

**VILLAGE OF HUNTLEY
COMMITTEE OF THE WHOLE MEETING
March 7, 2013
MINUTES**

CALL TO ORDER:

A meeting of the Committee of the Whole of the Village of Huntley was called to order on Thursday, March 7, 2013 at 7:00 p.m. in the Municipal Complex, Village Board Room, 10987 Main St., Huntley, Illinois 60142.

ATTENDANCE:

PRESENT: Mayor Charles Sass; Trustees Pam Fender, Ron Hahn, Nick Hanson, Niko Kanakaris, Harry Leopold and John Piwko.

ABSENT: None

IN ATTENDANCE: Village Manager David Johnson, Senior Assistant to the Village Manager Lisa Armour, Management Assistant Barbara Read, Police Chief John Perkins and Village Attorney Mike Coppedge.

PLEDGE OF ALLEGIANCE: Mayor Sass led the Pledge of Allegiance.

SPECIAL PRESENTATION:

- a) Huntley High School Varsity Cheerleaders Recognition

Mayor Sass introduced the coaches of the cheerleading squad and distributed certificates to each member of the Huntley High School Varsity Cheerleading Squad as special recognition for their recent accomplishments.

PUBLIC COMMENTS: None

ITEMS FOR DISCUSSION:

- a) Discussion – Consideration of the February 14, 2013 Village Board, February 14, 2013 Joint Meeting of the Village Board and Plan Commission and the February 21, 2013 Committee of the Whole Meeting Minutes

Mayor Sass asked if the Committee had any comments or changes to the Minutes; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval the February 14, 2013 Village Board, February 14, 2013 Joint Meeting of the Village Board and Plan Commission and the February 21, 2013 Committee of the Whole Meeting Minutes.

- b) Discussion – Consideration of the March 14, 2013 Bill List in the Amount of \$232,547.90

Mayor Sass reported that \$15,502.95 of the bill list expenditures is from the FY12 Budget and the remaining \$217,044.95 is from the FY13 Budget.

Mayor Sass asked if the Committee had any questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval the March 14, 2013 Bill List in the Amount of \$232,547.90.

- c) Discussion – Consideration of an Ordinance Amending the Village of Huntley Code of Ordinances – Title I / General Provisions

Village Manager David Johnson reported that in the continuing effort to update the Village of Huntley Code of Ordinances, the proposed amendment for Title I / General Provisions is being presented for review and consideration of the Village Board.

Staff Analysis

Staff is presenting a revised Title I to update and incorporate current practices. No major changes to the code are being presented. Staff is proposing an updated method in tracking of code amendments and also updating the current penalty amounts.

The amendment is primarily for bookkeeping purposes to bring the code current and more efficient.

The proposed Title I amendment is included in the packet for the Board of Trustees' review and consideration.

Financial Impact

There is no financial impact on the FY13 Budget.

Legal Analysis

The Village Attorney has reviewed the proposed code. All is in order for Village Board consideration.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval of an ordinance amending the Village of Huntley Code of Ordinances – Title I / General Provisions.

- d) Discussion – Consideration of an Ordinance Amending Title XIII, Chapter 130, General Offenses, of the Village of Huntley Code of Ordinances to include the offenses of Theft, Theft of Lost or Mislaid Property, Possession of Drug Paraphernalia, Fishing Regulations and Park District Policing

Police Chief John Perkins reported that in the continuing effort to update the Village of Huntley Code of Ordinances, the proposed amendment for Title XIII / General Offenses is being presented for review and consideration of the Village Board. Over the years, the Village of Huntley has adopted several state statutes as Village ordinances. This amendment would add three additional offenses to Chapter 130.

Staff Analysis

Staff is presenting a revised Title XIII to update and incorporate recently adopted Ordinances and practices as well as including three additional offenses.

When a state statute is adopted as a Village ordinance, the elements of the offense remain the same; however, a police officer will have the option of charging these offenses as a Village ordinance violation as opposed to a state law violation.

The benefits are twofold. For a minor violation, the offender charged under Village ordinance will not have a criminal record with a state statute arrest. Receiving a Village ordinance violation is equivalent to getting a parking ticket. In addition, a police officer dealing with a minor violation can charge on a Village ordinance and would not be required to transport the offender to jail for processing. The offender would be issued the complaint and released.

