

**MINUTES OF THE REGULAR BOARD MEETING
OF THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF WESTCHESTER
26 JUNE 2012**

CALL TO ORDER:

The meeting was called to order at 7:01 PM and present / responding to roll call were Trustees Gattuso, Novak, Perry, Sloan, Steker, Yurkovich, and President Pulia. Also present were Village Manager Janet Matthys and Attorney Mike Durkin.

PUBLIC PARTICIPATION:

A. Mike Malpier, 2124 Newcastle, would like to see three firefighters that passed away recognized for their service. He would also like to see the plaque that is outside be brought inside out of the weather. Also, the West Firemen's Association did a lot to get the fire department started by buying equipment and should be recognized for their service.

Steve Battersby, 1905 Balmoral, asked if the St. Joseph bond issue will be explained at the meeting tonight and if there will be time for questions. President Pulia said yes there will.

Tim Hinsdale, 1613 Kensington, is angry about how the food vendors were chosen and there are many vendors that are not Westchester businesses. He feels the Village should get some money back from the Fest instead of it all going to the Chamber.

PUBLIC HEARINGS:

Proposed Issuance by the Village of Westchester of its Not to Exceed \$7,000,000 Aggregate Principal Amount of Revenue Bonds (Saint Joseph High School Project), Series 2012 (the "bonds"): The Public Hearing opened at 7:15 PM. President Pulia stated that the Public Hearing was posted in the Suburban Life on June 6, 2012 and is being held pursuant to the requirements of section 147 of the Internal Revenue Code. The proceeds of the bonds will be loaned to Saint Joseph High School to refinance existing loans used to purchase and renovate the high school building. The Bonds will be issued by the Village in accordance with the provisions of the Illinois Industrial Revenue Building Bond Act as supplemented and amended. The bonds will be payable solely out of the revenues and other funds pledged for their payment in accordance with the bond and loan agreement relating to the bonds and are not a general obligation of the Village. The public will now have a chance to voice their opinion for or against the proposed plan of refinancing. No written comments were given to the Clerk. Mr. Rob Sherman, Box 7410, Buffalo Grove, stated that a Westchester resident contacted him asking if the Village can do this after seeing the notice. He stated that no, the Village cannot do this and referred to Article 8, Section 1, stating that public credit can be used for public purposes only. He has asked the Board to pull this item from the Consent Agenda to review the constitutionality of the issuing of revenue bonds. Attorney Mike Durkin explained that this is legal to do. A bond attorney from Ice Miller, Mr. Jim Schneider stated that there is no public credit pledged by the Village. Because the Village is fully indemnified, all cost is paid by the borrower; there is no risk to the Village. Ice Miller will be stating that the bonds are valid and enforceable. The Village is merely acting as a conduit only. They have done many bonds of this nature before. Mr. Sherman will take these comments to his attorney. Mr. Steve Battersby, 1905 Balmoral, said that his questions were answered. Mr. Birney Farmer, 1124 Newcastle, asked why we are attempting to bail out Saint Joseph when the Archdiocese of Chicago has more money than we do. President Pulia stated that the Village is not bailing out the school and this will better the community. Mr. Dave McCreary, president of St. Joseph High School stated that the Village would simply be refinancing the current debt that has to be handled through a government agency to get a better rate on the bonds through the bank. It has no connection with possible senior housing. He also stated that they are working on the school sprinkler system in stages.

Trustee Sloan made a motion, seconded by Trustee Yurkovich, to adjourn the Public Hearing and the Board passed said motion. (AYE 7) The Public Hearing was adjourned at 7:37 PM.

