

VILLAGE OF JUSTICE
PRESIDENT AND BOARD OF TRUSTEES
7800 ARCHER ROAD, JUSTICE, IL
SECOND REGULAR BOARD MEETING
OF August
Minutes of Monday, August 22, 2011
7:30 PM.

Mayor Kris Wasowicz called the Meeting to order at 7:30 pm.

PLEDGE:

Mayor Wasowicz led the reciting of the Pledge of Allegiance.

ROLL CALL:

Clerk Kathy Svoboda called the roll. Present are Mayor Kris Wasowicz, Trustees: Rich Sparr, Rick Symonds, Ed Rusch, Melanie Kuban, Kinga Bartoszek and Sue Small. Attorney Mike Castellino of the Del Galdo Law Group is also present.

APPROVAL OF MINUTES:

The Chair will entertain a Motion: To approve the minutes of the Regular Board Meeting of August 8, 2011 as submitted, or if necessary as corrected.

MOTION: Trustee Sparr Moves: To approve the minutes as submitted.

SECOND: Trustee Kuban

VOTE: Trustees Sparr, Symonds, Rusch, Kuban, Bartoszek and Small, aye. All ayes. Motion passed.

VILLAGE PRESIDENT'S REPORT:

The Chair will entertain a Motion: To approve Resolution 2011-26, A RESOLUTION AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT WITH MARTINEZ FROGS, INC.

MOTION: Trustee Kuban so Moves:

SECOND: Trustee Small

Trustee Rusch asked for an opportunity to discuss a question regarding the terms of the agreement with the village attorney. A brief recess was observed for Trustee Rusch to confer with Attorney Mike Castellino.

VOTE: Trustees Symonds, Rusch, Kuban, Bartoszek and Small, aye. Trustee Sparr abstained. Motion passed.

President Wasowicz informed the public that there were 13 completed restorations by Justice Public Works on Water Commission projects to date this year. The Commission operated on \$300,000.00 less this year, than last. The Justice/Willow Springs Water Commission will not initiate a water rate increase in 2011.

VILLAGE CLERK'S REPORT:

Clerk Kathy Svoboda announced that she is in receipt of a communication from Aging Care Connections announcing an Early-Stage Memory Loss Seminar to be held for eight weeks targeting those that are experiencing early-stage Alzheimer's or other forms of dementia and their family members and friends. Participant will meet in two separate groups, those experiencing memory losses and those family and friends affected by that loss. The seminar will start on Wednesday, September 14, 2011 from 1:00 to 2:30 pm. and each Wed. thereafter until November 2, 2011.

The seminar will be held at the Aging Care Connections office at 111 W. Harris in LaGrange. Additional information can be obtained by calling the office. A flyer will be posted in the vestibule.

COMMITTEE REPORTS:

FINANCE & INSURANCE –Trustee Kinga Bartoszek

MOTION: Trustee Bartoszek Moves: To approve payables numbers 1-31, in the amount of \$45,143.39 posted for the period of 08/04/2011 – 08/17/2011, plus re-occurring expenses of \$12,780.97, TIF #3 expenses of \$ 618.75 and MFT expenses of \$5,582.87, for a total of \$64,125.98.

SECOND: Trustee Small

VOTE: Trustee Rusch, Kuban, Bartoszek, Small, Sparr and Symonds, aye. All ayes.
Motion passed.

Trustee Bartoszek added that the Insurance Committee for the Village of Justice will meet once again on August 30, to discuss the pending proposal for health insurance coverage from Local 73 SEIU, United Healthcare Group. All of the various bargaining units and administrative personnel are represented in the committee and will have ample opportunity to review the proposed schedule of benefits with their various employee groups. We hope to have feedback from that evaluation at the next committee meeting on September 7, 2011.

PUBLIC UTILITIES – Trustee Rick Symonds

MOTION: Trustee Symonds Moves: To authorize Public Works to re- install fence posts at 8632 S. 79th Ave. in order for the homeowner to install the fence that was taken down during the Roberts Park Road Construction Project.

SECOND: Trustee Bartoszek

Trustee Bartoszek asked if any more of the grant funds have been released by IDOT yet for payment of invoices.

Mr. Lurquin replied that no, not yet, but we are expecting the funds to be released soon.

We want to be ready to pay the approved invoices as soon as the funds are available.

VOTE: Trustee Kuban, Bartoszek, Small, Sparr, Symonds and Rusch, aye. All ayes.
Motion passed.

MOTION: Trustee Symonds Moves: To approve Resolution 2011-27, A RESOLUTION APPROVING A SECOND ADDENDUM TO A CERTAIN SETTLEMENT AGREEMENT WITH SEIU LOCAL 73.

SECOND: Trustee Sparr

VOTE: Trustee Bartoszek, Small, Sparr, Symonds, Rusch and Kuban, aye. All ayes.
Motion passed.

MOTION: Trustee Symonds Moves: To approve Resolution 2011-28, A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE BID TO PERFORM MAINTENANCE ON THE THOMAS STREET POND UNDER THE 06-029 CDBG IMPROVEMENT PROJECT.