This would greatly benefit the School Resource Officer (SRO). Presently, if the SRO makes an arrest for a minor theft at the high school, the officer is required to bring the student to the police station for processing. This takes both the student and the officer out of the school for an extended period of time. With this ordinance, the entire incident can be dealt with at the high school.

Huntley police officers come across people with drug paraphernalia often. Once again, when they make an arrest for this offense it requires a transport to the police station and often the offender's car is towed. With this ordinance, the offender can be cited and released in a short amount of time allowing the officer to remain in his patrol area.

Also included in the amendment are the fishing regulation ordinance adopted in 2011 and the policing provisions currently in place between the Village of Huntley and the Huntley Park District. The penalty section is also being updated to remove the minor penalty provisions due to the use of peer jury. No major changes to the code are being presented.

The proposed Title XIII amendment is included in the packet for the Board of Trustees' review and consideration.

Financial Impact

There is no financial impact on the FY13 Budget.

Legal Analysis

The Village Attorney has reviewed the proposed code. All is in order for Village Board consideration.

Mayor Sass asked if the Committee had any comments or questions.

Trustee Leopold asked that in comparison with surrounding communities, how the Village fines rank. Chief Perkins reported that the fines and penalties are about in the middle.

Trustee Hanson asked if parents are contacted for minor violations; Chief Perkins reported that with every contact with a juvenile the parents are contacted.

Trustee Fender asked if juveniles are prosecuted the same way as adults; Chief Perkins reported that if it would help the minor to go before a Peer Jury that would be the method otherwise it is litigated the same way as an adult.

There were no other comments or questions.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval an ordinance amending the Village of Huntley Code of Ordinances - Title XIII, General Offenses to

include the offenses of Theft, Theft of Lost or Mislaid Property and Possession of Drug Paraphernalia, fishing regulations and Park District policing provisions.

- e) Discussion – Consideration of a Resolution Authorizing Waiving the Formal Bidding Process, Amending the FY2013 Annual Budget, and Entering into a Contract with Radicom to upgrade the Village Early Warning System

Village Manager David Johnson reported that in August of 2002 the Village of Huntley purchased and began using a new Early Warning System. The product purchased was a Whelen WPS-2800 Omni-Directional Siren. This product was purchased with the assistance of an Illinois First Grant. The system was purchased and installed using a company named BuComm Inc. out of Wauconda IL. BuComm Inc. won the contract through the Village of Huntley formal bidding process. The system cost \$178,000.

The system began having issues with intermittent activation as early as 2006. The system began experiencing problems with the solar panels charging and speaker drivers that were malfunctioning. BuComm was called several times to deal with the problems. BuComm attempted several times to fix the problems with no success, and the Village continued to have the same problems.

Staff Analysis

Police Chief John Perkins reported that in 2008 Whelen was contacted about the problems. They were told of our displeasure with their product. They recommended we contact a company named Global Technical Systems from Effingham IL.

Global Tech came out to work on the system. Global Tech fixed several drivers and worked on the problems with the solar panels and batteries. After changing the drivers the system worked fine for a period of time and then the same issues started to appear again. It was during this inspection that we discovered that almost all the internal components of the system were aftermarket products and not Whelen Products.

In 2012 Radicom was contacted for maintenance to the system. They were also asked to provide an analysis of the system.

Radicom explained that several updates were needed to correct the problems. Radio systems currently installed in the seven warning system sites are not factory approved or standard for these siren systems. Existing radios are interfaced thru a landline board, and are not reliable. The units were installed using non-Whelen factory approved radios and installed to the telephone line board. The company that installed these radios tried to make the radio signal act as a telephone line signal to activate sirens. The system does not work well that way, resulting in intermittent failures.

The analysis showed that there are currently 17 drivers not working on six different sirens. There are ten speaker drivers on each siren unit totaling 70 drivers within the system. Approximately 24% of the total system drivers are currently not working. The estimated cost to replace the drivers is \$19,143.

Two amplifiers are out at different siren locations and need to be replaced. The estimated cost to replace both amplifiers is \$1,415.00.

