

**MINUTES OF THE REGULAR MEETING
OF THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF WESTCHESTER
12 January 2010**

CALL TO ORDER:

The meeting was called to order at 7:04 PM and present/responding to roll call were Trustees Boyle, Fox, Novak, Sloan, and President Pulia. Trustees Casey and Steker were absent. Also present were Village Attorney Durkin.

PRESENTATIONS:

Police Officer Sean Lynam was presented with a Certificate of Recognition for apprehension of an armed robbery suspect at the Walgreens Drug Store on Roosevelt Road. Laurence Mulcrone, an ETSB Board Member (911) was recognized for his service to Westchester on his retirement.

PUBLIC COMMENTS:

Steve Battersby, 1905 Balmoral, questioned if a 15% water increase was passed. President Pulia stated no increase has been made and all decisions on water rates and improvements have not yet been decided.

Barney Farmer, 1124 Newcastle, commended the Village on the recent snow removal and also asked if anything can be done about cars left on the streets during snow fall. Mr. Farmer also questioned the future of the position of Public Works director. President Pulia stated the Village Manager has not yet come to the board with a replacement. Mr. Farmer inquired where he might find posted the village property that was recently put up for sale. President Pulia will look into where it was posted.

CONSENT AGENDA:

Trustee Fox made a motion, seconded by Trustee Sloan to add Items C, D, E, and F from the Active Agenda to the Consent Agenda since these items have been discussed already, and on the roll call vote, the board unanimously passed said motion. (AYE 5) Trustee Fox made a motion, seconded by Trustee Sloan, to approve the Consent Agenda, and on the roll call vote, the board unanimously passed said motion. (AYE 5)

ACTIVE AGENDA:

7. A. Ordinance re: Adult Usage Ordinance. Trustee Sloan made a motion, seconded by Trustee Novak, to approve the Active Agenda, Item A. Ms. Reifsnnyder from the Village attorney's office explained the ordinance regarding adult use regulations. The ordinance amends both the municipal code and the zoning ordinance in the village. This went before the plan commission on December 17, 2009 which dealt with the zoning amendments. The zoning amendment creates an adult use overlay district. It was determined that 8.86% of the village was deemed acceptable for adult usage. The law requires 5%. Attorney Thomas Moore representing the Catholic Bishop of Chicago stated that the property where the overlay district is being proposed is owned by the Catholic Bishop. The annexation agreement made a few years ago was made for a golf course and not for adult usage. The agreement was binding for twenty years. Mr. Moore has asked the board to vote against the ordinance. President Pulia stated that there is no other land that would qualify and recommends the board think carefully on their decision. On the roll call vote, the board unanimously passed said motion. (AYE 5)

7. B. Ordinance re: Text Amendment regarding Permitted Uses within B-2 Restricted Business Districts. Trustee Fox made a motion, seconded by Trustee Sloan to suspend the rule that Item 7. B. go to Committee of the Whole Meeting before a vote to approve is taken and the board agreed. Trustee Novak made a motion, seconded by Trustee Fox to approve the text amendment to Zoning Code to provide for pet shops in B-2 restricted business districts. The Village received an application for a Text Amendment from petitioner Regency Centers, L.P. requesting that pet shops be included in the Permitted Uses within B-2 Business Districts. This matter went before the Plan Commission on December 17, 2009, wherein the Commission voted to recommend the text amendment to the Village Board. The Village staff is requesting that this restriction be waived, and the text amendment be considered by the Village Board. Mr. Brendan Reedy, owner of the shopping center asked the board to approve the amendment. On the roll call vote, the board unanimously passed said motion. (AYE 5)

7. G. Resolution Authorizing Application for Cook County Badge Grant Program. Trustee Sloan made a motion, seconded by Trustee Boyle to approve resolution authorizing application for Cook County Badge Grant. The Judicial Advisory Council of Cook County approved the Police Department to receive Federal Fiscal Year 2007 Grant funds. These funds can be used for law enforcement programs, crime prevention and education. Chief Evans stated that the police department was granted \$13,498 to initiate these programs. These funds will cover the complete expense of all of the programs including hire back personnel. Chief Evans recommends passing the resolution to accept the grant funds. On the roll call vote, the board unanimously passed said motion. (AYE 5)

7. H. Resolution to Authorize Agreement between Axon, Evidence.com and the Village of Westchester. Trustee Boyle made a motion, seconded by Trustee Fox to approve Resolution to authorize agreement between Axon, Evidence.com and the Village of Westchester. The AXON is a tactical headset computer that brings incident video to every law enforcement officer. The AXON system is designed to integrate with an officer's existing radio communications through a standard 3.5 mm headphone connection, providing two way communication in addition to full audio-video recording

from a head camera the size and weight of a standard Bluetooth headset. The AXON testing program is free of charge to the Village through Taser. This would be used only on a traffic stop for a vehicle code violation at this time. Trustee Fox stated that as long as the privacy issue is resolved he is all in favor of giving officers all the tools possible to protect them. President Pulia wanted to make sure the public is aware of privacy parameters Chief Evans thanked Officer Keith Rollins for bringing this to Westchester. Chief Evans recommended the Village Board approve the resolution for the agreement to permit the police department to participate in the Taser AXON testing program. On the roll call vote, the board unanimously passed said motion. (AYE 5)

7. I. Motion to Approve Fire Department Equipment Emergency Repair. Trustee Sloan made a motion, seconded by Trustee Boyle to approve Fire Department Equipment Emergency Repairs. Chief Belmonte stated that on December 1, 2009, he notified Village Manager Urban that truck 315 was out of service and needed repairs and that once work started on the vehicle it would take 2-3 weeks to complete the work. Chief Belmonte recommends the truck 315 be repaired by Fire Service Inc., an authorized dealer for E-ONE who is the manufacturer of the truck and had the lower estimate. On the roll call vote, the board unanimously passed said motion. (AYE 5)

BOARD MEMBERS:

Trustee Boyle reminded everyone that Saturday is the first blood drive of the year at Divine Providence.

Trustee Novak reminded everyone that the Census is coming and stressed the importance of everyone's participation. Westchester is a testing site for jobs and information is on the website.

Chief Evans sent toys from the Holiday Toy Drive to Loyola Hospital.

Chief Belmonte sent all items collected for the military to Kyle Robbins, a Westchester resident, and his company in Afghanistan

PRESIDENT'S REPORT:

President Pulia reported on the following: The Westchester Holiday food drive was very successful. The Finance Director's position has been posted. Wednesday, January 13th is the senior meeting at St. Joseph. The Chamber of Commerce would like RSVP's for the dinner on January 30th. The Chamber of Commerce usually donated \$5000 to the Wounded Heroes Fund but they are a little short so if anyone would like to make a donation personally, contact the Chamber directly. Two requests were received for liquor licenses from the Shell gas station on Roosevelt and the Walgreens on Roosevelt. Trustee Boyle and Trustee Sloan offered to sit on the liquor commission board. There have been multiple questions on the sign ordinance and President Pulia would like to put this on a future COW meeting. President Pulia would like to put a fountain on the corner of Manheim and Cermak Road and will be talking with a couple groups in town for support.

With no further business, Trustee Sloan made a motion, seconded by Trustee Boyle, to adjourn and on the roll call vote, the board unanimously passed said motion and the meeting was adjourned at 8:32 PM.

Catherine M. Booth, Village Clerk