it. He realizes that empty shops are not a good thing for the Village but also feels that a Pawn Shop is not the answer. People moving into the Village come here for the schools and safety of the Village. He feels that could change if a Pawn Shop moves in. Asked the Mayor, Board and Planning Commission to do whatever they can to stop the entry of the Pawn Shop in Harwood Heights.

Roy Schmidt, 4336 N. Rutherford: Was surprised to see that agenda item I 27 regarding Las Palmas Restaurant was on the agenda so quickly. Asked what the status on the canine lawsuit was?

Judith Simmons, 6422 W. Gunnison: Concerned about Elliott's being empty and asked if someone could spray the weeds. Also the wooden fence is falling apart and makes the area look bad. They also have a downspout issue which diverts all the water onto her property.

E. REPORTS OF MAYOR, TRUSTEES, CLERK AND ATTORNEY

Mayor's Report
Mayor Jezierny

Upcoming Committee Meeting

An Audit presentation by our auditors as well as continued discussions on our Appropriation Budget will be discussed at a special COW meeting scheduled for next Thursday, May 19th at 7:30 pm

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Report on Springfield Trip

Last week Clerk Pollowy and I attended the drive-down to Springfield with the West Central Municipal Conference. There are no expenses to approve as Clerk Pollowy and I have paid for all travel, hotel and meal costs pertaining to this trip.

We met with a number of key agencies from EPA, IDOT, DCEO for available funding for future projects. We also met with the Lt. Governor Sheila Simon. It was a very good meeting that already followed up with conference calls upon our return.

One of the main objectives for our trip to Springfield was to visit with Senators, Representatives as well as a Majority and Minority Leaders to stress the importance of continuing our community's share of the Local Government Distributive Fund from the State. For the past few meetings I have been encouraging our residents to write our legislators and tell them not to reduce or eliminate our share of the State Income Tax.

Press Conference

Earlier today, Mayors and Police Chiefs have been invited to a Press Conference to further express our concern over any reduction or elimination of the Local Share of the State Income Tax. Some key points were as follows:

- Local communities received no additional share from the 66% increase in income tax passed by the State in January.
- Payments to local communities are already 2-4 months late
- Local communities have made significant cuts to their budgets and cannot withstand further revenue reductions
- Communities have already experienced a reduction in revenue due to the economic downturn
- We cannot allow the General Assembly to take away money paid by our local taxpayers when it was the understanding from 1969 that it would be returned to the local communities.
- We should not have to carry the burden of the State and be forced to reduce services or raise taxes.

We continue to ask our residents to contact their local state senators and representatives telling them to oppose any cuts in local funding.

There is a Resolution on the agenda tonight, and if passed, shows we stand together as a Village Board and sends a message to the General Assembly to protect our local revenue from the State.

Comprehensive Plan / Zoning Code

Yesterday, the draft of the Comprehensive Plan and Zoning Code were presented to me, Trustee Schuepfer and our Building Commissioner Carmen Rinaldi and a final copy of both will be sent to the Board.

Our Planning Consultant is putting the finishing touches on our Comprehensive Plan which will be presented to the Plan Commission for adoption at a Public Hearing. Once the Public Hearing date is selected, I encourage all residents to attend to share in the Future of our Community.

The new Zoning Code will be presented at a workshop session to the Inspectors, Zoning and Planning members to review its content before being presented to the Plan Commission for adoption.

Community Development Block Grant

I am happy to announce that today I received a "Notice To Proceed" from Cook County. This is a grant that will resurface Ainslie and Argyle from Oketo to Harlem. We have been waiting for this Notice so we can move forward in obtaining the proper engineering and bid documents.

Forestry & Green Initiatives

Trustee Dobrzycki

Asked the Board to approve the 5-year Tree Trimming Program with Robert Hendrickson. Please use proper containers that are clearly labeled yard waste and make sure that the containers don't weigh more than 50lbs.; stickers are available at the Village Hall.

