

Draft

JOURNAL OF THE PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING

**City of Park Ridge
505 Butler Place
Park Ridge, IL 60068**

Monday, June 21, 2010

Mayor Schmidt called the meeting to order at 7:31 p.m.

I. ROLL CALL

City Clerk Henneman read the roll call. The following Elected Officials indicated their presence at the meeting: Ald. Sweeney, DiPietro, Bach, Allegretti, Carey, Wsol and Mayor Schmidt. There was a quorum.

Ald. Ryan was absent.

II. PLEDGE OF ALLEGIANCE

Attendees of the meeting pledged allegiance to the United States flag.

III. APPROVAL OF MINUTES

Ald. DiPietro moved approval of the June 7, 2010 City Council Meeting minutes. Motion seconded.

MOTION CARRIED / VOICE VOTE

Ald. Sweeney moved approval of the May 17, 2010 Special City Council Meeting minutes. Motion seconded.

MOTION CARRIED / VOICE VOTE

IV. CONSENT AGENDA

Mayor Schmidt read the following Consent Agenda items into the record:

PROCEDURES & REGULATIONS

- Final approval of modifications to Article 14, Chapter 20 – Door-to-Door Solicitation

PUBLIC WORKS

- Final approval of the 2010/2011 Mandatory Sidewalk Replacement Ordinance
- First reading to Prohibit Parking from 7 a.m. to 9 a.m. on the southwest side of Busse Highway, Potter to Oakton – 13-12-4
- First reading to prohibit parking from 8 a.m. to 10 a.m. on both sides of Stewart Avenue, Courtland to Prospect, resident permits excepted – 13-13-2

FINANCE & BUDGET COMMITTEE

- Approve warrants, reviewed by Ald. Carey for the period ending 6/15/10 in the amount of \$1,033,392.69

Ald. DiPietro moved approval of the Consent Agenda. Motion seconded.

On roll call vote:

AYES: Ald. Carey, Wsol, Sweeney, DiPietro, Bach and Allegretti

AYS: None

ABSENT: Ald. Ryan

MOTION CARRIED.

V. REPORTS OF CITY OFFICIALS

MAYOR

Mayor Schmidt read a letter aloud that he drafted addressed to Illinois candidates running for the United States Senate and Congressional office inviting them to speak before Park Ridge residents on the O'Hare Airport Expansion issue. The Aldermen approved sending the letters after making slight modifications requested by Ald. Wsol and Carey.

Mayor Schmidt requested that Public Works Director Zingsheim report on recent storm damage (6/18-6/20). Director Zingsheim reported on electrical outages, tree damage, rainfall totals and the City's clean-up efforts. Zingsheim stated he received no flooding complaints.

Ald. Bach requested a synopsis of the location, specie, and replacement plan of any tree damaged by the storm.

Mayor Schmidt recognized the Maine South Government Class and their instructor, Greg Young. Mr. Young gave a brief summary of the curriculum, which he described as a culmination of academics and practical applications on a City government level.

a. City Managers Contract (7/13/09 – 7/13/10)

Mayor Schmidt provided a brief summary of events pertaining to the renewal of the City Manager Hock's Employment Agreement. He explained that two versions exist; one that the City Manager is proposing and one that Mayor Schmidt had proposed. The main difference is the amount City Manager Hock receives in deferred compensation and the method in which the amount would be received. Mayor Schmidt took responsibility for the delay in the matter but indicated he would like the Council to act on the matter immediately. Mayor Schmidt addressed any additional changes suggested in the agreement.

Ald. DiPietro moved approval of the City Manager's Employment Agreement. Motion seconded.

Ald. DiPietro questioned a sentence in the new Employment Agreement (page 1) listed under "TERM", and read aloud *"This agreement is to commence on July 13, 2009 and will expire on July 13, 2010 or such date as a new Mayor is elected and the new Mayor's term has commenced whichever date is later."* Mayor Schmidt responded, indicating that the line just read should not be included in the agreement and the term should be one-year.

Mayor Schmidt requested a friendly amendment from the Aldermen. No Council members responded to his request.

Ald. Allegretti was uncomfortable approving a contract he had little time to review due to his work schedule.

