

**MINUTES**  
**VILLAGE OF LISLE**  
**REGULAR BOARD MEETING**  
**LISLE VILLAGE HALL BOARD ROOM**  
**MONDAY, OCTOBER 3, 2016**

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**I. REGULAR BOARD MEETING OPENING**

**A. Call to Order**

Mayor Broda called to order a regular meeting of the Village of Lisle Board of Trustees at 7:00 p.m. on Monday, October 3, 2016 in the Lisle Village Hall Board Room, 925 Burlington Avenue, Lisle, Illinois 60532.

The following minutes constitute a summary of the events and discussions that transpired during the subject meeting, and do not purport to be a transcript of such. Where transcripts exist, they are available for inspection under the Illinois Freedom of Information Act.

**B. Roll Call of Attendance**

Present: Mayor Broda; Trustees Boyle, Carballo, Cawiezel, Hettich, Mandel and McGovern

Absent: None

Also

Present: Village Manager Sprecher, Community and Economic Development Director Budzikowski, Finance Director Schiller, Assistant Village Manager Ertmoed, Village Attorney Bush, Village Clerk Seeden and Deputy Village Clerk Arnold

**C. Pledge of Allegiance**

**II. VILLAGE CLERK**

**A. Welcome Statement**

**Welcome:** Visitors are most welcome to all meetings of the Village Board. Persons wishing to discuss an item that is on the agenda may address the Board at the time that the item is being discussed; please raise your hand when the item is announced, and wait to be recognized by the Mayor. It is requested that, if possible, one spokesperson for a group be appointed to present the views of the entire group. Anyone wishing to discuss a topic that is not on the preprinted agenda may address the Village Board during the Open Forum "QUESTIONS AND / OR STATEMENTS FROM THE PUBLIC" segment. Speakers who are recognized are requested to step up to the podium and state their name and the group they are representing prior to addressing the Village Board. There will be a 5-minute time limit per speaker.

**A. Agenda and Non-Agenda Speaker Summary**

**B. Meeting Minutes Approval**

1. Village Board Regular Meeting Minutes – September 12, 2016
2. Village Board Workshop Meeting Minutes – September 19, 2016

**Trustee Boyle moved to approve the meeting minutes as presented. Trustee Hettich seconded the motion.**

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

**D. Raffle Licenses**

**E. Meeting Announcements**

**III. MAYOR BRODA**

**A. Presentations / Proclamations**

**1. Eyes to the Skies Annual Report**

Joe Bracken and Roger Leone presented the festivals 2016 financial summary and festival plans for 2017. They stated that \$275,000 was raised, \$100,000 of which will be going towards a new stage at Lisle Community Park, the remainder was donated back to local charities. Mr. Leone stated tentative dates for 2017 are June 28<sup>th</sup> to July 2<sup>nd</sup>.

**2. Red, White & Blue Ball, Rotary Club of Lisle**

Item not covered due to no representative being present.

**3. Government Finance Officers Association Award for Fiscal Year Ended April 30, 2016**

Mayor Broda presented the award to Finance Director Schiller, who then thanked her staff and remarked that this is the 13<sup>th</sup> year the Village has received the award.

**B. Omnibus Vote Agenda**

**Trustee Boyle moved to place agenda items III. B. 1 through 13 inclusively as Omnibus Vote Agenda items; and further, Trustee Boyle moved that these items be considered together as the Omnibus Vote Agenda. Trustee McGovern seconded the motion.**

**ROLL CALL**

**Ayes: Trustees Boyle, McGovern, Carballo, Cawiezel, Hettich, Mandel, and Mayor Broda**

**Nays: None**

**Abstain: None**

**Absent: None**

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

**OMNIBUS VOTE AGENDA ITEMS:**

**Item 1. VILLAGE OF LISLE VOUCHER LIST FOR SEPTEMBER 19, 2016 RATIFICATION AND FOR OCTOBER 3, 2016, APPROVAL**

**Item 2. ORDINANCE NO. 2016-4678 "AN ORDINANCE AMENDING TITLE 1, CHAPTER 8A OF THE VILLAGE CODE REGARDING FINANCES"**

**Item 3. ORDINANCE NO. 2016-4679 "AN ORDINANCE AMENDING TITLE 10, CHAPTER 2 OF THE VILLAGE CODE OF THE VILLAGE OF LISLE REGARDING TRAFFIC CONTROL AGREEMENTS"**

**Item 4. APPOINTMENT OF LOU SIMIOS TO COMPLETE A TWO-YEAR TERM TO THE SPECIAL EVENTS GRANT COMMITTEE, UNTIL APRIL 30, 2018**

