

VILLAGE OF DOLTON
BOARD OF TRUSTEES
REGULAR BOARD MEETING
JUNE 6, 2011

CALL TO ORDER Honorable Mayor Ronnie Lewis called the Regular meeting of the Board of Trustees to order in the Harper Municipal Building Board Room at 7:34 p.m.

PRAYER Led by Trustee Harris

PLEDGE OF ALLEGIANCE Led by Trustee Bendell

ROLL CALL Roll Call indicated the following Trustees were present: Trustees Deborah Green, Riley Rogers, Denise Harris, Sabrina Smith, James T. Jefferson, Cathern Bendell, Engineer Ron Smith, Attorney Evangeline Levison, the Honorable Mayor Ronnie Lewis, Clerk Judith Evans, a quorum is present.

VILLAGE CLERK JOURNAL Village Clerk Judith J. Evans ask the Board for a motion to approve the minutes from May 16, 2011.

 Motion by Trustee Bendell to accept the Minutes of May 16, 2011, second by Trustee Smith.

Roll Call:
AYES: 6 Trustees Green, Rogers, Harris, Smith, Jefferson and Bendell
NAYS: 0
Motion Pass.

COMMUNICATION DOLTON POLICE DEPT. TORCH RUN - Dolton Police Dept. is asking that everyone support the Special Olympic Torch Run which is tomorrow June 7th from 9:30 to 10:45. The route is down Sibley to Torrence, back to Sibley to Cottage Grove then end at Thornridge High School.

TRUSTEE REPORTS
TRUSTEE GREEN HOUSING - Dir. Billy Morgan - Housing activity account there is a total of 60 and that is as-is-sales, escrows, quit claims, rentals and sales from May 1, 2011 to May 31, 2011.

 Housing Financials - I have a total of \$13,385.00 that includes multi and single family inspections, housing tickets, liens and rental license.

 JUDICIARY - we have two resolutions and I will turn that over to our attorney Evangeline Levison for an explanation.

RESOLUTION
2011-R-1000 RESOLUTION OF THE VOD COMMITTEE ORGANIZATION AND MEMBERSHIP (members of the Board committee assignments)

 This is the standing committees of the Dolton Board of trustees.

 Motion by Trustee Green to adopt Resolution 2011-R-1000, second by Trustee Jefferson.

QUESTIONS

Trustee Bendell discussion please under Section 2, compensation for the chair people. The chairman of finance, public safety committee, and committee on housing, building, licenses and permits shall be compensated \$100 per month for performance of duties and/or reimbursement of expenses related to the committees operations. We are already receiving a salary and compensation - that sounds like extra.

Mayor Lewis, the only thing I can say to you Trustee is that when I came on this board in 1991 they were doing it and it has been done ever since, I don't know - so that is why it is still in the resolution. Trustee Bendell, Mayor let me pass you a sheet down - pass this down please - this is 65 ILCS 5/3.1-10-40 it says that we are already being compensated and for any expenses - and this comes from the Illinois Code Book.

Mayor Lewis, I don't doubt that this came from the Illinois code but I do - believe that they had it legal at the time that they did this. I don't know and I wish you had brought it forth so we could research it, I am just not sure. But I will yield to the attorney at this point. But this was Stanley Kusper or that was before his time I believe.

Attorney Levison, Trustee I have the copy that you provided me right before the meeting -

Clerk Evans asked if everyone had a copy. Yes

Attorney Levison, thank you and you did provide it to me right before the meeting and I haven't had a chance to in the few minutes to look and see whether or not under Home Rule unit of government - under Home Rule Unit of Government there are certain statutes that the board has the leeway to modify and there are those areas that they don't. I would need to examine the Home rule powers under the state statutes as to whether or not this constitute actual additional compensation and then get back to you with an answer on it; the 10 to 15 minutes before the meeting I just did not have the time to address it. But I am more than happy to take a look at it first thing in the morning and give you an answer. Trustee Bendell, can we table this until the next meeting.

Mayor Lewis and Trustee Jefferson noted there was a motion and a second on the floor.

Mayor Lewis I don't know if we can do that unless they take their motions back.