Ald. Allegretti moved to defer the matter to the next meeting. Motion seconded.

Discussion ensued regarding a date that the matter would be addressed.

Ald. Bach moved to amend: consider a Special City Council meeting on July 12. Motion seconded.

MOTION FAILED / VOICE VOTE

Vote on Ald. Allegretti's motion (continue discussion July 19)

VOICE VOTE / MOTION CARRIED

Ald. Wsol requested that the Council be provided with the costs of each health insurance plan.

Ald. Bach requested an opinion from the City Attorney: 1) regarding the "TERM" language and 2) the need of renegotiating the contract annually.

Ald. Allegretti requested knowing the changes made to the City Manager's contract. City Attorney Henn said she would supply a redlined version.

CITY COUNCIL

Ald. Bach reminded residents about the Taste of Park Ridge event, July 8-10.

CITY ATTORNEY

No report

CITY CLERK

a. **City Clerk Henneman requested a motion from the Council to cancel the July 5, 2010 and August 2, 2010 City Council Meetings.**

Moved by Ald. Wsol. Motion seconded.

MOTION CARRIED / VOICE VOTE

City Clerk Henneman requested a motion from the Council to cancel the June 28, 2010 and July 26, 2010 Committee of the Whole Meetings.

Moved by Ald. Allegretti. Motion seconded.

MOTION CARRIED / VOICE VOTE

b. **City Clerk Henneman requested a motion to adjourn to Closed Session to approve Closed Session minutes of March 15, 2010, March 29, 2010, April 12, 2010 and May 3, 2010, pursuant to Chapter 5, Act 120, Section 2 c 21 of the Illinois Compiled Statutes.**

Moved by Ald. DiPietro. Motion seconded.

On roll call vote:

AYES: Ald. Wsol, Sweeney, DiPietro, Bach, Allegretti and Carey

AYS: None

ABSENT: Ald. Ryan

MOTION CARRIED.

CITY MANAGER

City Manager Hock explained the process of tax valuation by the Township Assessor on homes that have recently made improvements.

He also explained that interviews are underway for the Finance Director.

a. **City Manager Hock requested the City Council adjourn to Closed Session to discuss the acquisition of property, pursuant to Chapter 5, Act 120 2 c 5 of the Illinois Compiled Statutes (purchase of parking lot in Target Area 4 owned by Mr. Scharringhausen).**

Moved by Ald. Allegretti. Motion seconded.

Declan Stapleton (226 East Avenue) believes matters of spending money for this purpose should be discussed among residents.

Ald. DiPietro, Ald. Sweeney and Ald. Bach indicated they would not vote in favor to adjourn to Closed Session and provided reasoning for their decision.

Moved by Ald. DiPietro. Motion seconded.

On roll call vote:

AYES: Ald. Allegretti

NAYS: Ald. Sweeney, DiPietro, Bach, Carey and Wsol

ABSENT: Ald. Ryan

MOTION FAILED

Ald. Bach moved to discuss the matter at the Committee of the Whole meeting on July 12, 2010. Motion seconded.

Discussion ensued among the Aldermen, Mayor and City Manager. It was agreeable that the item was simply a discussion item and would be addressed at the next COW meeting.

Mrs. Tomaska (221 N. Broadway) inquired about the property location.

Dan Knight (316 S. Fairview) asked the City to provide a side-by-side comparison of the property being discussed and the property owned by the City located at 229 S. Courtland Avenue. City Manager Hock agreed to provide the information.

Ald. Bach followed up on a request made by Ald. Wsol to City Manager Hock at an earlier date: a report detailing how 1.1 million dollars accumulated in the parking lot fund.

Dan Knight (316 S. Fairview) offered his viewpoint about the various options available to the City.

VOICE VOTE / MOTION CARRIED

VI. CITIZENS' COMMENTS ON NON-AGENDA ITEMS

None

VII. REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

A. SPECIAL COMMITTEES, BOARDS AND COMMISSIONS

Planning & Zoning Commission – Ald. Sweeney

No report.

Zoning Board of Appeals- Ald. Sweeney

No report.

Liquor License Review Board - Mayor Schmidt

No report.

