

Minutes of the Executive Session  
May 17, 2016 6:30 p.m.  
Village of Tinley Park  
@ Victor J. Andrew High School

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

The purpose of this Executive Session was to discuss:

- a) THE PURCHASE OR LEASE OF REAL PROPERTY FOR THE USE OF THE PUBLIC BODY, INCLUDING MEETINGS HELD FOR THE PURPOSE OF DISCUSSING WHETHER A PARTICULAR PARCEL SHOULD BE ACQUIRED.
- b) 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.
- c) 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.
- d) COLLECTIVE NEGOTIATING MATTERS BETWEEN THE PUBLIC BODY AND ITS EMPLOYEES OR THEIR REPRESENTATIVES, OR DELIBERATIONS CONCERNING SALARY SCHEDULES FOR ONE OR MORE CLASSES OF EMPLOYEES.

Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Suggs Nays: None. Absent: None. Mayor Seaman declared the motion carried and this meeting was adjourned to Executive Session at 9:05 p.m.

The Deputy 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, Clerk  
B. Maher, Village Trustee  
T. J. Grady, Village Trustee  
M. Pannitto, Village Trustee  
J. Vandenberg, Village Trustee (Arrived 9:45 p.m.)  
B. Younker, Village Trustee  
K. Suggs, Village Trustee

Staff Present:

D. Niemeyer, Village Manager  
P. Carr (Departed 9:45 p.m.)  
P. Wallrich (Arrived 10:05 p.m./Departed 10:20 p.m.)  
P. Connelly, Village Attorney  
L. Godette, Deputy Clerk

Others Present:

S. Viz (Departed 9:45 p.m.)  
Allister McGrath (Arrived 9:45 p.m./Departed 10:05 p.m.)

Others Present:

S. Viz, Attorney (Departed 8:22 p.m.)

**MINUTES**  
**Executive Session**  
**May 17, 2016**

**Trace Ambulance Litigation** – Attorney, Steve Viz presented an update of the Trace Ambulance Litigation. Mr. Viz stated that Carl and Chris Vandenberg of Trace Ambulance updated the spreadsheet with additional standby ambulances that they claim were requested by the Village from 2010 to 2014. The total cost of these claims is about \$150,000. Pat Carr and Mr. Viz went through these documents and found entries that are outside the scope of requests by the Village, with these entries lower the cost total amount of the claim to about \$131,000. Trace is adamant that their claim amount is correct. Trace has also filed a Motion for Judgement on the Pleadings to declare that the 911 calls be included in their claim, which is about \$291,000, Trace is willing to waive that at this time. If the Village wins this motion their claim would be \$150,000, if the Village loses this motion their claim could be significantly more. Mr. Viz believes the total amount of this claim should be \$131,000 and asks the Board to how they would like to respond. The consensus of the Board is to direct the Attorney to respond with a starting amount of \$50,000 and a maximum amount of \$125,000.

**Stuckly/Buckeye Lawsuit** – Allister McGrath provided an update on the Stuckly and Buckeye Lawsuits. Mr. McGrath has not heard anything from the plaintiff on the Stuckly lawsuit as of this time. He believes the Stuckly case will be dismissed and that Buckeye may have an additional lawsuit. Village Attorney Connelly presented the timeframe for the revised text amendment ordinance as follows: text amendments should go to the Plan Commission as soon as possible, once they make a recommendation it will then go before the Village Board for vote.

**Community Development Director Position** – Village Manager Niemeyer requested direction from the Board regarding the recruitment and subsequent hiring of a Community Development Director. Human Resources did a survey of comparable municipalities on this position and found the pay range to be \$108,000 to \$138,000. As part of the revised organizational chart for the Building and Planning Departments, the Assistant Village Manager position will not be replaced and rearrange the inspection positions and add clerical staff. After discussion of the Board, the consensus of the Village Board was to discuss this at the next Committee of the Whole meeting.

**Central Middle School/North Street/Panduit Properties** – Village Manager Niemeyer stated that an additional proposal was submitted for the Central Middle School property. This proposal includes townhomes and is seeking additional incentives. The Village also received a proposal for North Street property which includes apartments. This proposal involves properties the purchased by the Village. The proposals are from Tinley Park, LLC. After discussion it was the consensus of the Board to schedule a meeting with Tinley Park LLC.

Village Manager Niemeyer stated that he will be meeting with Panduit Corporation on Friday, May 20, 2016 to discuss the Panduit property. Panduit is in negotiations with Calatlantic who has proposed to purchase a portion of this property to building a housing development.

**Amy Connolly Update** – Village Manager Niemeyer noted that she will be receiving a letter stating that according to the Village Personnel Manual an employee has only five (5) days to file a grievance. Amy Connolly's grievance came to the Village twelve (12) days after she was put on leave. The Village will wait to see if she files litigation.

## MINUTES

### Executive Session

May 17, 2016

**Police Union Proposed Contract Negotiations** – Village Manager Niemeyer informed the Board that the Village had received a draft contract from the Police Union. He noted that there are revisions to be made including the following key issues: wages, health insurance and residency. The Police Union is requesting the following wages for a four (4) year contract, 2.65 for first two (2) years, 2.657 the third year and 2.675 the fourth year. The insurance will be difficult to negotiate since this what the Village offers at this time. This will be discussed at a futures closed session.

**Omiencinski/Elftmann (Red Light Camera) Lawsuit** – Village Manager Niemeyer provided an update on the Omiencinski and Elftmann Lawsuits. He stated that Stephen Eberhardt would like the tickets dismissed for Omiencinski and Elftmann. Mayor Seaman and Former Mayor Zabrocki were named in this case and have been dismissed. They could be renamed in the case. Manager Niemeyer asked for direction from the Board is the tickets can be dismissed, which would settle the case.. After discussion it was the direction of the Board to dismiss the tickets.

Trustee Maher informed the Board that Mr. Elftmann has not paid his Cook County property taxes and presented information on the past history of this issue.

Motion was made by Trustee Younker, seconded by Trustee Pannitto, to adjourn this Executive Session and return to the Special Committee of the Whole. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker, Suggs. Nays: None. Absent: None. Motion carried and this Executive Session was adjourned at 10:35 p.m.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to adjourn the Special Committee of the Whole meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned the regular Village Board meeting at 10:36 p.m.

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