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VILLAGE OF JUSTICE
PRESIDENT AND BOARD OF TRUSTEES
7800 ARCHER ROAD, JUSTICE, IL
SECOND REGULAR BOARD MEETING OF DECEMBER
Thursday, December 27, 2018

CALL TO ORDER: President Wasowicz called the meeting to order at 7:31 pm

PLEDGE OF ALLEGIANCE: Mayor Wasowicz led the reciting of the Pledge of Allegiance.

ROLL CALL: Clerk Sue Small called the roll. Present are: President Wasowicz, Trustees: Rich Sparr, Rick Symonds, Melanie Kuban, Hank Oszakiewski and Karen Warner. Trustee Ed Rusch is attending electronically. Attorney Michael Cainkar of the firm of Louis F. Cainkar Ltd. is present.

PUBLIC COMMENTS:

Mayor Wasowicz asked for questions or comments directly related to tonight's agenda. Resident Gerry Mendralla commented at length regarding the board asking for separate counsel stating it is fiscally irresponsible and he feels the idea is stupid and ignorant and frivolous.

Also, Mr. Mendralla feels it is hugely irresponsible to consider getting rid of Mr. Shilka since there is no one else with his skills or qualifications and he has been nothing but good for the village.

Mr. John Small commented that a lot of misinformation is being thrown around tonight. The ordinance to provide for a legislative counsel is just that and would provide the board members with an alternative opinion when requested.

Mayor Wasowicz stated that the members of this board mandated that he hire Mr. Shilka as building commissioner. The audits of both the Child Advocacy Center and the Lipinski Center accounts showed no wrongdoing by those administering them. Maybe the processes in place are not the best, but they were in place long before they were questioned.

Other comments in support of Mr. Shilka were offered.

Mr. Ed Shilka added that once the building commissioner and code enforcement positions are eliminated considerable services will not be provided like sales inspections, multi-family license inspections, no one will be qualified to sign permits, no emergency services for accidents regarding property damage or fires, no business license inspections, and FEMA could pull our flood plain insurance.

Mr. Ray Hodson stated that Asbury Woods had to sue their contractor for shoddy work that was passed by the building department.

Mayor Wasowicz replied that a deal was made by the former mayor to circumvent the building code at Asbury Woods.

Janet Cervantes added her support for Ed Shilka and her disagreement with hiring a legislative attorney.

APPROVAL OF MINUTES:

The Chair will entertain a Motion: To approve the minutes of the December 10, 2018 board meeting as submitted or if necessary, as corrected.

MOTION: Trustee Sparr so Moves.

SECOND: Trustee Symonds

VOTE: Trustees Sparr, Symonds, Rusch, Kuban, Oszakiewski and Warner, aye. Motion passed.

VILLAGE PRESIDENT'S REPORT:

Mayor Wasowicz wished everyone a safe, healthy and conflict free new year.

VILLAGE CLERK'S REPORT:

Clerk Small provided a schedule of committee and board meeting dates for 2019 for review. Please let her know of any necessary changes.

COMMITTEE REPORTS:

PUBLIC SAFETY AND HUMAN SERVICES: Trustee Symonds

Trustee Symonds declared his wishes for a safe and healthy new year for all.

He asked if there is an update regarding the Roberts Park contract issue.

Mayor Wasowicz replied that a newly assigned attorney with Carl Ottosen's office, John Kelly, is working with Joe Cainkar to complete. Joe is in Arizona this week, but we should have an agreement shortly.

ECONOMIC DEV. & BUSINESS LICENSES: Trustee Kuban

MOTION: Trustee Kuban Moves: To approve a Business License to F & G Roofing Company, LLC operating an office for a Roofing Trade Service located at 7322 Archer Road, Justice:

SECOND: Trustee Sparr

VOTE: Trustees Symonds, Rusch, Kuban, Oszakiewski, Warner and Sparr, aye. Motion passed.

MOTION: Trustee Kuban Moves: To approve a Business License to Sky Vision Inc. operating a Freight Transportation Business located at 8243 S. 86th Court, Justice.

SECOND: Trustee Symonds

VOTE: Trustees Rusch, Kuban, Oszakiewski, Warner, Sparr and Symonds, aye. Motion passed.

MOTION: Trustee Kuban Moves: To approve a Business License to Circle J Inc. to operate a retail convenience store with no tobacco license to be located at 8116 S. Roberts Road.

