

**VILLAGE OF HINSDALE
VILLAGE BOARD OF TRUSTEES
MINUTES OF THE MEETING
October 5, 2021**

The regularly scheduled meeting of the Hinsdale Village Board of Trustees was called to order by Village President Tom Cauley in Memorial Hall of the Memorial Building on Tuesday, October 5, 2021 at 7:30 p.m., roll call was taken.

Present: President Tom Cauley, Trustees Matthew Posthuma, Laurel Haarlow, Luke Stifflear, Michelle Fisher, Neale Byrnes, Scott Banke

Absent: None

Also Present: Village Manager Kathleen A. Gargano, Assistant Village Manager/Director of Public Safety Brad Bloom, Police Chief Brian King, Assistant to the Village Manager Trevor Bosack, Finance Director Andrea Lamberg, and Village Clerk Christine Bruton

Present by phone: Fire Chief John Giannelli, Assistant Fire Chief Jon Carlson, Director of Community Development Robb McGinnis, Director of Public Services George Peluso, and Superintendent of Parks & Recreation Heather Bereckis

PLEDGE OF ALLEGIANCE

President Cauley led those in attendance in the Pledge of Allegiance.

APPROVAL OF MINUTES

a) **Regular Meeting of September 21, 2021**

Following changes to the draft minutes, Trustee Posthuma moved to **approve the draft minutes of the regular meeting of September 21, 2021, as amended.** Trustee Haarlow seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes

NAYS: None

ABSTAIN: Trustee Banke

ABSENT: None

Motion carried.

PROCLAMATION – FIRE PREVENTION WEEK

President Cauley read the Fire Prevention Week proclamation.

VILLAGE PRESIDENT'S REPORT

President Cauley reported that tonight's agenda includes a lease agreement with Hinsdale Community Services (HCS) that has operated as a food pantry out of the Memorial Building since 1937. He explained that HCS is the successor organization to the Hinsdale Nursing and Relief

Association that received dedication of certain space in the Memorial Building in perpetuity by the Village Board in 1928. When HCS first opened, the originally allocated space was sufficient, however, now they use all three floors of the Memorial Building, and offsite Village-owned storage facilities. The lease before the Board this evening is a result of over three years of work between the Board of HCS, Assistant Village Manager/Director of Public Safety Brad Bloom, former Trustee Jerry Hughes, and Trustee Matt Posthuma, to find a suitable location to continue to serve the community. Under the terms of the proposed lease, HCS will move to the former Hinsdale Humane Society building. Their space will double, and will operate from one floor. The benefit to Village and Library patrons will be more available parking, and less wear and tear on the Memorial Building. He reported the Hinsdale Police and Fire Department will hold their Open House on Saturday, October 9. Recent COVID statistics show the seven-day rolling positivity rate is down to 2.4%.

CITIZENS' PETITIONS

President Cauley acknowledged those residents present to speak to the flood incident on June 26, noting the seriousness of the event, and the significant damage it caused. While no one wants to accept blame for the flooding, there is a connection between the flooding and work being done by the Tollway. There are Tollway representatives here tonight, Ms. Lanyea Griffin and John Sadler, who will meet with residents. He appreciates the issues; the Tollway asked people to talk to their general contractor Walsh Construction, but now Walsh says there is a sub-contractor involved. President Cauley said this is a contractor issue, but Village staff will work with residents to get a resolution.

Mr. John Bloomfield of 519 Fuller, addressed the Board. He described the June 26 moderately heavy rainfall that resulted in uncharacteristic damage. Early on, the problem was identified as failed pumps at Peirce Park, and a ramp blocking Mill Street. With respect to their claims, there has been no feedback, except 'they are working on it'. All claims were sent to Walsh Construction. Arcon, their subcontractor, has determined it was not their fault. That letter has not been provided to the Village yet. There is an Intergovernmental Agreement (IGA) between the Village and the Tollway. The IGA indicates that no construction will reduce the capacity of the stormwater management system. He is asking the Board to enforce the IGA; it is not the resident's responsibility to deal with different vendors. He believes the Village should be provided a copy of investigation report, and needs to hold regular meetings with the Tollway to find out where they are in the process, and make sure residents are compensated.

President Cauley said this matter will be on the Board agenda until this is resolved, and further, he agrees with Mr. Bloomfield's assessment of the facts and what the Village should be doing.

Mr. Jason Goliath of 618 Phillipa addressed the Board expressing concern and disappointment with the handling of resident claims. He believes it is the Board's responsibility to represent the community. He recommended hiring an independent consultant to evaluate the situation. It should not have been left up to the entities and their consultant to evaluate themselves. The Village has a responsibility to represent its residents.

President Cauley assured him the Village will become involved to do so.

Mr. Serder Turedr of 705 Phillipa, addressed the Board stating his family had been in their home only two weeks before the flooding. Everything was in their basement resulting in \$80,000 - \$100,000 of damage. They are devastated. There has been a lack of support, transparency, and action. Waiting three months for their claim to be processed is not acceptable. Unofficially, they admit it is their fault, but not publicly. The Tollway should compensate the residents, and then seek reimbursement from its contractors. He thinks this is now the Village's problem.

President Cauley said the Village gave the other unit of government an opportunity to do the right thing, but they have not. Now, the Village will take charge. He asked residents for their email addresses to keep them informed.

Ms. Lanyea Griffin, Tollway Deputy Chief of Program Implementation and Engineer, responded to resident concerns. She understands a third contractor is now involved, but the Tollway has not been notified. Investigations are still taking place, and no final determination has been made. The Tollway has been providing updates and talking to Village staff weekly, if not more, and they also want resolution. Commitments have been made by the contractors, but have not been met.

