



Village of Hanover Park Administration

Municipal Building
2121 West Lake Street, Hanover Park, IL 60133
630-823-5600 tel 630-823-5786 fax

hpil.org

Village President
Rodney S. Craig

Village Clerk
Eira L. Corral Sepúlveda

Trustees
James Kemper
Fanny Y. López Benitez
Herb Porter
Bob Prigge
Rick Roberts
Sharmin Shahjahan

Village Manager
Juliana A. Maller

VILLAGE OF HANOVER PARK

VILLAGE BOARD REGULAR MEETING 2121 Lake Street, Hanover Park, IL 60133

Thursday, March 5, 2020
7:00 p.m.

MINUTES

1. CALL TO ORDER – ROLL CALL

Village President Craig called the meeting to order at 7:00 p.m.

Village Clerk Corral Sepúlveda took roll call:

PRESENT: Trustees: Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter

ABSENT: Trustee(s): None

Quorum established.

ALSO PRESENT: Attorney Bernie Paul, Village Manager Maller and Department Heads.

2. PLEDGE OF ALLEGIANCE

Recital of the Pledge of Allegiance.

3. ACCEPTANCE OF AGENDA

Motion by Trustee Roberts and seconded by Trustee Kemper to accept the agenda.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*

NAYS: None

ABSENT: None

ABSTENTION: None

Motion carried.

4. PRESENTATIONS

None

TOWNHALL SESSION

Persons wishing to address the public body must register prior to Call to Order. Please note that public comment is limited to 5 minutes.

None

6. VILLAGE PRESIDENT REPORT – RODNEY S. CRAIG

President Craig spoke to his invitation to attend a Metropolitan Council meeting and noted the collaboration effort by MMC, CMA and NIU in understanding municipal government. He spoke to the recent Metropolitan Mayors Conference he attended. He spoke to conversation with leaders and Chief Haigh regarding the Coronavirus. President Craig also spoke to his trip to Springfield. He also noted that he will be testifying in support of Red-Light Cameras at the upcoming hearing in Chicago and noted that accidents are down according to gathered data.

Motion by Trustee Roberts and seconded by Trustee Kemper to approve the agenda by omnibus vote.

Trustee Porter asked that item 6-A.13 be removed from the consent agenda.

Trustee Roberts withdrew his motion and Trustee Kemper withdrew his second on the motion to pass the agenda by omnibus vote.

Motion by Trustee Roberts to and seconded by Trustee Shahjahan to approve by omnibus vote the remaining items on the agenda 6-A.1 through 6-A.12 and item 6-A.14 through item 6-A.17.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*
NAYS: None
ABSENT: None
ABSTENTION: None

Motion carried.

All matters listed under Consent Agenda are considered to be routine by the Village Board and will be enacted by one motion in the form listed above. There will be no further discussion of these items. If discussion is desired, that item will be removed from Consent Agenda and will be considered separately.

6-A.1 Motion to approve the minutes of the Board Workshop of October 2, 2019.

(C.A.)

6-A.2 Motion to approve the minutes of the Board Workshop of October 17, 2019.

(C.A.)

6-A.3 Motion to approve the minutes of the Board Workshop of November 7, 2019.

(C.A.)

6-A.4 Motion to approve the minutes of the regular Board meeting of November 21, 2019.

(C.A.)

6-A.5 Motion to approve the minutes of the Board Workshop of December 5, 2019.

(C.A.)

6-A.6 Motion to approve the minutes of the regular Board meeting of December 19, 2019.

(C.A.)

6-A.7 Motion to approve the minutes of the Board Workshop of January 16, 2020.

(C.A.)