- Item 5. RESOLUTION NO. 2016-3592** "A RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN AGREEMENT BETWEEN THE VILLAGE OF LISLE AND ENGINEERING ENTERPRISES, INC. FOR DESIGN ENGINEERING SERVICES FOR THE 2017 STREET REHABILITATION PROGRAM"
- Item 6. ORDINANCE NO. 2016-4675** "AN ORDINANCE GRANTING A VARIATION TO THE BUILDING CODE OF THE VILLAGE OF LISLE FOR PROPERTY COMMONLY KNOWN AS 5149 RIVERVIEW DRIVE, LISLE, ILLINOIS 60532 (DOUGLAS AND KIMBERLY RODERICK)"
- Item 7. RESOLUTION NO. 2016-3593** "A RESOLUTION GRANTING A PRELIMINARY / FINAL PLAT OF SUBDIVISION FOR THE LISLE COMMUNITY UNIT SCHOOL DISTRICT #202 & LISLE PARK SUBDIVISION #1 (1800 SHORT STREET, LISLE, ILLINOIS 60532)"
- Item 8. RESOLUTION NO. 2016-3594** "A RESOLUTION GRANTING A PRELIMINARY / FINAL PLAT OF SUBDIVISION FOR THE LISLE COMMUNITY UNIT SCHOOL DISTRICT #202 AND LISLE PARK SUBDIVISION #2 (1825 SHORT STREET, LISLE, ILLINOIS 60532)"
- Item 9. RESOLUTION NO. 2016-3595** "A RESOLUTION AUTHORIZING THE EXECUTION OF A DOCUMENT STYLED 'PLAT OF EASEMENT' (LISLE COMMUNITY UNIT SCHOOL DISTRICT #202 AND LISLE PARK SUBDIVISION #2) LISLE, ILLINOIS 60532"
- Item 10. ORDINANCE NO. 2016-4681** "AN ORDINANCE GRANTING A VARIATION TO THE BUILDING CODE OF THE VILLAGE OF LISLE FOR PROPERTY COMMONLY KNOWN AS 1712 BURLINGTON AVENUE, LISLE, ILLINOIS 60532"
- Item 11. ORDINANCE NO. 2016-4682** "AN ORDINANCE GRANTING A FENCE VARIATION FOR THE PROPERTY COMMONLY KNOWN AS 919 DIVISION STREET, LISLE, ILLINOIS 60532"
- Item 12. ORDINANCE NO. 2016-4683** "AN ORDINANCE APPROVING A FINAL PLAT OF SUBDIVISION AND FINAL SITE PLANS FOR A TRANSITIONAL SHORT-TERM MEDICAL CARE FACILITY (IH LISLE OWNER, LLC – 2850 OGDEN AVENUE, LISLE, ILLINOIS 60532)"
- Item 13. ORDINANCE NO. 2016-4684** "AN ORDINANCE APPROVING A SPECIAL USE PERMIT AND VARIATION FOR A USED MOTOR VEHICLE SALES FACILITY (DIAMOND MOTORWORKS – 2895 OGDEN AVENUE, LISLE, ILLINOIS 60532)"

**Trustee Boyle moved to adopt agenda items III. B. 1 through 13 inclusively on the Omnibus Vote Agenda in a single group pursuant to the Omnibus Vote procedures specified in the Illinois Municipal Code. Trustee Mandel seconded the motion.**

**ROLL CALL**

**Ayes: Trustees Boyle, Mandel, Carballo, Cawiezel, Hettich, McGovern and Mayor Broda  
Nays: None  
Abstain: None  
Absent: None**

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

**C. Final Action****D. Public Hearing****E. First Reading****F. Presentation****1. Comprehensive Annual Financial Report for Fiscal Year Ended April 30, 2016**

Anthony Cervini, Sikich LLP, presented the Village's Comprehensive Annual Financial Report, Auditor's Communication, and Management Letter for year ending April 30, 2016 to the Mayor and Village Board. Mayor Broda thanked Mr. Cervini for his presentation and asked if anyone had any questions.

Mayor Broda inquired what does it mean when there is a timing difference. Mr. Cervini remarked that it is in regards to when the valuation is done, in this case it is because the Village changed actuaries.

**2. 2709 Maple Avenue, BodyRox Fitness – Special Use Permit for Personal Fitness Training Facility**

Mayor Broda asked if the petitioner was present. Director Budzikowski stated no, the petitioner could not attend the meeting. Mayor Broda remarked that the correspondence in the packet has all the pertinent information and inquired if the Board had any additional questions.

**Trustee Boyle moved to authorize staff to prepare an ordinance for approval of a special use permit for 2709 Maple Avenue, Lisle, Illinois 60532. Trustee McGovern seconded the motion.**

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

**IV. OPEN FORUM**

Rodd Elges spoke on speeding on Abbeywood Drive. Mr. Elges then remarked that he has started a campaign to boycott Lisle businesses and will continue to do so until the speeding issue is resolved.

**V. VILLAGE STAFF****VI. VILLAGE ATTORNEY****VII. TRUSTEES**

**A. Trustee Boyle**

**B. Trustee Carballo**

**C. Trustee Cawiezel**

**D. Trustee Hettich**

Trustee Hettich congratulated the Finance Department and Village Staff for being on budget and properly managing the funds of the Village.