Radicom has recommended that the Village update the system to a Whelen brand radio and radio interface kit. This update would also require an update to the lightning protection and antenna. Whelen will not sell the radio and interface kit without using their products. The cost to perform this task is \$1,415.00.

\$16,086.00. Performing this task would bring the system back up to Whelen factory specifications and the system should then function properly.

Radicom is currently working with the City of Arlington Heights and Village of Lindenhurst. Both towns have Whelen Systems and have experienced the same issues. Both systems were also installed by BuComm. Radicom has completed the upgrades for Arlington Heights and the entire system will be thoroughly tested on March 5, 2013.

Radicom has been in contact and working closely with Whelen to analyze and identify corrections for the system. Staff spoke with Whelen directly and they are in fact aware of the problems and confirmed that they have been in contact with Radicom. Whelen is confident that Radicom is on the right track and taking the correct actions to solve all the issues.

It would be difficult to locate another vendor that could perform the services needed. Staff requests that the Village Board waives the public bidding process and enter into a contract with Radicom to upgrade the Village early warning system.

Financial Impact

Total cost to complete all suggested work is \$36,644.00. Radicom has offered to discount the labor by \$2,466.00 if all the work is done at the same time, reducing the total cost to \$34,178.00.

This work was not budgeted for FY2013 and requires an amendment to the budget. Funds for this project will come from the fund balance in the Village's Equipment Replacement Fund line item: 48-10-4-7750.

Chief Perkins reported that the Village's current speaker system is a good system and does not need to be replaced just upgraded. Chief Perkins reported that a full replacement of the systems would cost approximately \$300,000.

Mayor Sass asked if the Committee had any comments or questions.

Trustee Leopold asked if the system was all solar or were some hardwired; Chief Perkins stated that the system is all solar. Trustee Leopold noted that the monthly test was a recording and asked if an actual emergency were to occur would a person need to make the announcement or would it be a pre-recorded message; Chief Perkins reported that all warnings are pre-programmed but the system has a microphone, if needed.

Trustee Fender asked if the system was also used by the Huntley Fire Protection District; Chief Perkins reported that the responsibility is the Village's and only used to notify people who are outside to take cover due to a Tornado or HAZMAT situation.

Trustee Hahn asked if the system at Pinecrest Golf Course was part of our system; Chief Perkins reported that the system at Pinecrest is only for lightning and is the Park District's equipment. Trustee Hahn asked if the seven early warning sites were adequate to cover the entire Village; Chief Perkins reported that the seven sites covered the entire Village.

There were no other comments or questions.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval a Resolution Authorizing Waiving the Formal Bidding Process, Amending the FY2013 Annual Budget,

and Entering into a Contract with Radicom to upgrade the Village Early Warning System.

- f) Discussion – Consideration of a Resolution authorizing the approval of a Joint Exercise of Powers Agreement between the Village of Huntley and the National Joint Powers Alliance

Senior Assistant to the Village Manager Lisa Armour reported that the National Joint Powers Alliance® (NJPA) is a national municipal contracting agency providing contract purchasing solutions and other related programs. The NJPA operates under the legislative authority of Minnesota Statute 123A.21. The NJPA serves all education, government and non-profits agencies nationally. Through national solicitations, NJPA provides the opportunity for member agencies to purchase equipment, goods and services through nationally leveraged, competitively bid contracts. NJPA has over 47,000 members throughout the United States. The NJPA is similar to the Illinois state bid process, as it provides for centralized bidding and contract awards that can be utilized by eligible agencies.

Staff Analysis

Membership, which is no cost, would allow the Village to purchase through the NJPA, which competitively bids and awards contracts for various services and goods, including vehicles and other equipment. As a member of the NJPA, the Village would become a represented participant in the bidding process. All NJPA contracts are non-exclusive and the Village would be under no obligation to purchase through the NJPA.

All NJPA bid contracts are competitively solicited nationally, reviewed and awarded by the NJPA Board of Directors in accordance with Minnesota public purchasing rules and regulations under the Municipal Contracting Laws, M.S. 471.345. Each solicitation and RFP contains language which includes all qualified customers in all fifty states. The RFP advises all responders that they must apply to all qualified customers in all fifty states. All RFP respondents know that these contracts may be used by member agencies throughout the United States.

Financial Impact

There is no cost to become a member of the National Joint Powers Alliance.