SECOND: Trustee Kuban

VOTE: Trustee Small, Sparr, Symonds, Rusch, Kuban and Bartoszek, aye, All ayes.
Motion passed.

Public Works has completed through the yards on the 72nd Street Project between 86th Court and 87th Ave. The connection to the storm sewer was made and the project is almost done with some restoration yet to accomplish.

Pothole patching, chipping, cutting of easements, weed removal and sewer line clean-outs continue. General maintenance work on a few squad cars was completed as well.

PUBLIC SAFETY – Trustee Melanie Kuban

MOTION: Trustee Kuban Moves: To authorize Chief Gedville to interview candidates for and to hire a dispatcher to fill the vacancy created by the resignation of Ms. Michelle Smalarz from the Justice Police dispatch staff.

SECOND: Trustee Bartoszek

VOTE: Trustee Sparr, Symonds, Rusch, Kuban, Bartoszek and Small, aye, All ayes.
Motion passed.

MOTION: Trustee Kuban Moves: To authorize the completion of the installation of the Speed Bumps on Oak Grove Ave. adjacent to the park district property.

SECOND: Trustee Rusch, for discussion

Trustee Rusch asked if the speed bumps and the installation were indeed being paid for with Asset Forfeiture funds. Chief Gedville replied that they were.

VOTE: Trustee Symonds, Rusch, Kuban, Bartoszek, Small and Sparr, aye, All ayes.
Motion passed.

Trustee Kuban read a letter from the Burbank Police Chief, Bruce W. Radowicz extending his sincere appreciation for the participation of the Justice Police Department in honoring Officer Christopher J. Panicucci who was recently laid to rest with all the honor and dignity befitting an officer and a Marine following a difficult fight with glioblastoma multiforme.

Chief Radowicz added that the JPD has lent comfort to the family and friends of Officer Panicucci and to the Burbank Police Department.

The next Neighborhood Watch Meeting will be held on Thurs. September 25, at 7:30 pm.

ADMINISTRATION BUILDING & RECREATION – Trustee Sue Small

Trustee Small read a letter from the Director of the Summit Park District congratulating the Village of Justice on our 100th Anniversary on behalf of the district's Board of Commissioners.

This weekend is the Justice Park District's Summerfest. A lot will be going on and hopefully, the event will be well attended. Hope to see you all there!

The Park District has consented to allow a number of Centennial events including a dunk tank and Spin the Wheel to win Centennial-related memorabilia. The History Room will be open on Saturday and Sunday.

ORDINANCES, LICENSES & PUBLIC PRINTING – Trustee Ed Rusch Jr.

Trustee Rusch stated that Mr. Lurquin informed him that there is a business that would like to store tequila for distribution at a mixed-use location. Fire codes for such storage will have to be consulted.

Trustee Rusch commented that there is another Cash for Gold business applying for licensure that is under review. We are waiting for a presentation from Windy City Auto Sales Inc. that is applying for a license at the old Why Not property. There are concerns regarding the number of cars that can be staged at that location. They would like to display as many as 40 cars. We will explore the possibilities within village code.

Trustee Rusch stated that while on the internet recently, he became aware of an increasing number of robberies to persons wearing noticeable gold jewelry. He cautions residents to be careful how and where you wear your gold jewelry. Be cognizant that it may attract unwanted attention.

Trustee Rusch continued, stating that the last item he wants to address is the recent request by the board to the village attorney to draft an amendment to code regarding smoking regulations to once again consider allowing Hookah Bars (retail tobacco sales with smoking).

Some months ago, legislation was drafted that would allow such a business but was not acted upon. If we had to start from scratch, Trustee Rusch would not have advocated amending the legislation. The latest amendment would tighten the requirements with limits on minimum square footage, creation of a retail tobacco license limiting the number allowed, etc. No zoning change would be required.

There will be discussion on Wednesday, September 7, 2011, at the regular committee meeting, and based on that discussion, Trustee Rusch plans to making a Motion either for or against the amendment at a subsequent board meeting.

Mike Castellino stated that the amendment is not intended to address only Hookah Bars but will address any kind of retail tobacco business that allows smoking. Trustee Sparr added that the requirements would also preclude more than one business in a building. The use of retail tobacco with smoking would require a free standing building occupied solely by the one business.

BUILDING, PLATS AND ZONING – Trustee Rich Sparr

Trustee Sparr has an item of business regarding a dangerous residential garage. The garage is constructed of wood and brick. The roof is caving in and the walls are bowing. Under Section 8, 1-41 of the Justice Village Code, we have the ability and the responsibility of insuring that the building be taken down with haste. The owner will be given 30 days notice to demolish the structure.

MOTION: Trustee Sparr Moves: To initiate the proceedings under the dangerous building declaration, Section 8, 1-41 to require demolition of the garage at 8450 S. 79th Court, within 30 days. .

Mike Castellino asked if the homeowner does not comply, is it the intent that the village will take down the building.