- 6-A.8 (C.A.)** Motion to approve the minutes of the regular Board meeting of February 6, 2020
- 6-A.9 (C.A.)** Motion to pass an Ordinance amending Chapter 94, Taxation, of the Municipal Code of the Village of Hanover Park, by adding thereto a new Article XIV, Municipal Cannabis Retailers' Occupation Tax.
- 6-A.10 (C.A.)** Motion to pass a Resolution authorizing a reduction of Verandah – Hanover Park – Verandah Unit 2 Letter of Credit.
- 6-A.11 (C.A.)** Motion to pass an Ordinance approving the second, extended, amended and restated Water Supply Agreement between the Northwest Suburban Municipal Joint Action Water Agency, its members and the Village of Hanover Park.
- 6-A.12 (C.A.)** Motion to pass a Resolution authorizing publication of the Village of Hanover Park 2020 Zoning Map.
- 6-A.14 (C.A.)** Motion to accept the bid and award the contract for the 2020 New Arterial Fence Program & Arterial Fence Repair Bid Award to Fence Connection, Inc. in an amount not to exceed \$75,147.50. Further, authorize the Village Manager to expend the full budgeted amount of \$85,000 to account for additional work and change orders which may be encountered during construction.
- 6-A.15 (C.A.)** Motion to award the contract for the Water Systems Improvement/Well Piping Modifications to Dahme Mechanical Industries, Inc. in amount not to exceed \$384,999.99. Further, authorize the Village Manager to expend a contingency amount not to exceed \$50,000, for a total of \$434,999.99, for possible change orders for additional work, and authorize the Village Manager to execute the necessary documents.
- 6-A.16 (C.A.)** Motion to approve the proposal from Baxter & Woodman Consulting Engineers for Construction Engineering Services for the Water System Improvements/Well Piping Modifications in the amount of \$56,350 and to authorize the Village Manager to execute the necessary documents.
- 6-A.17 (C.A.)** Motion to accept the low bid for Cisco core network switch replacement with three (3) years support and maintenance from Sentinel Technologies in the total amount of \$169,964 and authorize the Village Manager to execute the necessary documents.
- 6-A.18 (C.A.)** Move to approve the Professional Services Agreement with Sentinel Technologies in the amount of \$25,146 for professional services required for the configuration and installation of core switches. Further, authorize the Village Manager to expend a contingency amount not to exceed \$2,514, for a total of \$27,660 for potential project change requests, and authorize the Village Manager to execute the necessary documents.
- 6-A.13** Motion by Trustee Roberts and seconded by Trustee Kemper to pass an Ordinance granting a Special Use for a Pawn Shop for property on Olde Salem Circle located on Lot 1 in Olde Salem Commercial Park Unit 1, Hanover Park, Illinois.

Trustee Porter asked Police Chief Menough to speak on the establishment and whether they had any code violations in the past. Police Chief Menough noted that there have been no violations and that they have been cooperative. in the past.

Trustee Porter noted that he felt it important that the community be informed of these types of hearings and asked Director of Economic and Community Development Govind, as to what the reaction is from the establishments at that location having another pawn shop instead of a more viable establishment. Economic and Community Development Director Govind noted that there have been no complaints from any

of the other establishments. She noted that a public notice for the Public Hearing was posted in the newspaper regarding this establishment and certified mail pieces were sent to addresses of property owners within a 250 feet radius. Discussion ensued as to why no signage was placed on the property notifying residents of the public hearing and the moratorium that was presented in 2014. ECD Director Shubhra noted zoning regulations of the Ordinance, which places greater restrictions on opening Secondhand Dealer establishments.

At Mayor Craig's request, Chief Menough reviewed the requirements of secondhand dealers.

Discussion on outlets to communicate public hearings to the public.

Attorney Paul spoke to the Village Ordinance requirements specifically. It was acknowledged that although all other notification requirements had been met, the posting of signage at the location, as required in the Village ordinance, was not followed. Village Maller asked if the Village Board could waive the requirement. Atty. Paul noted that the municipality could waive the requirement as a home rule municipality, so long as it doesn't not interfere with third party rights, which could include parties within the 250 feet radius. Atty. Paul reviewed the municipal code requirements and noted that the Development Commission could also issue a new public notice, send the required notification mailing, provide proper signage to be displayed, and conduct a new hearing.

