

VILLAGE OF JUSTICE
PRESIDENT AND BOARD OF TRUSTEES
7800 ARCHER ROAD, JUSTICE, IL
FIRST REGULAR BOARD MEETING
OF AUGUST
Minutes of Monday, August 13, 2012

The Meeting was called to order at 7:30 pm.

PLEDGE:

Mayor Kris Wasowicz led the reciting of the Pledge of Allegiance.

ROLL CALL:

Clerk Kathy Svoboda called the roll. Present are Village President Kris Wasowicz; Trustees: Rich Sparr, Ed Rusch, Rick Symonds, Melanie Kuban, Kinga Bartoszek and Sue Small. Attorney Joe Cainkar of the firm of Louis F. Cainkar Ltd. is also present.

APPROVAL OF MINUTES:

The Chair will entertain a Motion: To approve the minutes of the Regular Board Meeting of July 23, 2012 as submitted, or if necessary as corrected.

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

SECOND: Trustee Symonds

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

VILLAGE PRESIDENT'S REPORT:

President Wasowicz had no formal report this evening.

VILLAGE CLERK'S REPORT:

Literature was received from Commissioner Joan Patricia Murphy's office regarding an increase in West Nile Virus cases. Residents are being cautioned to avoid any kind of standing water on their property. Rain barrels, tires, buckets, bottle etc., that hold water should be eliminated and avoided. Swimming pools should be kept clean and small pools should be drained when not in use.

Drainage easements and small streams should be kept moving and free of grass clippings and other debris. Ornamental pools and ponds should be stocked with top feeding minnows and be well maintained.

From dusk until dawn a repellent containing deet should be worn.

COMMITTEE REPORTS:

FINANCE & INSURANCE –Trustee Kinga Bartoszek

MOTION: Trustee Bartoszek Moves: To approve payables numbers 1-22 in the amount of \$46,171.73 recurring expenses of \$129,720.47, MFT expenses of \$40,725.16, TIF #2 expenses of 12,900.85 and TIF #3 expenses of \$ 323.75, for a total of \$229,841.96.

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

Trustee Bartoszek thanked Trustee Rusch for his handling of the review of the payables and discussion regarding current financials in her absence. She heard the discussion was lively.

On August 20th, at 7:00 pm the next Historical Committee Meeting will be held. Anyone who would like to attend is welcome. Please bring any historical pictures or artifacts to the meeting. Pictures will be copied and returned to you that evening.

PUBLIC UTILITIES – Trustee Rick Symonds

Trustee Symonds has a report from Asst. Director of Public Works, Ken White. Mr. White reports that the repaving and drainage work at 83rd Street is complete. As usual, maintenance of squad cars, sewer rodding, chipping, clean-outs and grass cutting is ongoing. Asphalt patching, maintenance of PW equipment and responding to resident requests and complaints continues. Spraying of weeds along Cork Ave., replacement of a sewer-line at 79th Ave. and repair of a sinkhole on 83rd were recently accomplished.

PUBLIC SAFETY – Trustee Melanie Kuban

Trustee Kuban announced that the hook-ups from Comcast and ComEd regarding the red-light cameras at 79th Street are operational. Police Department personnel will be attending training for the operation and administration of the cameras system this coming Wednesday.

The monitor in the hallway will allow for alleged violators to view the actual offense in order to determine if they agree or disagree with the violation.

ADMINISTRATION BUILDING & RECREATION – Trustee Sue Small

MOTION: Trustee Small Moves: To approve a donation from Special Events to the Special Olympics of Illinois in the amount of \$100.00.

SECOND: Trustee Kuban

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

Trustee Small reported that work continues on the new website. This past Saturday Clerk Svoboda, Matt Zarebczan from the front office and Trustee Small met to finalize some of the organizational details for the website. We hope the changeover will occur very soon.

ORDINANCES, LICENSES & PUBLIC PRINTING – Trustee Ed Rusch

MOTION: Trustee Rusch Moves: To approve the Business License of Soup, Sandwiches and More at 8025 W. 79th Street in Justice, being in compliance with all codes and ordinances and having passed all inspections.

SECOND: Trustee Symonds

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

MOTION: Trustee Rusch Moves: To approve An Intergovernmental Agreement between the Justice/Willow Springs Water Commission and the Village of Justice in substantial form subject to review and minor revisions by the attorneys for the Commission and/or the Village.

SECOND: Trustee Kuban

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

MOTION: Trustee Rusch Moves: To approve Ordinance 2012-20, AN ORDINANCE AMENDING CHAPTER 8, PLANNING AND DEVELOPMENT, BY CHANGING ARTICLE X, HOUSING DISCRIMINATION, OF THE JUSTICE MUNICIPAL CODE.

SECOND: Trustee Sparr

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

MOTION: Trustee Rusch Moves: To approve Ordinance 2012-21, AN ORDINANCE AMENDING CHAPTER 13, RATES AND FEES, ARTICLE I, RATES AND FEES, SECTION 13-1, RATES AND FEES, BY DELETING "VIDEO GAMBLING FOR AMUSEMENT MACHINE OR GAME OF CHANCE FOR AMUSEMENT MACHINE, PER MACHINE" AND ADDING "VIDEO GAMING TERMINAL VENDOR," OF THE JUSTICE MUNICIPAL CODE.

SECOND: Trustee Sparr

The board had considerable discussion regarding whether to allow Video Gaming in cooperation with the State. We did not want to hamper our business licensees by deterring those patrons who want to play games of chance and sending them instead to adjacent communities.

This legislation creates a business license class of Video Gaming Terminal Vendor at the customary minimum license fee of \$150.00 per year and also a \$25.00 fee per machine payable by the hosting business licensee.