Since that is the intent, Attorney Castellino will work with Jim Lurquin to take the necessary legal steps for the village to proceed, should the homeowner not comply.

Trustee Bartoszek asked if the owner does not comply and the structure has to be removed by the village, will the village have to pay for the removal.

Jim Lurquin replied that the village would, but then the property would be liened for the cost.

SECOND: Trustee Small

VOTE: Trustee Rusch, Kuban, Bartoszek, Small, Sparr and Symonds, aye. All ayes. Motion passed.

Trustee Sparr announced that he has already collected sponsorship for the Auto Show and that response for the show has been outstanding.

ATTORNEY’S REPORT: Attorney Mike Castellino

Attorney Castellino had no report.

CORRESPONDENCE:

There was none of note.

OLD BUSINESS:

Trustee Small commented that soon we will be soliciting businesses who might like to sponsor the reconstruction of the remaining village signs.

NEW BUSINESS:

SCHEDULE OF COMMITTEE MEETINGS:

Wednesday, September 7, 2011, 7:00 p.m.

FINANCE & INSURANCE: Trustee Bartoszek

Mr. Bobby Dufkis, Senior Vice-President of the Assurance Agency will attend to discuss worker's comp., liability and property and casualty insurance.

Review of posted payables, and an update regarding the SEIU Insurance proposal.

PUBLIC SAFETY: Trustee Kuban

Any matters pertaining to Public Safety including further discussion of the vehicle immobilization (boot) code amendment, the proposed Safespeed legislation, and other matters before the committee

ADMINISTRATION BUILDING & RECREATION: Trustee Small

Any matters before the committee.

PUBLIC UTILITIES: Trustee Symonds

Any matters before the committee.

ORDINANCES, LICENSES & PUBLIC PRINTING: Trustee Rusch

Any new business licenses including: **Manester Group, Inc. D/B/A United**

Liquor Mart - 8334 -36 S. Roberts Road is buying out Matteson Liquors 2. **Pauls' Truck**

Repair - 8226 S. 86th Court - has applied for a license where Streich Corporation was.

Sam's Jewelry - 8350 S. Roberts Road - has applied for a Cash for Gold license.

Windy City Auto Sales - 7830 Frontage Road - will make a presentation for a used car sales

lot. **LiL K's Tattoos** - 8646 S. Roberts Road - is upgrading her license,

Also, possible review of an amendment to the smoking ordinance and any other ordinances or code amendments available for review

BUILDING, PLATS & ZONING: Trustee Sparr

Any matters pertinent to Building, Plats & Zoning including possible discussion regarding a code enforcement officer and an update regarding the dangerous garage issue.

Possible executive session to discuss:

Appointment, employment, compensation, discipline, performance or dismissal of specific employees or classes of employees of the Village,

Collective negotiating matters between the Village and its employees or their representatives,
Potential or Pending litigation

PUBLIC COMMENTS:

Mr. John Small asked what the amount of the settlement is.

Mayor Wasowicz replied that since we are still involved in pending litigation with other claimants. We cannot comment.

Mr. Mike Perillo thanked Trustees, Rusch and Symonds for taking care of issues for the betterment of the community, and Trustee Sparr for dealing with the unsafe garage that has been a problem for a long time.

Mr. Perillo asked what the deal is with the old car wash.

Mayor Wasowicz replied that the purchaser of the property wants to build a day-care center but requires multiple variances from code and has many building line issues. The proposal is currently in the hands of the Zoning and Planning Commission, but the concessions by the village required for the owner to proceed are various and many. It does not look favorable at this point.

Mr. John Koslowski spoke about the lack of maintenance to the newly installed village sign on 79th Street just west of 88th Ave. The sign in front of Damar is attractive and well maintained whereas the sign on 79th is a real eyesore.

Mr. Koslowski continued stating that being aware of how busy public works is; he was very surprised to see our bucket truck with a public works employee changing light bulbs in the sign at Canterbury Inn.

Mayor Wasowicz explained that as time allows, we sometimes provide assistance to residents and business owners for a fee.

Mr. Koslowski asked if village employees are insured when they work on public property.

They are.

Mr. Koslowski asked if an invoice and subsequent check for payment would be available for review with a FOIA request.

Those records certainly can be requested.

Public works will be trimming the trees and bushes on 86th Ave. and 83rd in order to increase visibility at the intersection, because the resident is elderly and cannot perform the task by himself.

Mr. Koslowski stated there is a tree on a parkway in Deer Woods that is dead and needs to be removed. Will public works remove that tree?

Mayor Wasowicz stated that if the tree were on the right-of-way we could assist but since it is on private property we will not.

Mr. Tom Janes asked if we wear close to an election. It seems to him a lot of foolishness is being discussed more in keeping with election-time.

ADJOURNMENT:

The Chair will entertain a Motion: To Adjourn.

MOTION: Trustee Sparr so Moves.

SECOND: Trustee Symonds

VOICE VOTE: All ayes.

Meeting adjourned at 8:07 pm.

Respectfully submitted,
Kathleen M. Svoboda
Village Clerk