O'Hare Airport Commission – Ald. Donald Bach

a. Discussion of telephone conversations of the Council with Steve Tauber; and

b. Discussion of hiring legal counsel regarding O'Hare

Ald. Bach and Ald. Wsol shared the contents of their telephone conversations with Mr. Tauber and Ms. Lichman. Ald. DiPietro contacted Mr. Tauber's law firm, left a message, but never received a return call. Mayor Schmidt exchanged emails with the law firm and was informed that without payment up front, they would be unable to divulge the legal basis for their position. Mayor Schmidt indicated he would not support the idea that lacked the support of a majority of Aldermen.

Jane Nowak (210 Columbia) explained that she finds it unbearable living at her home listening to airplanes overhead sixteen hours a day. She asked for assistance from the Elected Officials.

Rich Hughes (124 S. Delphia) suggested publishing responses received from the invitation sent to Federal officials. He explained his reasons for not supporting an O'Hare referendum. He described the Council as the City's leadership that should inspire citizens to utilize the O'Hare Commission.

Procedures & Regulations Committee – Ald. Allegretti (referred matter to Ald. DiPietro)

**a. *First reading of Modifications to Article 14, Chapter 20 – Door-to-Door Solicitation
Omnibus Vote**

b. Move the City Council approve a Resolution providing for and requiring the submission of a non-binding advisory public question concerning whether the City of Park Ridge shall support the efforts to stop the expansion of O'Hare Airport to appear on the ballot of the electors of such City at the Consolidated General Election to be

held on Tuesday, November 2, 2010. Motion seconded.

Ald. Wsol moved to amend Section 2 to read: "Shall the City of Park Ridge allocate funding to seek expanded and accelerated noise abatement solutions intended to address the negative impacts of O'Hare Airports expansion on residential property values, local schools, and the overall quality of life in our community?" Motion seconded.

Ald. Wsol offered the amendment based on his understanding of the residents need of alternative measures of noise abatement.

Ald. Sweeney suggested removing "funding" and replace it with "funding not to exceed", and requested that a specific amount be included.

Ald. DiPietro voiced his support for the amendment and favors having a non-binding referendum question on the ballot.

In Ald. Allegretti's opinion, the amendment provided improved language. He believes that the referendum question may fail if the voters are not properly educated on the matter. Prior referendums that sought funding have not been successful.

Ald. Bach supported the language, but asked the Council to allow the *O'Hare Commission's Statement on the City website* matter be replaced on the agenda. He also believes the residents should have the general question presented to them and allowed an opportunity to discuss the individual mitigation techniques and expenses as they are brought before the Council.

Ald. Carey spoke on behalf of many constituents that do not want to spend any more money on the matter. He also believes that placing a figure in the referendum question may be cause for failure.

City Manager Hock believes the Council would receive feedback from residents in terms of funding by virtue of the voting count totals, also determining the importance of the issue to the community.

Ald. Wsol explained that he was uncertain of an exact amount to include in the referendum question. Therefore, he did not include one. He believes that his question is fair to all residents.

Richard Hughes (124 S. Delphia) believes Ald. Wsol's wording of the referendum question is more specific. He also spoke about Bensenville spending 10 million dollars plus employees' time to receive a 36 million dollar settlement from Chicago – a net return of 26 million dollars.

Milan Tomaska (221 N. Broadway) is a 50-year resident and spoke about the air traffic he has tolerated over the years. He does not see any way that Park Ridge could dispute the airport expansion with Chicago and win.

Judy Barclay (524 S. Courtland) is curious how voters would be educated on the referendum issue. Mayor Schmidt asked Ald. Allegretti to respond. Ald. Allegretti suggested the assistance from statisticians who specialize in the properly creating wording so that a question can be fairly addressed by all populous.

Although Ald. Wsol called the question, Mayor Schmidt indicated the request was not recognized. Residents were allowed to continue speaking.

Ald. Bach suggested that the Airport Commission educate the public on the O'Hare issue.

Bob Trizna (300 Thames Pkwy) believes the City needs a referendum question that includes a dollar amount and that the O'Hare Commission should provide the number.

Pat Livensparger (413 Courtland) preferred the language Ald. Wsol presented. She suggested foregoing the referendum and giving directive of noise abatement to the O'Hare Commission.