President Cauley advised she go back to the Tollway and write checks to these people, and then deal with their contractor. She said that the standard claims process is being followed, they are also disappointed by the evolution of this problem. Mr. Bloomfield asked for transparency, and reports of the process. President Cauley and residents made plans to attend the next Tollway Board meeting. Ms. Griffin said she has been talking to Tollway Executive Director Jose Alvarez to get resolution. Discussion followed regarding Tollway activities in the last three months. President Cauley will write a letter to Mr. Alvarez prior to the Tollway Board meeting.

Trustee Banke suggested using Walsh's security money to compensate residents, and urged the Tollway to use the tools that are available to pay residents.

FIRST READINGS – INTRODUCTION

Administration & Community Affairs (Chair Posthuma)

a) **Approve a Resolution Approving and Authorizing Execution of a Lease of Office / Distribution Space at 22 N. Elm Street between HCS Family Services and the Village of Hinsdale, Illinois**

Trustee Posthuma introduced the item to approve a lease with HCS Family Services for the space formerly occupied by the Humane Society. HCS is currently housed in the Memorial Building rent free since 1928. Their operations have grown over the years, and this lease will allow them to move into a larger space. He highlighted the terms of the lease. The term is 10 years, with the opportunity to renew for up to three additional 5-year terms with the mutual agreement of both parties. HCS will do a buildout on the facility at their expense estimated at \$420,000. Zoning and signage approval will be required. The Village will waive permit fees. If, during the lease term, the Village elects to sell or use the building for another purpose, they can relocate HCS, but only after six years, with two years notice. They must find a suitable location, the factors are included in the lease; the space must be at least 2,000' square feet. If there is relocation, the Village must reimburse HCS for the buildout of 150% of the initial cost, prorated downward during the term of the lease. HCS is responsible for interior maintenance, the Village is responsible for exterior maintenance and some mechanicals if over \$1,000. Mr. Bloom explained gas and electricity costs are covered by Village franchise agreements with the utility. It was noted that parking will overlap into the current park area, but would not impact sledding activities.

President Cauley believes this is a good solution for all parties, but is concerned with parking, and area resident objections to using a portion of the parkland. Discussion followed regarding parking alternatives, as well as the 5-year renewals, and the proration of the money.

HCS representatives thanked Mr. Bloom and Ms. Gargano for their work, and the Village Board for their support. They are appreciative of the relationship. It was noted that HCS serves 200-225 families per week from Hinsdale and Willowbrook.

CONSENT AGENDA

Administration & Community Affairs (Chair Posthuma)

- a) Trustee Byrnes moved **Approval and payment of the accounts payable for the period of September 20, 2021 through October 1, 2021 in the aggregate amount of \$452,162.15 as set forth on the list provided by the Village Treasurer, of which a permanent copy is on file with the Village Clerk.** Trustee Banke seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes, Banke

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

The following item was approved by omnibus vote:

Environment & Public Services (Chair Byrnes)

- b) **Award the design and construction observation engineering services for the 2022 Resurfacing Project to HR Green in the amount not to exceed \$49,985 (First Reading September 21, 2021)**

Trustee Byrnes moved to **approve the Consent Agenda, as presented.** Trustee Bank seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes, Banke

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

SECOND READINGS / NON-CONSENT AGENDA – ADOPTION

Administration & Community Affairs (Chair Posthuma)

- a) **Approve the award of Bid #1681 to George's Landscape for the Irma Butler Tot Lot rebuild not to exceed the contract cost of \$169,854.50 (First Reading September 21, 2021)**
Trustee Posthuma introduced the item for the Irma Butler Tot Lot that includes ADA compliance and the replacement of the park shelter. He noted the total cost is \$3,000 over budget, but this difference could be made up with unused contingency funds, and curb repair done in house.

Trustee Posthuma moved to **Approve the award of Bid #1681 to George’s Landscape for the Irma Butler Tot Lot rebuild not to exceed the contract cost of \$169,854.50.** Trustee Haarlow seconded the motion.

- AYES:** Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes, Banke
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** None

Motion carried.

b) **Approve the 2022-2026 Capital Improvement Plan (CIP)** (*First Reading – Committee of the Whole September 21, 2021*)

Trustee Posthuma introduced the item to approve the Capital Improvement Plan (CIP) that was presented by Village Manager Kathleen Gargano and Finance Director Andrea Lamberg at the Committee of the Whole meeting held on September 21.

Trustee Posthuma moved to **Approve the 2022-2026 Capital Improvement Plan (CIP).** Trustee Banke seconded the motion.

- AYES:** Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes, Banke
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** None

Motion carried.

DISCUSSION ITEMS

- a) Tollway update – None

DEPARTMENT AND STAFF REPORTS

- a) Engineering
- b) Parks & Recreation

The report(s) listed above were provided to the Board. There were no additional questions regarding the content of the department and staff reports.

REPORTS FROM ADVISORY BOARDS AND COMMISSIONS

None.

CITIZENS’ PETITIONS

None.

TRUSTEE COMMENTS

None.

ADJOURNMENT

There being no further business before the Board, President Cauley asked for a motion to adjourn. Trustee Byrnes moved to **adjourn the regularly scheduled meeting of the Hinsdale Village Board of Trustees of October 5, 2021.** Trustee Stifflear seconded the motion.

AYES: Trustees Posthuma, Haarlow, Stifflear, Fisher, Byrnes, Banke

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

Meeting adjourned at 8:30 p.m.

ATTEST: _____
Christine M. Bruton, Village Clerk