**E. Trustee Mandel**

**F. Trustee McGovern**

**VIII. EXECUTIVE SESSION**

**A. Probable or Imminent Litigation**

Carolyn Bartelli questioned if the Board will be entering into executive session to talk about the letter from the Attorney General dated September 13<sup>th</sup> regarding the Village's violation of the Open Meetings Act. Ms. Bartelli stated she was directly impacted by the letter and has been denied minutes and a recording due to the 35-day waiting period.

Ms. Bartelli stated that if this is the case, she questions the title of probable. She stated that probable means there has to be a 51% chance litigation will happen. Which means there had to have been discussion and she has not heard any discussion relative to this particular item. Ms. Bartelli believes it should be possible or pending or imminent and not probable. Ms. Bartelli stated the item should be discussed in the open meeting before proceeding.

Attorney Bush stated yes, the Public Access Counselors opinion is public and it states the Village may seek administrative review within 35 days. He explained that the Village Board has not had an opportunity within the time of receiving the PAC's decision to evaluate whether or not to seek the review. He stated that if the Board were to seek the review it would not be possible, pending or imminent but actual. He stated that consideration of wheatear to pursue it, the review, is clearly covered by an exception of the Open Meetings Act. Ms. Bartelli stated that Board discussion may occur in the open meeting and then the Board may go into executive session to make the decision. Ms. Bartelli stated if the Board is going to cause another situation that caused the other situation she then would question the advice, because this will incur a great deal of cost of taxpayer dollars to defend the position, that was wrong according to the PAC. Ms. Bartelli remarked that if the Village is going to pursue litigation then it is owed to the people of Lisle to be responsible, and allow people to comment in open forum, or have it as an agenda item and comment if they want their tax dollars spent pursuing this.

Ms. Bartelli confirmed that letter will be discussed. Attorney Bush stated yes. Ms. Bartelli stated she will be seeking clarification from the Attorney General's Office.

**Trustee Boyle moved to adjourn the regular meeting and enter into closed session to discuss POSSIBLE or imminent litigation. Trustee Hettich seconded the motion.**

**ROLL CALL**

**Ayes: Trustees Boyle, Hettich, Carballo, Cawiezel, Mandel, McGovern and Mayor Broda**

**Nays: None**

**Abstain: None**

**Absent: None**

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

The Village of Lisle Village Board meeting adjourned into executive session at 7:44 PM.

**IX. RECONVENE OPEN SESSION**

Trustee Boyle moved to reconvene the regular meeting of the Village of Lisle Village Board. Trustee Carballo seconded the motion.

**ROLL CALL**

**Ayes:** Trustees Boyle, Carballo, Cawiezel, Hettich, Mandel, McGovern and Mayor Broda

**Nays:** None

**Abstain:** None

**Absent:** None

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

The Village of Lisle Village Board regular meeting reconvened at 8:08 PM.

**X. POSSIBLE ACTION ON EXECUTIVE SESSION ITEMS**

Trustee Hettich moved to authorize the Village Attorney to proceed with the Administrative Review challenging the Public Access Officer's opinion (16-007). Trustee Boyle seconded the motion.

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

**XI. ADJOURNMENT**

Trustee Boyle moved to adjourn. Trustee Hettich seconded the motion.

**AYES APPROVED THE MOTION.**

**MOTION CARRIED.**

The October 3, 2016 Village Board Regular Meeting adjourned at 8:10 PM.

Respectfully Submitted,



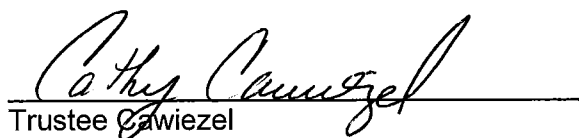
Karen Arnold,  
Recording Secretary

The minutes of the October 3, 2016 Village of Lisle Regular Board Meeting were passed and approved this 17th day of OCTOBER, 2016.

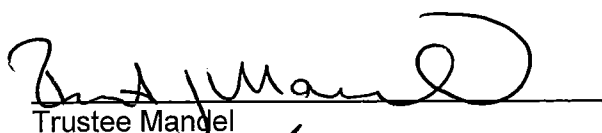
  
\_\_\_\_\_  
Mayor Broda

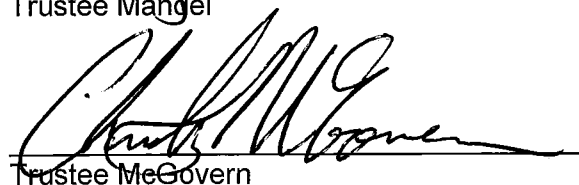
  
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Trustee Boyle

  
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Trustee Carballo

  
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Trustee Cawiezel

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Trustee Hettich

  
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Trustee Mandel

  
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Trustee McGovern