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

MOTION: Trustee Rusch Moves: To approve Ordinance 2012-22, AN ORDINANCE AMENDING CHAPTER 3, BUSINESS REGULATIONS, ARTICLE IV, ALCOHOLIC LIQUOR, BY CHANGING SECTION 3-89, LICENSE RESTRICTIONS, AND BY CHANGING SECTION 3-101, CLOSING HOURS, OF THE JUSTICE MUNICIPAL CODE. GAMING TERMINAL VENDOR," OF THE JUSTICE MUNICIPAL CODE.

SECOND: Trustee Sparr

Trustee Rusch noted that reversal of the ban on selling alcohol on Sunday mornings before 10:00 am was an unnecessary change to the code. We have had no complaints to date regarding our Sunday morning hours.

MOTION: Trustee Rusch Moves: To amend the current Ordinance to replace the starting time for the sale of alcoholic beverages on Sunday to 10:00 am.

SECOND: There was no Second.
There was no Second.
Motion to amend failed.

MOTION: Trustee Rusch Moves: To Amend the Ordinance under consideration to return the closing times on Friday and Saturday to 2:00 am.

SECOND: Trustee Symonds
Trustee Rusch explained that he did not support the contention that our businesses were losing customers in the few hours before closing to relocate to taverns that have a later closing time. He spent some time in establishments in the few hours before closing and did not see an exodus of customers prior to closing time.

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

MOTION: Trustee Rusch Moves: To approve Ordinance 2012-22, as amended, with closing times of 2:00 am, daily.

SECOND: Trustee Sparr

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

We will take the IMRF Resolution back to committee for further clarification.

BUILDING, PLATS AND ZONING – Trustee Rich Sparr

Trustee Rich Sparr spoke briefly about the initiative to accept the dedication of a detention pond to the village from Classic Truck and Trailer that started years ago and was never completed.

Clerk Svoboda stated that she had provided the attorney for Classic contact info for our village attorneys to pursue the dedication.

Attorney Joe Cainkar has not heard from him as yet.

Trustee Sparr noted that a large entertainment venue was held at a business on 79th Street this past weekend. There were considerable people crossing 79th to attend. Due to the large number of attendees, he thinks the village should have been informed. The EMA could have provided crossing assistance for better safety or private security could have done the same. We may want to look at requirements for large social venues.

Trustee Bartoszek asked if there were any complaints. There were not.

Mayor Wasowicz added that we might want to speak to our business owners before creating any unnecessary rules.

Trustee Sparr will speak to Mr. Mandakas and then report to the board in committee.

The fence along the tollway, requested by Mr. Sulan is reasonable, and he will be working with the Building Department to permit installation.

Jim Lurquin is consulting with the attorneys regarding the two condemnations.

ATTORNEY'S REPORT: Attorney Joe Cainkar

Atty. Joe Cainkar had no formal report.

CORRESPONDENCE:

There was none of note.

OLD BUSINESS:

Trustee Rusch suggested we should come up with some formal recognition for our businesses who give so graciously to our social endeavors. We need to thank them, publicly for their cooperation and participation.

Reminder: The next committee meeting will be held on Tues. August 21st due to a board conflict on Wednesday.

NEW BUSINESS:

SCHEDULE OF COMMITTEE MEETINGS:

Tuesday, August 21, 2012

7:00 p.m.

FINANCE & INSURANCE: Trustee Bartoszek

Review of posted payables, further review of the first quarter financials and any other matters before the committee.

ADMINISTRATION BLDG. & RECREATION: Trustee Small

Any matters before the committee. Trustee Small may attend electronically.

PUBLIC SAFETY: Trustee Kuban

Any matters before the committee.

ORDINANCES, LICENSES & PUBLIC PRINTING: Trustee Rusch

Review of any new businesses or home occupation licenses and any ordinances or code amendments available for review. Discussion regarding the preparation of a letter and the process for notifying past-due customers that in the event they do not respond with suitable payment arrangements, their water service will be suspended.

PUBLIC UTILITIES: Trustee Symonds

Any matters before the committee including a Resolution for MFT maintenance funds transfer to construction; CDBG project selection; and Mary Flowers street re-construction Phase II recommendations.

BUILDING, PLATS & ZONING: Trustee Sparr

Any matters before the committee including discussion regarding construction of a fence adjacent to the toll way; an update regarding the condemnation and demolition of 7906 W. 85th Street and 8616 S. 79th Avenue, condemnation and demolition.

Possible executive session to discuss:

- (1) Appointment, employment, compensation, discipline, performance or dismissal of specific employees or classes of employees of the Village.
- (2) Potential or Pending litigation.
- (3) Collective Bargaining Matters.

PUBLIC COMMENTS:

Mr. Joe Davern asked why the ordinance changing the business hours for liquor serving establishments didn't get voted on as proposed.

Because the amendments were proposed before the vote would be taken.

Mr. Mike Maruszak asked why no Resolution authorizing approval of the agreement with the JWSWC was included in that business.

Attorney Cainkar indicated that a resolution, although often customary, was not required.

Mark Bosse, the Justice Representative to the I&M Canal Civic Center Authority reminded the board that the Rendezvous is scheduled for September 8th and 9th, this year. School children are invited on Friday, September 7th for \$3.00 per child. It is a great opportunity for children to learn of the local history of our area. A donation is being requested from the village to offset the cost of the children's' day.

The Chair will entertain a Motion: To Adjourn

MOTION: Trustee Sparr so Moves.

SECOND: Trustee Bartoszek

VOICE VOTE: All ayes.

Meeting Adjourned at 8:12 pm.

Respectfully Submitted,
Kathleen M. Svoboda
Village Clerk