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Recreation

Trustee Gadzinski

On tonight's agenda is a motion to permit the Illinois Secretary of State to conduct their yearly Mobil drivers' facility unit in Harwood Heights. This will allow our residents to renew their driver's license and state ID's and provide them with many other services. The mobile unit is scheduled to be at the Village Hall on July 13th, 2011 starting with the Super Senior Program @ 9:30am until 11:00am, which is a Rules of the Road Class, open to anyone. The Drivers facility unit from 10am until 2pm, will provide ID's, DL, and License plate sticker renewals. Those who are 65 or older or disabled will receive their DL or ID FREE of charge. The Secretary of State has also offered to send out a mailing on our behalf to all of our residents, informing all of them of these services being offered on July 13th.

Public Works

Water & Sewer

Trustee Steiner

Asked for Boards approval on agenda items I 3, 4, and 5. Thanked all residents abiding by the street sweeping parking regulations.

Public Health & Safety/Building

Trustee Mougolias

Village wide garage sale will be June 25 and 26. Please call the Village Hall to register your homes. It will be advertised in the paper, businesses, website and cable channel. The following week will be Big Garbage Pick Up Week. No hazardous material will be picked up. Noticed a number of houses and yards in the village that need repair and is starting a committee to "Rebuild Harwood Heights." Looking for volunteers to assist him along with the Emergency Management Team; they will be cutting lawns and painting outside of homes that need it. Residents may nominate houses that they feel could be improved. Local businesses will donate money for supplies. Residents should call the Village Hall and speak to Natalie with homes they feel need repair.

Ordinance/License

Trustee Schuepfer

Asked for Boards approval on agenda items I 21, 22, 24, 25, 26, & 27. I 21 establishes what can be engraved on the paver bricks. I 22 is the Cost recovery amendment to a current Ordinance. I 24, 25, 26 & 27 relate to the Las Palmas Property. The Las Palmas property has been under discussion since last summer. I 25 is the proposal to change that area from R-3 to B-1. I 24 is a report from the Zoning Board of Appeals who held a meeting on May 2, 2011 to recommend variances for that property. I 26 is a lease ordinance to provide use of Village property. I 27 is a lease agreement.

Finance

Information & Technology

Trustee Szlendak

On May 19th we will have a presentation of the Audit. The second part of the meeting will be about the Appropriation budget. Hopes everyone will attend and give their input.

Clerk's Report

No Report

Attorney's Report

No Report

Motion by Trustee Dobrzycki, seconded by Trustee Szlendak to suspend the rules and allow the Appointments/ Reappointments to move to this part of the agenda. All in Favor.

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Swearing in of newly elected Trustees and Appointees by Judge Pucinski

Recess for cake and coffee at 8:10pm.

Meeting resumed at 8:40pm.

F. TRUSTEE COMMENTS

Trustee Gadzinski: Attended the Ridgewood Lucky losers' fundraiser on April 29th along with Mayor Jezierny, Clerk Pollowy, other board members, dignitaries and elected officials from Norridge and Norwood Park Township as well as Rep. McAuliffe.

This past Saturday, the Mayor, Clerk Pollowy, Trustees Steiner, Dobrzycki, Szlendak and myself attended the Polish Constitution Parade. This also marked Mayor Daley's last Parade that he will be attending. Among the many dignitaries present were US Senator Mark Kirk, Congresswoman Jan Schakowsky, 45th Ward new Alderman John Arena, Commissioner Dan Patlak of the Board of Review, State Treasurer Rutherford, Clerk of the Circuit Court Dorothy Brown and many others.