CONSENT AGENDA:

Trustee Steker asked Item A, Record of Bills be pulled. Attorney Durkin stated that Item E should also read Resolution Authorizing the Issuance of Not to Exceed \$7,000,000 Revenue Bonds (St. Joseph High School Project) Series 2012; Authorizing and Approving the Execution and Delivery of a Bond and Loan Agreement Under Which the Bonds Will Be Issued and Sold to First Midwest Bank; and Approving the Execution of Certain Other Agreements Relating to the Issuance of the Bonds. Trustee Sloan made a motion, seconded by Trustee Novak to approve Items B through G and on the roll call vote the Board approved said motion. (AYE 7) Trustee Perry made a motion, seconded by Trustee Yurkovich to approve Item A, Record of Bills. Trustee Steker would like to see more explanation of the check to the Chamber of Commerce for \$52,500. He would like to have more of a breakdown before we give the check. Village Manager Matthys will ask for a breakdown from the Chamber of Commerce for entertainment and fireworks. \$30,000 was allocated for entertainment and \$20,000 for fireworks. The Record of Bills will be approved with documentation coming from the Fest Committee. On the roll call vote the Board passed said motion. (AYE 7)

ACTIVE AGENDA:

A. Reimbursement Resolution for Road Improvement Projects: Trustee Yurkovich made a motion, seconded by Trustee Perry to suspend the rules to discuss in a Committee of the Whole meeting and on the roll call vote the Board passed said motion. (AYE 7) Trustee Novak asked if Item A is contingent on the Bonds passing. Attorney Durkin stated that if this Resolution is not passed you will not be able to reimburse yourself. It is a safety net that allows reimbursement down the road. Trustee Yurkovich made a motion, seconded by Trustee Gattuso to approve the Resolution and on the roll call vote the Board passed said motion. (AYE 6) (NAY 1) Trustee Sloan voted no.

B. Resolution Authorizing the Temporary Modification of the Fund Balance Policy: Trustee Novak made a motion, seconded by Trustee Steker to approve said motion. Trustee Novak and Trustee Sloan would like to wait and see if the referendum passes before we extend ourselves. On the roll call vote the Board approved said motion. (AYE 4) Trustee Gattuso, Perry, Steker, and President Pulia voted yes. (NAY 3) Trustee Yurkovich, Novak and Sloan voted no.

MANAGER'S REPORT:

Village Manager Matthys reported that Fun Fest wristbands are on sale for \$15 at the Village Hall. The 4th of July Parade will be kicking off at 9:30am. Thursday, June 28th is the opening of the Good Will store with many give-aways and activities.

ATTORNEYS REPORT

Mr. Durkin reminded the Clerk that a certified copy of the Prevailing Wage Ordinance that was passed needs to be filed with the Illinois Secretary of State and the Illinois Department of Labor and then within 30 days the Ordinance needs to be published. A check was received from the bonding company and will be given to the resident which should close that issue.

BOARD MEMBER REPORTS:

Trustee Novak reported there will be a "green" garbage truck in the parade.

Trustee Yurkovich reported that there will be a survey at the Fest that they are asking residents to fill out.

Trustee Gattuso reported on participants for the parade.

Trustee Sloan reported that the utility line program early sign-up is extended to July 15, 2012.

Chief Padalik reported that on June 8th the police and fire joined in a fundraiser raising \$1,200 for Salute, Inc. which is Heroes Helping Heroes. A thank you letter was read from Mrs. Smith thanking the department for their support on the passing of her husband. National Night Out On Crime will be held on August 7th starting at Gladstone Park and marching to the Community Park with a free swim, a band and a movie in the park.

Chief Adams reported a new fire fighter was hired and reminded everyone to take precautions with the heat.

Finance Director Anne Burkholder reported that the Village's auditors are in the house this week.

Mr. Anthony Saviano reported that the Goodwill Store will be opening on Thursday. Papa John's should open in 2 weeks.

Mr. Greg Hribal thanked Molly Keane for all her efforts in organizing the parade.

PRESIDENT'S REPORT

President Pulia reported that 2 new Public Works employees started this week. Com Ed will be in tomorrow to work on the Emergency Center Plan. Mr. Pulia was approached by kids requesting work toward the Cook County Sheriff's Youth Medal and 4 students are now doing general clean-up to get the service hours.

With no further business to discuss, Trustee Steker made a motion, seconded by Trustee Sloan to adjourn and the board passed said motion and the meeting was adjourned at 8:34 PM. (AYE 7)

Catherine M. Booth, Village Clerk