Mayor Lewis called order for the floor as residents spoke out.

Discussion ensued from several members not audible.

Attorney Levison, in the absence of a motion we have a motion and a second we should proceed on the vote.

Mayor Lewis, she says there is no withdrawal so we proceed on the vote. It is no big deal we need to get these committees going so - if you need to correct that it needs to be done at the next meeting.

Attorney Levison, well the other option Sir would be - to do an amendment on the face of the document, and adopt it without section 2 and then re-submit the amendment of section 2 at the next board meeting putting it back in if so it was determined. If you need your committees to go forward today there can be a motion to amend the motion on the floor to adopt the resolution without section 2 and if the board wanted to amend it later that is what they could do. That is the additional option that is available.

Trustee Bendell I would agree to that.

Further discussion from the floor, trustees, attorney and Mayor.

Mayor Lewis said there is no motion to change it by the maker of the motion no second, so is there any further discussion?

Trustee Rogers, since this is going to be researched, since you took over a month anyway to make these committees up - what is two more weeks? Why don't we just research it and determine if it is legal and go forward on it and if you can't we will amend it. Why don't we just pass it right now?

Mayor Lewis what is the difference in passing the resolution - Several people from the audience and Clerk spoke out to -

Trustee Bendell if we pass it in there then it is binding. Mayor Lewis and Trustee Jefferson no it is not.

Attorney Levison Sir there is a motion and a second on the floor the motion has not been withdrawn or amended.

Trustee Bendell, I make a motion that they amend it. I am sorry I

Attorney Levison, point of order Trustee - the person who made the motion would need to amend their motion; in the absence of that then we should call the vote. Did you want to indicate that you want to continue the enforcement of that the provision; of section 2 -

Mayor Lewis we will stay enforcement of that provision until it is researched but in the meantime we will proceed with the vote.

Attorney Levison, if there could be - the motion could be made to adopt Resolution 2011-R-1000 subject to a stay on enforcement of Section 2 pending the results of research - that would suffice as an amended motion - by the party making the motion.

Motion by Trustee Green to adopt Resolution 11-R-1000, second by Trustee Jefferson.

Roll call started.

Trustee Green - oh with the amendments - I am sorry I was looking at ?? on this.

Attorney Levison, so for the record it is clear Trustee your motion was to adopt Resolution 11-R-1000 subject to a stay on enforcement of Section 2 pending outcome of legal research and discussion by the board. Trustee Green correct.

Trustee Jefferson I second.

Roll Call:

AYES: 3 Trustees Green, Harris, Jefferson
NAYS: 1 Trustee Bendell
PASS: 2 Trustees Rogers and Smith

Discussion ensued Mayor Clerk and Attorney as to if the vote carried or not, people were speaking from the floor. The pass goes with the affirmative so Clerk the motions carries can you state that.

Motion Pass.

Attorney Levison was asked to turn her microphone volume louder.

~~RESOLUTION~~ ~~RESOLUTION AUTHORIZING EXECUTION OF MEMORANDUM OF UNDERSTANDING WITH~~

2011-R-1001

JOHNSON CONTROLS, INC. TO CONDUCT A PRELIMINARY WATER LOSS AUDIT FOR THE VILLAGE OF DOLTON
Motion by Trustee Green to adopt Resolution 2011-R-1001, second by Trustee Bendell.

Roll Call:

AYES: 6 Trustees Green, Rogers, Harris, Smith, Jefferson, and Bendell

NAYS:

Motion Pass.

There was one other item on the agenda but that item was withdrawn and will be presented at the next meeting.

TRUSTEE ROGERS No assigned committees at this time.

TRUSTEE HARRIS No report.

TRUSTEE SMITH No assigned committees at this time.

TRUSTEE JEFFERSON FINANCE - we have corporate bills in the amount of \$1,080,053.47 at this time I'd like to make a motion that we pay these bills in that amount, second by Trustee Green.

QUESTIONS:

Trustee Bendell I still do not have money coming in at the top of this to know what is going out. We should have money coming in and then the things going out. I have a booklet here and that does not tell me that at the top and go down.