I would like to thank everyone that voted for me and supported me for my re-election. Thank you to all the residents, volunteers, and friends who put up signs of support. A special thanks to my team... Terry Schuepfer, Mike Holzer and Mayor Jezierny. I am also very gracious and humble to have been supported by Trustee Larry Steiner as a friend and fellow board member. It could not have been done with out all of your support. It has been my honor and privilege to represent you over the last 4 years and to have been re-elected to a 2nd term with the highest vote total, so that I can continue-on in being your voice... and representing your views and concerns. Over the years I have been successful in organizing and sponsoring many events that I believe are an important part of our community. I feel it is important to organize events such as our Annual Health Fair, the Secretary of State Mobil Unit and the many free seminars as well as workshops such as the "Senior Elderly Abuse and Asset Protection" workshop. These programs have provided convenience to our residents. I feel it is also very important to provide support and assistance to our community by enriching the lives of our youth as well as our seniors. There has been so much that I have accomplished thus so far, but there is so much more I would like to see done for the betterment of our community. With the support of our Mayor and Board, I would like to see us continue to move this village forward by bringing retail development/businesses into our village, improving infrastructure, conquering our flooding issues and continuing to provide village services and quality police protection to our residents. Serving as your Trustee I will continue to build on your hopes and dreams and embrace your values and concerns as you provide a voice and vision for our village. I will continue to serve residents with integrity, loyalty and in an honest and trustworthy manner, eager to put your interests first. Thank you and God bless you all.

Trustee Dobrzycki: Thanked all the residents of Harwood Heights for their support for allowing me to do this job. Promised to do his best to do whatever he can to make Harwood Heights a better place and since he came on the board all the initiatives he presented he did so with that in mind. Thanked his wife and daughter for their support, as well as his mother, brother, sister-in-law and nephew for their support. His family has lived in Harwood Heights since 1976. Looks forward to working with every member of the board to make Harwood Heights a better place.

G. SPECIAL COMMITTEE REPORTS

None

H. APPOINTMENTS/REAPPOINTMENTS

As per Attached List

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
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I. CONSENT AGENDA

**Motion by Trustee Dobrzycki seconded by Trustee Gadzinski on Consent Agenda Items I 1-32.
Mayor Jezierny Withdrew Consent Agenda item I 18 for further discussion at the next COW meeting.
Trustee Schuepfer pulled Consent Agenda item I 1 for a separate vote.
Motion by Trustee Dobrzycki seconded by Trustee Gadzinski on Consent Agenda Items I 2-17 & I 19-32.**

2. To approve expenditure, not to exceed \$30,000.00, payable to Robert Hendrickson for the 5 year tree trimming program for area from Ronald to Oak Park and Gunnison to Forest Preserve Drive expensed to FY 11/12 line item 11-04-00-7053 – Forestry.
3. To approve expenditure, not to exceed \$34,750.00, payable to GMS Plumbing for catch basin and inlet repairs for the addresses listed on the proposal expensed to FY 11/12 line item 22-00-00-7070 – Water & Sewer Fund.
4. To approve expenditure, not to exceed \$3,400.00, payable to McCann for 2 new kingpins, 2 stabilizer cylinders and a new blower motor for the 1994 Case 580K expensed to FY 11/12 line item 22-00-00-7044 – Water & Sewer Fund.
5. To approve expenditure, not to exceed \$8,195.00, payable to Colosimo's Construction for concrete repairs on damages curbs on Lawrence Ave due to state plowing expensed to FY 11/12 line item 22-00-00-7036 – Water & Sewer Fund.
6. To approve expenditure, not to exceed \$4,140.00, payable to the Illinois Council of Police for Legal Defense Plan membership for 3-1-11 to 3-1-12 expensed to FY 11/12 line item 11-05-00-7034 – Police.
7. To approve expenditure, not to exceed \$3,300.00, payable to Northern Illinois Police Alarm System for Emergency Services Team Assessment dues for May 1, 2011 to April 30, 2012 expensed to FY 11/12 line item 11-05-00-7060 – Police.
8. To approve expenditure, not to exceed \$4,912.50, payable to Houseal Lavigne Associates for Professional Services on May 1, 2011 invoice relating to the FAA Grant for the Land Use Compatibility Plan expensed to FY 10/11 line item 13-15-00-7130 – FAA Grant Expenditures. (80% to be reimbursed back to the village).
9. To approve expenditure, not to exceed \$134,378.55, for the 2nd and final installment of the 2011 Annual Contribution payable to IMLRMA (Illinois Municipal League Risk Management Association) for 12-31-10 to 12-31-11 expensed to FY 11/12 line item 11-03-00-8000 – Finance.
10. To approve wire transfer of \$2,522.00 SSA debt service payment from Parkway Bank & Trust Co. Lawrence Avenue SSA Tax Receipts & Debt Service Account to Amalgamated Bank of Chicago for semi-annual interest due June 1, 2011 for Series 2006A BI #2663 SSA Bonds. Amount to be charged to line item 57-00-00-5001 SSA Debt Service Fund Interest Expense.
11. To approve wire transfer of \$52,825.00 SSA debt service payment from Parkway Bank & Trust Co. Lawrence Avenue SSA Tax Receipts & Debt Service Account to Amalgamated Bank of Chicago for semi-annual interest due June 1, 2011 for Series 2006B BI #2664 SSA Bonds. Amount to be charged to line item 57-00-00-5010 SSA Debt Service Fund Interest Expense.
12. To approve wire transfer of \$44,413.75 debt service payment from Parkway Bank & Trust Co. General Account to Amalgamated Bank of Chicago for semi-annual interest due June 1, 2011 for General Obligation Bonds Series 2003 BI #1984. Amount to be charged to line item 55-00-00-7025 General Obligation Bonds Fund Interest Expense.
13. To approve expenditure, not to exceed \$200.00, payable to Ridgewood High School for the community participation in Mosaic Tile program.
14. To approve expenditure, not to exceed \$3,500.00, payable to NABTECH for 2 new computers with software expensed to FY 11/12 line item 11-03-00-8015 – Finance.

