

Minutes of the Executive Session
March 22, 2016
Tinley Park Convention Center
Samuel Tinley Room

Motion was made by Trustee Maher, seconded by Trustee Grady to adjourn to Executive Session to discuss:

The purpose of this Executive Session was to discuss:

- a) the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.
- b) the litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting;
- c) the selection of a person to fill a public office, as defined in this act, including a vacancy in a public office, when the public body is given power to appoint under law or ordinance, or the discipline, performance or removal of the occupant of a public office, when the public body is given power to remove the occupant under law or ordinance.

Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker and Brady. Nays: None. Absent: None. Mayor Seaman declared the motion carried and this meeting was adjourned to Executive Session at 10:15 p.m.

The Village Clerk announced that this Executive Session is now being recorded.

A roll call was taken:

In attendance and

Responding to roll call:

D. Seaman, Mayor
P. Rea, Village Clerk
B. Maher, Village Trustee
T. J. Grady, Village Trustee
M. Pannitto, Village Trustee
J. Vandenberg, Village Trustee
B. Younker, Village Trustee
B. Brady, Village Trustee

Absent:

None

Staff Present:

D. Niemeyer, Village Manager
M. Mertens, Assistant Village Manager
S. Tilton, Assistant Village Manager
T. Melody, Village Attorney
L. Godette, Deputy Clerk

Others Present:

None

Reserve Issue- Village Clerk Rea noted that the Village has been officially served a complaint from the Michael Stuckly of the Citizens of Tinley Park regarding the posting of a public hearing notice for a certain Plan Commission meeting held in **September of 2015**. Trustee Pannitto stated his concerns with the Village being prepared for a potential lawsuit in regards to

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the Reserve development (Buckeye Community Hope Foundation) and would like to see the Village find the proper legal representation in order to be prepared for this potential litigation. Village Attorney Melody asked the Village Board how they would like him to respond to Buckeye regarding the Text Amendment Ordinance suggesting that our immediate response should be we do not have any plans to put this before the Plan Commission because we do not have a Plan Commission and that we have been sued and the Plaintiff is as a judge to determine if the Text Amendment Ordinance is valid. Upon discussion of the Village Board a consensus recommendation was to have Trustees Maher and Pannitto look into potential law firms that would specialize in this type of litigation (Civil Rights/Fair Housing) and law firms that would also look into Buckeye's IDHA application for funding and report back to the Village Board by April 19, 2016. Village Attorney Melody noted that Klein, Thorpe and Jenkins would remain law firm on this matter until the Village Board appoints another law firm.

Water Meter Report – Village Manager Niemeyer noted that the report by **Sikitch** is being revised and will bring this to the Village Board at a later date.

Fire Chief – Village Manager Niemeyer recommended that an outside panel of Fire Chiefs from the area be selected to review the department and process and make recommendations. He noted the need for outside candidates while still noting that there will be internal candidates. Trustee Younker stated that the Fire Chief from Wheaton would be an excellent candidate for this panel. Upon discussion a consensus of the Board recommended Public Safety Chair Grady, along with Trustee Younker to goals and recruit a panel of experts to review this process.

Assistant Public Works Director Recruitment – Village Manager Niemeyer stated that a revised job description is being prepared and at this time there is no one to take on the Interim Assistant Public Works Director position. GovHR has stated that with the atmosphere of the Village at this time is concerning. Upon discussion of the Village Board the Village Manger was directed to contact Jerry Walters who was interviewed for the Public Works Director if he would be interested in taking on the position of Assistant Public Works Director and would he be willing to meet with Public Works Director, Kevin Workowski, for consideration.

Commissioner Appointment - Mayor Seaman asked the Village Board to review the potential candidates for Commission Appointments be considered at the April 5, 2016 Village Board meeting:

Plan Commission
Edward Matushek III
Peter Kroner
Ken Shaw
Anthony Janowski
Ronald Bazan
Kevin Berthold
Lori Kappel
Alternate – David Cargill
Alternate – Eduardo Mani

Zoning Board of Appeals
Michael Fitzgerald
Jennifer Vargas
Alternate – Larry Canning
Alternate – Michael Glotz

Economic Commercial Comm.
Christopher Brogan
Alternate – Edgar Montalvo

Upon discussion of the Village Board a consensus wait until the March 31, 2016 which is the deadline for applications. If no further applications are submitted then to appoint the above mentioned Commissioners. Mayor Seaman stated that he would be sure to get the Village Board any further applications to them for review. If changes in the above appointments are determined the Village Board would be notified before the April 5, 2016 Village Board meeting.

Personnel Issue – Village Manager Niemeyer stated that he had discussed with Ivan Baker the matter of his Real Estate License be denied which was brought up at the Village Board on March 1, 2016.

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Economic Development Director Baker stated that he had taken the wrong classes to receive his license, those receiving a denial of the issuance of his license. Baker's position at the Village does not require a real estate license. Niemeyer also presented an overview of the remarks made regarding his personnel file discussed at the Village Board meeting held prior to this Executive Session.

At this time, 11:21 p.m., Trustee Vandenberg exited the Executive Session.

Trace Ambulance – Village Attorney Tom Melody presented and overview of a potential settlement offer in regards to the Trace Ambulance lawsuit received by Attorney Steve Viz. Upon discussion the Village Board directed Melody to redirect Steve Viz to contact the Village Board with the potential settlement offer on this lawsuit.

Motion was made by Trustee Maher, seconded by Trustee Grady, to adjourn this Executive Session. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker and Brady. Nays: None. Absent: None. Motion carried and this Executive Session was adjourned at 11:25 p.m.

Motion was made by Trustee Pannitto, seconded by Trustee Younker, to adjourn the Special Village Board meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned the regular Village Board meeting at 11:26 p.m.

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