

Minutes of the Executive Session
 Village Board meeting
 November 1, 2016, 8:00 p.m.
 Village Hall of Tinley Park
 16250 S. Oak Park Avenue, Tinley Park, IL

Motion was made by Trustee Pannitto, seconded by Trustee Vandenberg, to adjourn to Executive Session at 6:31 p.m. to discuss the following:

- A. THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC 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. 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. 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.

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

A roll call was taken:

In attendance, responding to roll call:

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

Others Present:

- D. Niemeyer, Village Manager
- S. Tilton, Assistant Village Manager
- L. Godette, Deputy Village Clerk
- P. Connelly, Village Attorney
- K. Workowski, Public Works Director (Arrived 7:45 pm
Depart 7:57 pm)
- A. McGrath, Attorney (Arrive 6:55 pm
Depart 7:43 pm)

Item 1 – Discuss Violetto Case – Village Manager Niemeyer presented an overview of the lawsuit between the Village of Tinley Park and Raymond Violetto Jr. Niemeyer stated that on September 19, 2016, Violetto’s attorney called and made a \$20,000 settlement demand. After our September 1, 2016 settlement conference before the Judge who set a new discovery closure date of November 30, 2016. The settlement conference was unsuccessful after the plaintiff made a final demand of \$36,500. The Village top offer of \$15,000 was rejected. The cost to complete the discovery and prepare a motion for summary judgment and go to trial will exceed the plaintiff’s previous “bottom

line” of \$36,500. The latest demand of \$20,000 is inclusive of all attorney’s fees and costs. This according to Violetto’s attorney is their last and final demand. If the Village is interested in settling at that amount, plaintiff would provide a full release for any and all claims up until the point of the settlement. After discussion, it was the consensus of the Village Board to settle this case at \$20,000.

Item 2 – Discuss Community Development Director Position – Village Manager Niemeyer presented a comparison of hiring a Community Development Director versus continuing to use GovHR (Paula Wallrich). At the last closed session the Village Board had asked for a comparison of the potential costs of hiring a new Community Development Director and the salary and benefit costs versus the cost of continuing to use GovHR and Paula.

The pay scale for the position is \$105,500 to \$137,653. If we hired a new employee with Paula’s skills and experience at the top of the pay scale and that person also took family health insurance, the total cost would be about \$194,927 with benefits. If we were to hire someone that met the basic requirements at a beginning salary and who also took family health insurance, the cost would be about \$172,140 with benefits.

From the time Paula started at the current GovHR rate of \$91 per hour, in May through the end of September, we have paid GovHR \$106,583.75. At this rate the cost will exceed \$230,000 per year. Part of this cost is due to the fact that Paula has had to work overtime hours at a higher rate as she is doing the Community Development Director job, her old assistant planner job, part of Mertens job, and we don’t have a full time building inspector position. Shortly, we will be bringing plans to hire a full time building inspector to the Building and Compliance Committee and we are also exploring the possibility of additional administrative help to reduce Paula’s hours. After discussion it was the consensus of the Village Board to direct Staff to move forward in seeking candidates to fill an Economic Development Manager position before seeking to fill the Community Development Director.

Item 3 – Discuss Buckeye Lawsuit – Allastar McGrath presented the state of the Buckeye lawsuit. He stated that Buckeye presented two proposals:

1. To comply with the current code which will cost \$1.7 million to build and the Village to own or long term lease the property from them. They do not want responsibility over it.
2. They would build 1,000 square feet of commercial and the rest being residential and again the Village to own or long term lease and be responsible for the cost which is about \$300,000.

McGrath noted a third potential option would be to send a letter to IRMA to receive their thoughts about letting Buckeye build according to code and IRMA paying the \$1.7 million and having this case settled.

McGrath stated that Buckeye would be willing to bring their plans to the Village for review.

After discussion it was the consensus of the Village Board to direct the Village Attorney to draft a letter to IRMA informing them of the stance on this to let Buckeye build to current code and not leasing or owning the property while asking IRMA if they are willing to settle the case at \$1.7 million. The Village Board will see a draft letter before it goes to IRMA. Trustee Pannitto was opposed to settling at this time.

Item 4 – Discuss Assistant Public Works Director Recruitment – Village Manager Niemeyer presented an update on the recruitment of the Assistant Public Works Director. Staff recommends the appointment of John Urbanski to this position after presenting an overview of Urbanski’s background. Niemeyer stated that the Village Board should consider bringing an in-house engineer on staff. A background check will be completed. After discussion it was the consensus of the Village Board to place and item on the November 15, 2016 Village Board meeting agenda to appoint John Urbanski as Assistant Public Works Director.

Item 5 – Collective Bargaining – Police Union – Village Manager Niemeyer presented an update on the Police Union Collective Bargaining negotiations that took place in the last week. Major issues are wages, health insurance changes and residency.

Motion was made by Trustee Pannitto, seconded by Trustee Grady, to adjourn this Executive Session. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker, Suggs Nays: None. Absent: None. Mayor Seaman declared motion carried and this Executive Session was adjourned at 7:58 p.m.

Motion was made by Trustee Younker, seconded by Trustee Suggs, to adjourn the Special Committee of the Whole Meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned this meeting at 8:01 p.m.

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