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15. To approve a Rental Agreement with FP Mailing Solutions (Francotyp-Postalia, Inc) for a Real Estate Tax Meter for a 36 month term from May 1, 2011 through April 30, 2014 for a monthly rental fee of **\$50.00 per month** and to authorize the Mayor to sign the Rental Agreement.
16. To approve expenditure, not to exceed **\$242.00 per month**, payable to Pitney Bowes for a DM400 Digital Mailing Machine for a 39 month lease with a \$1.00 Buyout and to authorize the Mayor to sign the Lease Agreement.
17. To approve a Professional Engineering Services Agreement, not to exceed **\$40,000.00**, with Clark Dietz for the Village's Fiscal Year running from May 1, 2011 through April 30, 2012 and to authorize the Mayor to sign the Agreement.
19. Motion for the Board to approve the Illinois Secretary of State Mobile Drivers Facility to be at the Village Hall on July 13, 2011.
20. To approve Handicap Parking sign at the address commonly known as **4646 N. New England** and to direct Public Works to install the sign in a timely manner.
21. To Adopt **Ordinance 11-13**, An Ordinance Authorizing Establishment of "Paver Brick" Fundraiser & Establishment of Standards Governing Engravings.
22. To Adopt **Ordinance 11-14**, An Ordinance Amending Section 17.52.240 of the Village Code to Provide for Comprehensive and Standardized Procedures to Recover Costs for Certain Professional Fees and Other Costs Incurred by the Village of Harwood Heights for Certain Zoning Relief, Subdivision, Planned Unit Developments and Other Land Development Application Reviews and Approvals.
23. To Adopt the "Harwood Heights Cost Recovery Agreement" relating to Ordinance 11-14.
24. To concur with the Zoning Board of Appeals recommendations regarding **Zoning Hearing 11-03** to grant variances to zoning codes 17.28.100B, 17.28.090B and Title 17 Section 52 Appendix A for the property located at 6817 thru 6829 W. Montrose Ave, also known as Las Palmas Restaurant.
25. To Adopt **Ordinance 11-15**, An Ordinance Conditionally Approving Certain Zoning Map Amendments and Variances Requested by the Owner of 6817 – 6829 W. Montrose to Enable the Expansion of the Surface Parking Lot (Las Palmas: 6817 – 6829 W. Montrose).
26. To Adopt **Ordinance 11-16**, An Ordinance Authorizing Entry into a 10 Year Lease Agreement, with Options for Renewal, for the Use of Certain Village-Owned Real Property for Parking Purposes by Harwood Heights, LLC.
27. To approve a 10 Year Lease Agreement between the Village of Harwood Heights and Las Palmas for certain real property owned by the village located at 6829 West Montrose Avenue and to authorize the Mayor to sign the Agreement.
28. To Approve **Resolution 11-06**, A Resolution Authorizing the Village Clerk to Make Certain Closed Session Meeting Minutes Available for Public Inspection.
29. To Approve **Resolution 11-07**, A Resolution Opposing Reduction of State Collected Revenues Due Municipalities.
30. Transfer from Parkway General Savings Account in the amount of **\$275,403.59** as they appear on check register **#50522** thru **#50574**.
31. Transfer from Parkway General Savings Account in the amount of **\$135,122.94** to Parkway Bank Payroll Account.
32. Electronic transfer from Parkway General Savings Account in the amount of **\$12,796.67** for April 2011 IMRF Pension Fund.