Mayor Lewis, you have what?

Trustee Bendell we have the finance sheet in the packet as an insert which is wonderful - I mean - Mike did a wonderful job but at the top we need to know income coming in so that we know how to pay out the bills. Mayor Lewis, please - if you would just bear with this - this has been done here - ever since I have been on this board - and that has been 20 years and now we are going to change it over night. Well I don't think anybody was prepared for that and besides that the money that comes in you had money that came in this evening.

Trustee Bendell whatever comes in before we get our packets. He can put that at the top of the -

Mayor Lewis oh Jesus - he can't put that in that quickly that will not happen. You can oh Jesus Christ (laughter).

Trustee Bendell I am just making my statement for it,

Mayor Lewis well I think when you get a little better understanding. You will understand how the money flows and that it can't be done the way you are talking about. Nobody is trying to do anything to hamper anything we have been paying bills like this for - well long before I came on the board. I know we have been paying them for 20 years and that is why you have budget meetings and that is why you have monies to work with and you will understand it once you get everything in front of you. He can't produce that every week, every board meeting -

Outburst from floor "why not" - discussion ensues among members of the board and the audience speaking out.

Mayor Lewis, all right I will tell you what - ask the Treasurer if he can produce that for you for every board meeting and give you an accurate figure.

Trustee Bendell as accurate as possible and can you do that Mike?

Mike Willis Treasurer - I can try for as accurate as possible but the problem is there are numerous bank statements and numerous accounts.

where the money comes in from - a lot of time it is going back and doing research to find what the actual money is for. I can try to come up with my best - you know I can try with the best the best thing that we have is the monthly financial reports that basically shows revenues coming in for the month and the expenses going out.

Trustee Bendell, that is all that I am asking for money coming in and money going out.

Trustee Jefferson and Mayor Lewis you have the monthly report it is on the bill register -

Trustee Bendell - I will show you I went to a class I will show you that (resident's yell out)

Mayor Lewis you are out of order.

Trustee Bendell so if you could I would really appreciate that.

Treasurer Willis I will see what I can do for you.

Trustee Rogers, you know at every board meeting we always - you know we come up with the bills that we need to approve and you know a million \$ is a lot of money and I think we owe it to the residents to identify some of the bills that actually takes our debt to a \$million on a bi-weekly bases. So if we can - can we identify some of those items.

Clerk Evans note to Mayor they are available-

Mayor Lewis, you know that is a public record and as a public record they can come and see any one they want - and if we sit here

Trustee Rogers it is not that easy Mayor.

Mayor Lewis, yes it is -

Trustee Rogers it is not that easy to get any records out of the front office.

Mayor Lewis yes it is - (residents speaking out)

Trustee Rogers not it is not - trustee Jefferson ask the Clerk

Clerk Evans, I resent that remark Sir if people ask me for information they do get it.

Trustee Rogers, ok Judy how far are we behind on the FOIA information request (laughter)?

Clerk Evans we are not behind, we are not behind.

Trustee Rogers I beg to differ. Clerk Evans did you file something?

Trustee Rogers I know of some people who have filed and they have not gotten any information and they filed some time ago -

Clerk Evans I have been gone for the last 9 days - that makes a difference - but I have been on vacation -

Trustee Rogers and Clerk Evans spoke at once -

Mayor called for order we are not going to argue about this. But if you go through this to point out expense for every board meeting we are going to be here half of the night - (several residents speaking out Mayor Lewis calls for order). The majority of these are big items and when we have big items like this it usually entails bonds and insurance and you have the papers right there in front of you.

Trustee Rogers I don't see bonds or insurance on so that is why I am asking -

Discussion ensued on what was included (so many outbursts from members and residents all comments not audible).

Trustee Rogers there is also \$10,000 for the Dorchester patio.

Mayor Lewis I am not going to go through these every week but you can go ahead this time Mike.

Treasurer Willis the major difference in this report is there is an additional payroll there are 26 payrolls there are only 23 board meetings. So on this one is an additional payroll, the bills Register

879 was \$405 thousand and two payrolls May 20 for \$339 thousand and the other one for June 3.