SECOND: Trustee Sparr

VOTE: Trustees Kuban, Oszakiewski, Warner, Sparr, Symonds and Rusch, aye. Motion passed.

MOTION: Trustee Kuban Moves: To approve release of the Marketing Videos to the Village of Justice website.

SECOND: Trustee Oszakiewski

VOTE: Trustees Oszakiewski, Warner, Sparr, Symonds and Kuban, aye. Trustee Rusch abstained. Motion passed.

Trustee Kuban reported that we provided for 85 families at the Christmas Basket distribution. She thanked all that participated. A little over \$5,600.00 was collected in donations, and along with the Car Show proceeds, we had \$7,300.00. Expenses were \$3,200.00 so there is \$4,100.00 remaining to be used for scholarships.

Trustee Kuban expressed her wishes to all for a happy, healthy and prosperous new year.

PUBLIC UTILITIES: Trustee Sparr

Trustee Sparr had hoped to have the bargaining agreement with SEIU for this evening, but it was not provided for review. Attorney Cainkar said the redlined version should be distributed shortly for review at the next committee meeting. Action to approve the bargaining agreement is hereby tabled.

- MOTION: Trustee Sparr Moves: To approve Resolution 2018-14; A RESOLUTION FOR MAINTENANCE OF STREET AND HIGHWAYS BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE FOR 2019 (AUTHORIZING THE MFT BUDGET)
- SECOND: Trustee Symonds
- VOTE: Trustees Warner, Sparr, Symonds, Rusch, Kuban and Oszakiewski, aye. All ayes. Motion passed.

Trustee Sparr wished all a great new year and thanked Joe Cekus and his crew for an outstanding 2018.

BUILDINGS, ZONING AND ORDINANCES: Trustee Rusch

Trustee Rusch stated that the demolition bids accepted today were forwarded to the village engineer for review. All but two bidders fell within the parameters of the \$75,000.00 grant we currently have to perform the work.

Trustee Rusch asked Matt Zarebczan if the full grant amount of \$75,000.00 is still available and it is. The grant will fully fund the demolition.

Trustee Rusch commented about all the residents he saw standing in silence when the funeral for one of the fallen officers in Chicago went by. The act so many displayed speaks to our community and how we appreciate first responders. It was an impressive show of respect.

Trustee Rusch wished one and all a happy new year.

FINANCE & INSURANCE: Trustee Warner

- MOTION: Trustee Warner Moves: To approve posted payables 1-50 of \$104,263.12, Recurring Expenses of \$31,762.04 MFT expenses of \$20,991.69, TIF#2 expenses of \$3,813.75, TIF#3 expenses of \$1,500.00, TIF#4 expenses of \$1,600.00, TIF#5 expenses of \$900.00 and Capital Project expenses of \$13,986.37 for a total of \$178,816.97
- SECOND: Trustee Sparr
- VOTE: Trustees Sparr, Symonds, Rusch, Kuban, Oszakiewski and Warner, aye. All ayes. Motion passed.

MOTION: Trustee Warner Moves: To approve ordinance 2018-17: AN ORDINANCE AUTHORIZING THE BOARD OF TRUSTEES OF THE VILLAGE OF JUSTICE TO ACCESS LEGAL COUNSEL ON LEGISLATIVE MATTERS

SECOND: Trustee Oszakiewski

VOTE: Trustees Symonds, Rusch, Oszakiewski, Warner and Sparr, aye. Trustee Kuban voted no. Motion passed.

MOTION: Trustee Warner Moves: To approve the expense to retain a legislative attorney to assist the trustees. This is a temporary assignment needed to assist with legislative matters.

SECOND: Trustee Oszakiewski

Trustee Kuban sated that she would not have a problem with this action if it had been done properly.

Trustee Sparr asked why our attorneys had not provided a tentative ordinance for review. Mayor Wasowicz stated the Joe had put together a framework but was waiting for the next committee meeting for additional input from the board. He is in Arizona this week and board members had not heard from him on the issue.

Trustee Kuban added that this ordinance is much too open ended with no funding source.

VOTE: Trustees Rusch, Oszakiewski, Warner Sparr and Symonds, aye. Trustee Kuban voted no. Motion passed.

MOTION: Trustee Warner Moves: To approve the five-year lease agreement with Pitney Bowes for the postage equipment at a cost of \$153.64 per month. This agreement will begin 1-01-2019 and continue for 60 months.

SECOND: Trustee Oszakiewski

VOTE: Trustees Kuban, Oszakiewski, Warner, Sparr, Symonds and Rusch, aye. All ayes. Motion passed.