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A roll call vote on Consent Agenda items I 2-17 & I 19-32 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 Trustee Szlendak on Consent Agenda item I 1.

1. To approve the regular minutes of the Board of Trustees meeting held April 28, 2011.

A roll call vote on Consent Agenda items I 1 resulted as follows:
A YES: Trustee Dobrzycki, Gadzinski, Mougolias, Steiner, Szlendak
NAYS:
ABSTAIN: Trustee Schuepfer
ABSENT: Motion Carried

ITEM WITHDRAWN FROM CONSENT AGENDA

18. To approve a 3-year lease to purchase contract with Current Technologies for Security System for the Village Hall complex to replace the current equipment owned by ADT for a cost of \$89,771.00 or not to exceed \$30,000 per year.

J. NEW BUSINESS

None

K. OLD BUSINESS

Trustee Dobrzycki

Stated that on every video rental from Blockbuster we had an Ordinance that gave us a quarter for every tape that was rented. Was wondering if we were getting revenue from the Red Box rentals? There is a Red Box at Butera's in Harwood Heights. Found out there was a tax for 8 cents per rental. However the address for Butera's is listed as Chicago.

Mayor Jezierny stated that she would add this to the next COW meeting agenda.

L. CORRESPONDENCE

Clerk Pollowy: Read letter From Union Ridge School from Patricia Richardson and Joann Wilk. They commented on Officer Sam Pallazo and the great job he does for the DARE Program at Union Ridge. They feel he is a great Officer and role model for the children of Harwood Heights.

Also read a letter from the Village of Arlington Heights addressed to Chief Ricchio thanking Detective John DeVries and Officer Steve Biaggi for their expert assistance in connection with a homicide that was discovered in Arlington Heights on April 14, 2011.

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M. TRUSTEE COMMENT

Trustee Mougolias

Wanted to know why Mayor Jezierny pulled agenda item I 18?

Mayor Jezierny stated that she understood that Trustee Mougolias had another bid to come forward so they were waiting to see that bid before voting on this item.

Trustee Dobrzycki

Received a call from a resident that the markings have not yet been sprayed on a bad sidewalk on Gunnison.

Mayor Jezierny stated that Public Works has been short handed and will get to it real soon.

N. EXECUTIVE SESSION

Motion by Trustee Dobrzycki, seconded by Trustee Gadzinski at 8:55pm; on a roll call vote, all in favor.

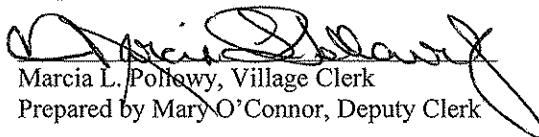
Motion to enter into Executive Session: pursuant to (5 ILCS 120/2) Sec. 2. Open meetings © Exceptions. A public body may hold closed meetings to consider the following subjects: (1) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the findings shall be recorded and entered into the minutes of the closed meeting.

Reconvene Open Session: Motion by Trustee Dobrzycki, seconded by Trustee Steiner at 10:02pm; roll call, all present.

O. ADJOURNMENT

Motion by Trustee Dobrzycki, seconded by Trustee Gadzinski 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, May 12, 2011 at 10:03 pm.

Respectfully submitted,


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