Furthermore, it was noted that this created a potential risk for the owner of the pawn establishment applicant. The applicant, Mr. Marvin J. Morga, acknowledged that the Village did not follow the signage procedure and noted that he assumed the risk should someone came forth with a complaint. Bernie provided further legal implications.

Motion by Trustee Porter and seconded by Trustee Shahjahan to table item 6-A.13

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Roberts, Porter*
NAYS: Prigge
ABSENT: None
ABSTENTION: None

Motion to table is carried.

Village Manager Maller asked Trustee Porter as the Board Liaison, in coordination with the Commission Chair, to implement a step at each meeting to confirm that all ordinance requirements for a public hearing had been met.

Discussion for Board to consider possible reimbursement or waiver of fees incurred by the applicant to account for inconvenience and loss.

6-A.19 Motion by Trustee Roberts and seconded by Trustee Kemper to pass an Ordinance amending Section 2.3. Definitions, Table 5.1.2, Sections 5.10.3, 5.11.3, and Section 5.12.3., of Chapter 110 of the Hanover Park Comprehensive Zoning Ordinance all concerning adult use recreational cannabis business.

Trustee Lopez Benitez inquired on the pros and cons of having this use not available in B2 business areas. It was noted that the Development Commission preferred a conservative approach to discourage this type of business from opening in Hanover Park. Trustee López Benítez requested more detailed information be provided by the Development Commission. Village Manager Maller noted that much of the information is available for the Board via Development Commission agenda packets and minutes from their meetings and encouraged the Board members to attend the Development Commission hearings in person when possible.

President Craig noted that discussion regarding Development Commission process can take place at a later date and called the motion for a vote.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*

NAYS: None
ABSENT: None
ABSTENTION: None

Motion carried.

- 6-A.20** Motion by Trustee Roberts and seconded by Trustee Kemper to waive competitive bidding and approve the purchase of three pumps for STP 1 for an amount not to exceed \$28,920.00 and authorize the Village Manager to execute the necessary documents. *A two-thirds vote of the corporate authority is required.*

No questions.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*
NAYS: None
ABSENT: None
ABSTENTION: None

Motion carried.

- 6-A.21** Motion by Trustee Roberts and seconded by Trustee Kemper to approve Warrant 3/05/2020 in the amount of \$286,214.47.

No questions.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*
NAYS: None
ABSENT: None
ABSTENTION: None

Motion carried.

- 6-A.22** Motion by Trustee Roberts and seconded by Trustee Kemper to approve Warrant Paid in Advance (2/01/20-2/28/20) in the amount of \$902,678.87.

No questions.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*
NAYS: None
ABSENT: None
ABSTENTION: None

Motion carried.

- 6-A.13** Motion by Trustee Shahjahan and seconded by Trustee Kemper to remove from table item 6-A.13

No questions.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge*
NAYS: Roberts, Porter
ABSENT: None
ABSTENTION: None

Motion to remove item 6-A.13 from the table is carried.

Attorney Paul reviewed legislation and noted that the posting of a sign is not imposed by State law and that as a Home Rule municipality the Village of Hanover Park self-imposed the signage rule. As a Home Rule municipality, the Village need not follow its own procedural rules. Therefore, the zoning case regarding the posting of a sign can be passed providing that a third-party interest is not harmed. In this case the applicant has stated that he understands the potential risk and is willing to withstand that risk should it present itself in the future.

Attorney Paul noted that the Board will not violate the law should they decide to grant the special use for this business.

Motion by Trustee Shahjahan and seconded by Trustee Kemper to pass an Ordinance granting a Special Use for a Pawn Shop for property on Olde Salem Circle located on Lot 1 in Olde Salem Commercial Park Unit 1, Hanover Park, Illinois.