Trustee Rogers I did not say anything about the payrolls.

Treasurer Willis well the payrolls are the biggest parts of the million dollars. That is the additional payroll right on the sheet.

Trustee Rogers I saw the payroll I did not ask anything about the payroll.

Treas. Willis that is the biggest part of the million that you inquired - then the City of Chicago \$93,453.98, for water bill.

Trustee Rogers, what about the \$30,000 to Focus Advisors - that is worker comp insurance.

Trustee Rogers you have \$30K for consulting fee or is that for insurance you have it here -

Treas. Willis part of it is for insurance and part of it is for the consulting fee it is broken down into five or six payments. So we did not have to come up with that payment all at one time.

Tr. Rogers how often do we make that payment to pay the consultant?

Treas. Willis he just gets paid his fee which I believe is \$30,000 this is his portion of the year. The fees and insurance is all together as we pay the consultant as the insurance carrier.

Tr. Rogers do you know what the \$10,000 construction for the Dorchester deck was that - and they just did a \$10 million project there.

An resident/employee spoke from the floor - Clerk Evans ask that the Mayor acknowledge him and he give his name - so that the comments can be in the record.

Bert Herzog, Village Administrator, that is an old bill from last year when they re-did the decking off the sitting area outside where previously it kept leaking and leaking on down. That is only a part of the payment it was the whole payment was \$35,000 - that under the construction of the Dorchester when they remodeled the Dorchester there was a problem which what used to be the deck outside the area in the way that it was done. We went thru numerous avenues from last year this is an invoice from last year that Oakk has been patient on and the payment are just being made.

Tr. Rogers is that a partial payment- and the balance was \$45,000.

Bert Herzog yes and yes.

Tr. Rogers the \$948 for animal cremations is that for one animal cremation?

Treas. Willis no that is for a number of cremations, I don't remember if it is all cremations but it is for all animals.

Roll Call:

AYES: 6 Trustees Green, Rogers, Harris, Smith, Jefferson, and Bendell

NAYS:

Motion Pass.

Dorchester - we also have the Dorchester Center bills this evening in the amount of \$132,941.62, at this time I make a motion that we pay the bills in that amount, second by Trustee Green.

Roll Call:

AYES: 6 Trustees Green, Rogers, Harris, Smith, Jefferson, and Bendell

NAYS:

Motion Pass.

QUESTION

Trustee Smith, Mr. Mayor I don't believe in being disrespectful but I do believe in doing things decently and in order. Now what I do want to know is we pay out the bills every month for the Dorchester and Melanie - I am sorry yes Sir every two weeks - for the Dorchester and Melanie Fitness. Well now I can't speak for Melanie Fitness well yes I can because you have memberships - the same goes with you don't have membership at the Dorchester but I know there is revenue coming in.

Mayor Lewis I will say sometimes, I say sometimes because the State is so far behind. The last year we had to write letters at least three times, letters of hardship in order for the state to send us a payment, because they are so far behind in their bills. We don't know when it is going to come sometimes they send us two checks at once and sometime they will be 6 months before you get any money.

Tr. Smith ok I do understand that - but what I don't understand if there is revenue coming in - how much of that is being used to pay some of these bills. This is ? -

Mayor Lewis it is all being used for that purpose we don't co-mingle money.

Tr. Smith what o k then we need to see that then.

Mayor Lewis - what

Tr. Smith we need to see how much is coming in there. Every week - they have a Day Care Center, a church, the residents, different things going on there, not to say anything is going on wrong there but we need to see what is coming in. It is needed -

Treas. Willis it is in the financial report it is broken down by senior center, business center, and banquet center. They are all broken down by what comes in and goes out for those departments. So the money is separated by each department and also the Melanie.

Tr. Smith - this is all that they make for the month - o k.

Mayor Lewis paused to see what place he was on the agenda after all the many discussions, asking Trustee Jefferson did he have anything further?

Trustee Jefferson stated that he would end his reports at this time.

TRUSTEE BENDELL

No assigned committees at this time.