Budget update: Trustee Warner stated that an initial budget workshop was held and at this time there are holes in the budget reflecting a deficit position of several hundred thousand dollars. We have a \$600,000.00 capital project payment to be made in 2019.

Mayor Wasowicz interrupted that we have a likely source of funding for the project payment due to an anticipated refund from SEIU.

ADMIN, COMMUNICATIONS & RECREATION: Trustee Oszakiewski

MOTION: Trustee Oszakiewski Moves: To approve RESOLUTION 2018-14, A RESOLUTION OF THE VILLAGE OF JUSTICE TO DISCONTINUE THE APPOINTED OFFICES OF BUILDING COMMISSIONER AND CODE ENFORCEMENT OFFICER AND TO DEVOLVE THE DUTIES OF THESE OFFICES INTO THE PUBLIC WORKS DIRECTOR

SECOND: Trustee Warner

Trustee Sparr commented that Mr. Cekus has indicated that he is unwilling to accept the duties.

Trustee Oszakiewski stated that this is just the first step in this initiative.

Trustee Kuban asked the attorney if this Resolution passes, if these positions would no longer exist.

Attorney Cainkar stated that yes, that would be the case.

Trustee Kuban asked if we are aware how many initiatives that are in process would just stop if this action were to pass.

And what about the referendum that is pending for changing the way appointments are made? Shouldn't the residents have the opportunity to be heard?

Trustee Kuban had several more comments and arguments against this action and using consolidating positions to fill budgetary holes including why do we have a Deputy Clerk when the position was only supposed to be for six months? That money could be used otherwise to fill gaps in the budget.

Trustee Sparr added that we should not confuse this issue with the sales tax referendum. We need to work together as a board and as a community to pass the Referendum for the 1% Tax to complete our obligation to the toll way and proceed with much needed progress in our community.

VOTE: Trustees Kuban, Symonds and Rusch voted no. Trustees Oszakiewski, Warner, and Sparr, aye. Mayor Wasowicz voted no. The Motion failed.

ATTORNEYS' REPORT: None

CORRESPONDENCE:

None of note.

OLD BUSINESS:

Trustee Rusch avowed that he would have hoped and certainly expected Mayor Wasowicz to use his gavel and kept these discussions more civil. He is quite disappointed at the lack of decorum allowed by Mayor Wasowicz in these proceedings.

Trustee Rusch is satisfied that the upcoming referendum will finally settle this issue regarding appointments and the Mayor's obvious disregard for the vote of no confidence by five of his six trustees in the current building commissioner.

Trustee Rusch then added that Trustee Sparr had made an excellent point regarding the importance of the Sales Tax Referendum. We need all who spend in our community to help provide the necessary funding to complete our obligation to the toll way and finally get the necessary escalation to our economic future. And please remember that these funds can only be used for infrastructure expenses.

NEW BUSINESS:

Scheduling of Committee Meetings
Wednesday, January 9, 2019

ECONOMIC DEV. & BUSINESS LICENSES: Trustee Kuban
Any matters before the committee

PUBLIC UTILITIES: Trustee Sparr
Any matters before the committee

BUILDINGS, ZONING AND ORDINANCES: Trustee Rusch
Review of the demolition bids and any matters before the committee

FINANCE & INSURANCE: Trustee Warner
Any matters before the committee including Posted payables and a presentation regarding cash saving measures.

ADMIN, COMMUNICATIONS & RECREATION: Trustee Oszakiewski
Discussion surrounding the use of a legislative attorney and any other matters before the committee

PUBLIC SAFETY AND HUMAN SERVICES: Trustee Symonds
Any matters before the committee

PUBLIC COMMENTS:

Mr. Gerry Mendralla suggested that Clerk Small should have known about village procedures regarding contracts and agreements and not have embarrassed herself downstate as she stated at the last meeting.

Clerk Small replied that she does not have access to many of the contracts and agreements that are kept in the building department and that as the “Keeper of the village records” that is inappropriate and needs to be rectified quickly, which was her point at the last meeting.

Mayor Wasowicz repeated his wishes for a happy new year for all.

ADJOURNMENT: President Wasowicz called for a Motion to Adjourn.

MOTION: The chair entertained a Motion to Adjourn
Trustee Sparr so Moves
SECOND: Trustee Symonds
VOTE: All ayes.

Meeting adjourned at 8:25 pm

Respectfully Submitted,
Suzanne Small, Village Clerk