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge*
NAYS: Roberts, Porter
ABSENT: None
ABSTENTION: None

Motion carried.

7. VILLAGE MANAGER'S REPORT

a. DuPage Mayors and Managers conference Legislative Action Program

Village Manager Maller provided a status summary and made herself available for Board questions.

Village Manager Maller requested an additional discussion regarding personnel be added to Executive Session under Section 2(c)(11) pending litigation and 2(c)(12) risk pool.

8. VILLAGE CLERK'S REPORT – EIRA L. CORRAL SEPÚLVEDA

Village Clerk Corral Sepúlveda thanked the Board for the approval of her unpaid leave of absence and that regardless of the election results in her run for the Metropolitan Water Reclamation Commissioner position she will always be Hanover Park hometown proud.

9. CORPORATION COUNSEL'S REPORT – BERNARD Z. PAUL

No report.

10. VILLAGE TRUSTEES REPORTS

10-A. JAMES KEMPER

No report.

10-B. FANNY LÓPEZ BENÍTEZ

Trustee López Benítez noted that the month of March is Women's History Month and invited all to the upcoming Centennial Women's Celebration on Sunday, March 8th, from 2:30 p.m. to 4:00 p.m. at the Hanover Park Park District.

Trustee López Benítez spoke to the Historic Committee and the organizational process of materials that is taking place and that the committee is making good progress.

10-C. SHARMIN SHAHJAHAN

Trustee Shahjahan spoke to the recent event she attended for MMC Age Friendly Committee meeting where discussion about transportation and connectivity was at the forefront. She also noted that CIDC has also been looking into having a transportation system between the four townships. She noted that Schaumburg Township and Hanover Township are working together with Cook County and Elk Grove Village to have connectivity throughout each area and that she hopes to bring in DuPage County as well.

Trustee Shahjahan introduced new Environmental Committee member, Josh Sibblie, and noted that he has presented great ideas and hopes that the committee can collaborate with the Development Commission on his recommendations.

Trustee Shahjahan noted that she had been in a tremendous accident six years ago today and thanked staff from public works, police and fire respectively for their assistance in her time of need.

10-D. BOB PRIGGE

No report.

10-E. RICK ROBERTS

Trustee Roberts spoke to the upcoming Veteran’s Committee Meeting on Saturday, March 7th at 9:00 a.m., at the Police Station Community Room where final plans for the Memorial Day event will be made.

Trustee Roberts thanked Deputy Village Manager Webb for his efforts on fundraising for the event.

10-F. HERB PORTER

Trustee Porter congratulated Village Deputy Manager Webb and Village Clerk Corral Sepúlveda on their complete count efforts for the 2020 Census.

Trustee Porter thanked everyone who attended the Black History Month event and those who helped in the planning of the event.

Trustee Porter stressed the importance of posting correct information on the Coronavirus as there is confusing information from several sources. He thanked Deputy Village Manager Webb for his part in providing our community with concise and accurate information.

11. EXECUTIVE SESSION

Motion by Trustee Kemper and seconded by Trustee Porter to accept the items for Executive Session.

- a. Section 2(c)(6) Setting the Price for Sale of Property Owned by the Village.
- b. Section 2(c)(11) Pending Litigation
- c. Section 2(c)(12) Intergovernmental Risk Management Association

Roll Call:

AYES: *Kemper, López Benítez, Shahjahan, Prigge, Roberts, Porter*
 NAYS: None
 ABSENT: None
 ABSTENTION: None

Motion carried.

12. ADJOURNMENT

Motion by Trustee Kemper and seconded by Trustee Shahjahan to go into Executive Session and not return to open meeting.

Voice vote:

All Ayes.

Motion carried: Meeting adjourned at 8:38 P.M.

Recorded and Transcribed by Village Clerk Eira L. Corral Sepúlveda
Minutes approved by President and Board of Trustees on this: 16th day of April 2020.