ENGINEER

ENGINEER - Bert Herzog had found a grant application and submitted it to me. It was through the Illinois Dept. of Transportation and the Transportation and Preservation Program but it was just for Federal Routes only. So we put together an application and we are going to apply for street resurfacing funding for FAU routes only.

MAYORS REPORT

RESURFACING PROJECTS - we are looking at resurfacing Dorchester you have heard me talk about Dorchester forever; it is probably the worse street in town. Mr. Smith has done the preliminary and I've asked him when can we get it done; he says very soon. I have to talk to the attorney too because she tells me that the contract that we had last year was the best one out and we can extend that contract. So if that is the case that will cut down on the time and we should be able to start that street in the very near future - because anybody who drives down Dorchester and the people particularly those who live on that street are up in arms about it and I do understand. We had applied for monies on that FAU route, but that is going to be a year down the road. I don't

think that they want to wait a year and we are trying to maneuver and do some things that will allow us to do that street as expeditiously as possible.

CODE BOOK CODIFICATION - Also tonight I would like to ask the Clerk to advertise and release a request for proposals for codifying our municipal code book. That was (book) last re-codified in 1988 so that we can get the code book done. It seems that the last price you got was like around \$25,000. Clerk Evans yes.

Mayor Lewis - I don't know if that is going to hold true now but we didn't have the money to do it then but we are going to go forward with it because it is something that needs to be done desperately. So Madame Clerk would you get that going and the proposals should be due by the 18th of July and it will be opened at the Board meeting by the Clerk on that day.

NEW BUSINESS

4th of JULY - This is not a report but for the Trustees to make a decision and - that decision is whether we should have fireworks on the 4th of July. Many of the towns are cancelling it - we had made a request from the company last year to get our prices down and we do that all the time, a year early. In order to get out of that contract it will cost us \$2,500 - that would be a savings on that part of the fireworks of \$6,500. If we go forward with it - it is going to cost us \$9,000 for the fireworks and the Park District use to share that cost with us but it is all ours now. And that does not include the police on overtime - the Chief says that it will put a strain on the Police Dept. because if they are not having fireworks in the other towns, he figures more people will come to this one - which would put a strain on the police department and bring in additional personnel. It is estimated that overtime would run us over \$12,000 so we are looking at about \$22,000 for about 45 minutes of fireworks. So I am putting this out here for the Trustees to make a decision to go for it or we cancel.

Motion by Trustee Bendell to cancel the fireworks for the 4th, second by Trustee Smith.

Attorney Levison was recognized - I assume you are bringing this up under new business for the record that the village has previously awarded this company this contract and that we would be exercising cancellation clause pursuant to that contract and it is my understanding that staff has already been in touch with the company so cancellation be the results of the vote taken there are no issues pending other than the cancellation fee with the contractor that we contracted with.

Roll Call:

AYES: 6 Trustees Green, Rogers, Harris, Smith, Jefferson and Bendell

NAYS: 0

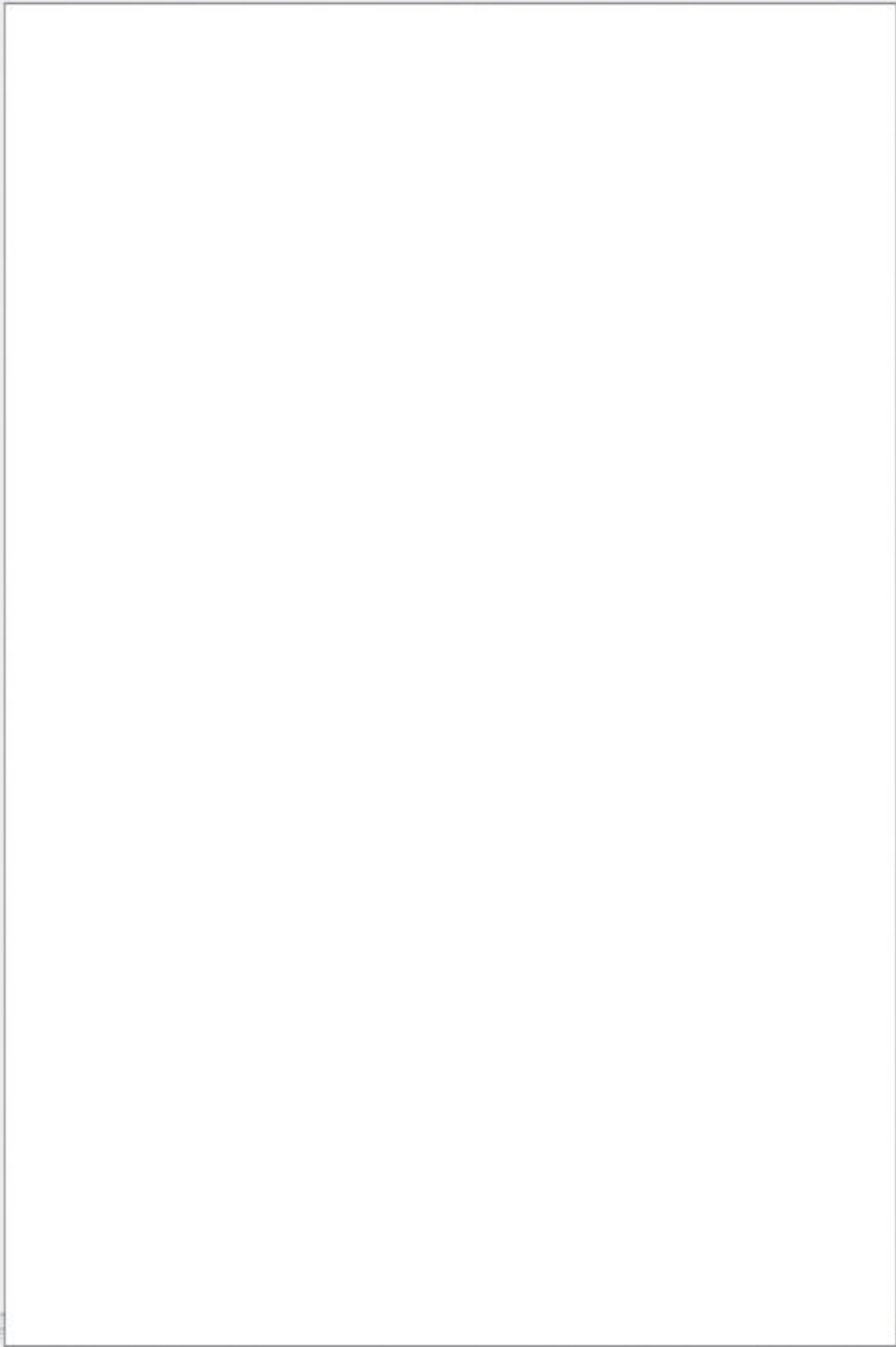
Motion Pass.