Mayor Schmidt believes the referendum is meaningless without a dollar amount because it lacks guidance to the Council and encourages a misunderstanding of what the public really wants.

Ald. Carey moved to amend: "Shall the City of Park Ridge allocate funding in an amount not to exceed \$500,000 to seek expanded and accelerated noise abatement"...
Motion seconded.

As requested, City Attorney Henn opined: The referendum question could not be changed once the Resolution passed. However, a motion to reconsider would be permissible at a City Council meeting following the meeting that the Resolution was passed.

Ald. Bach would be voting against adding a dollar amount to the question. He would prefer addressing independent expenditures as presented.

City Manager Hock questioned whether the funding proposed was on an annual basis or one-time only.

Ald. DiPietro moved the question. Motion seconded.

MOTION CARRIED / VOICE VOTE

Voting on Ald. Carey's amendment, \$500,000 cap:

MOTION CARRIED / VOICE VOTE

Voting on Ald. Wsol's proposed amendment, as amended:

MOTION CARRIED / VOICE VOTE

Voting on the main motion, as amended by Ald. Wsol and Ald. Carey:

On roll call vote:

AYES: Ald. DiPietro, Bach, Carey, Wsol and Sweeney

NAYS: Ald. Allegretti

ABSENT: Ald. Ryan

MOTION CARRIED.

Public Works Committee – Ald. Bach

a. *Final approval of the 2010/2011 Mandatory Sidewalk Replacement Ordinance

OMNIBUS VOTE

b. *First reading to Prohibit Parking from 7 a.m. to 9 a.m. on the southwest side of Busse Highway, Potter to Oakton – 13-12-4

OMNIBUS VOTE

c. *First reading to Prohibit Parking from 8 a.m. to 10 a.m. on both sides of Stewart Avenue, Courtland to Prospect, resident permits excepted – 13-13-2

OMNIBUS VOTE

Finance and Budget Committee – Ald. DiPietro

a. *Approve warrants, reviewed by Ald. Carey for the period ending 6/15/10 in the amount of \$1,033,392.69

OMNIBUS VOTE

b. Ald. DiPietro moved the City Council direct the City Manager enter into a three-year agreement with Call One to provide Master Usage, Centrex and Long Distance Service

for the City of Park Ridge. Motion seconded.

Ald. DiPietro read the *Agenda Cover Memorandum* pertaining to City Telephone System Contracts, which was provided by Information Technology (IT) Director, Diane Nelson. Mayor Schmidt presented various questions to the IT Director and City Attorney pertaining to the no-bid contract obtained through the Northwest Municipal Conference (NWMC). City Attorney Henn opined that a super majority vote would be required for final approval for this type of contract. City Manager Hock commented on cost savings or charges, depending on the service provider.

Ald. Bach disliked the position that the City was in regarding the matter. He supported the Call One proposal but requested that the issue be codified and made a matter of policy so the City is not placed in the same predicament.

Ald. Wsol believed the service should go out for bid. He indicated that he would not support approval of the contract.

In response to a question brought forth by Ald. Allegretti, City Manager Hock was unable to provide the amount of staff time involved when sending an item to bid. Diane Nelson added that she is not an expert in telephony, nor does she have the knowledge to produce an RFP. Ald. Allegretti trusted the recommendation made by the NWMC. He stated he would support approval of the contract.

On roll call vote:

AYES: Ald. Bach, Allegretti, Carey, Sweeney, DiPietro and Mayor Schmidt

NAYS: Ald. Wsol

ABSENT: Ald. Ryan

MOTION CARRIED.

Public Safety - Ald. Wsol

No report.

VIII. NEW BUSINESS

IX. ADJOURNMENT

The City Council took a 5-minute recess before adjourned to Closed Session at 9:30 p.m.

The City Council returned to Open Session at 9:44 p.m. and adjourned the regular City Council meeting at the same.

Transcribed by:

Cheryl L. Peterson, Deputy Clerk

Attest:

David F. Schmidt, Mayor

Betty W. Henneman, City Clerk

NEXT REGULAR MEETING: July 19, 2010 at 7:30 p.m.