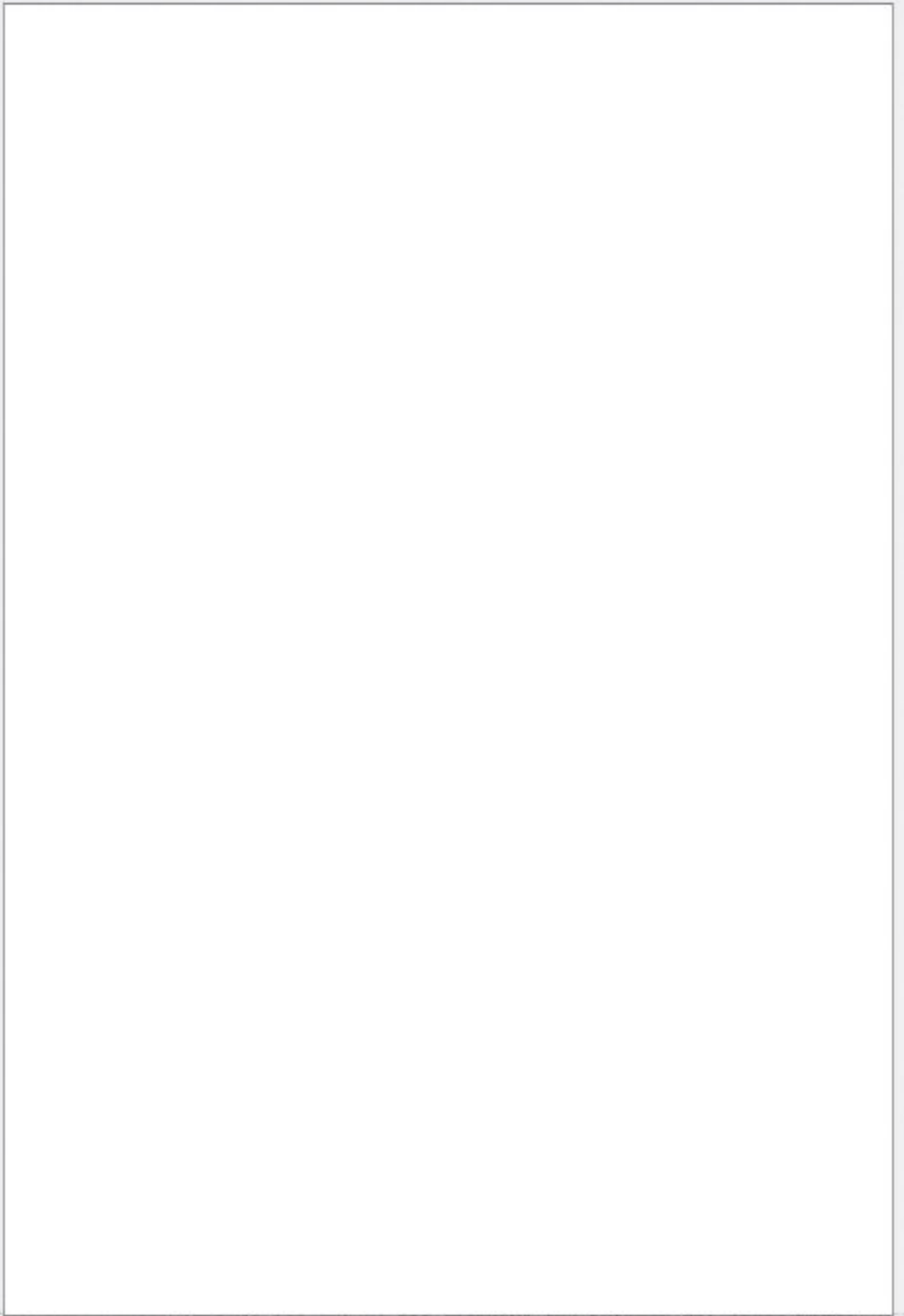
Trustee Jefferson was recognized by the Chair - I apologized but I missed - this is an annual - for Muscular Dystrophy FILL THE BOOT DAY - I forgot to read this, the dates are June 17, July 22, and August 5th. They have always done this to help the muscular dystrophy cause and the time is from 3 p.m. to 7 p.m. and they will be on the corner of Sibley and Chicago Road (Dolton Fire Dept.).

No objections, so ordered.

Next is Citizens Address (laughter) be recognized give your name first.

CITIZENS ADDRESS





All concerns, questions, and issues were addressed by the Chair Mayor Lewis: additional comments may/or were supplied by various department heads, trustees and/or Attorney.

Motion by Trustee Bendell to adjourn the Board Meeting at 8:45 p.m., second by Trustee Smith.

ADJOURNMENT

There being no further business before the Board of Trustees, on a motion by Trustee Bendell to adjourn the Regular Board Meeting at 8:45 p.m., second by Trustee Smith.

The Meeting was adjourned with a vote of 6 ayes at 8:45 p.m.

Approved by me this _____
Day of _____
A.D. 2011.

RONNIE C. LEWIS. PRESIDENT/MAYOR

JUDITH J. EVANS, VILLAGE CLERK

Prpd. By JJE
Tape (22 SB)

For Village **INFORMATION ONLY** GO TO WEBSITE: WWW.VODCLERK.COM

FORMS ARE AVAILABLE FOR THE BUILDING DEPARTMENT

Spring is upon us so it is now to time to address your lawn care needs.

PLEASE cut down the bushes and trees growing in the alleyways.