Legal Analysis

The Village Attorney has reviewed the agreement and all is in order for Village Board consideration.

Mayor Sass asked if the Committee had any comments or questions; there were none.

A consensus of the Committee of the Whole to forward on to the Village Board for approval a resolution authorizing the approval of a Joint Exercise of Powers Agreement between the Village of Huntley and the National Joint Powers Alliance.

- g) Discussion – Village of Huntley 2013 Legislative Priorities

Village Manager David Johnson reported that one of the goals of the FY2013 Budget for the Manager's Office is the preparation of a legislative agenda for review and discussion with the Village Board.

Staff Analysis

Protection of local government revenue, protection from unfunded mandates, and preservation of local authority are key priorities. The adopted legislative agenda will be shared with area legislators to communicate the Village of Huntley’s legislative priorities.

VILLAGE OF HUNTLEY 2013 LEGISLATIVE PRIORITIES

1. Support legislation requiring Local Government Distributive Fund (LGDF) monies to be deposited directly to the LGDF fund or within a set timeframe to ensure timely distribution to municipalities
2. Protect the current structure and amounts of dedicated municipal revenue funds (i.e. sales tax, replacement tax, MFT) and oppose any attempts by the State to balance its budget at the expense of local government
3. Support legislation protecting various road funds from budgetary sweeps or other actions that would divert road funds to other non-related transportation funds
4. Oppose any unfunded or underfunded mandates on local government
5. Monitor requirements of the federal healthcare law to determine economic impact on municipalities and small businesses
6. Support legislation that preserves local authority
Support legislation which provides true public safety pension reform to ensure long-term viability of public pension funds while minimizing financial impact on local government and taxpayers
7. Support legislation that affirms and expands employer exemptions from mandatory bargaining over staffing levels, thereby preserving the local government’s ability to make decisions as needed regarding staffing levels
8. Support legislation that requires arbitrators to base affordability of wage increases or other conditions of employment for municipal employees on existing revenues and not on new revenue that could be generated by increasing taxes and to also take into account the impact on existing funding levels for operations and staffing
9. Continue to support local, state, and federal efforts to locate a commuter rail station

Financial Impact

The majority of the proposed priorities are designed to protect existing revenues, enhance some revenues, and protect from mandates that would create additional expenses.

Village Manager Johnson reported that the Village had received notice from the Illinois Municipal League (IML) that the Governor’s Office is proposing to reduce LGDF (state shared income tax) revenue to \$240 million to address the state’s fiscal woes. This would be a \$454,241 reduction to the Village.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board acceptance of the Village of Huntley 2013 Legislative Priorities.

VILLAGE ATTORNEY’S REPORT: None

VILLAGE MANAGER’S REPORT:

Trustee Piwko asked if the Village would need to purchase more road salt; Village Manager Johnson reported that Public Works just received a shipment. Trustee Leopold stated that he was received several

comments from residents commending the Village for the snow plowing during the recent snow events. Village Manager Johnson reported that he will pass that information on to Public Works.

VILLAGE PRESIDENT’S REPORT:

Mayor Sass reported that there will be an ISTHA Open House at the Municipal Complex, Tuesday, March 12th 4 – 7pm.

Mayor Sass reported that CALEA will begin the reaccreditation review of the Police Department operations on April 1st and have a Public Comment Session in the Board Room on Tuesday April 2nd beginning at 5:30 p.m.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

EXECUTIVE SESSION:

A MOTION was made at 7:35 p.m. to enter into Executive Session for c) Property Acquisition, Purchase, Sale or Lease of Real Estate.

MOTION: Trustee Piwko

SECOND: Trustee Fender

The Voice Vote noted all ayes and the motion carried.

A MOTION was made at 7:55 p.m. to exit Executive Session.

MOTION: Trustee Kanakaris

SECOND: Trustee Leopold

The Voice Vote noted all ayes and the motion carried.

ACTION ON CLOSED SESSION ITEM: None

ADJOURNMENT:

There being no further items to discuss, a MOTION was made to adjourn the meeting at 7:56 p.m.

MOTION: Trustee Fender

SECOND: Trustee Hanson

The Voice Vote noted all ayes and the motion carried.

Respectfully submitted,

Barbara Read
Recording Secretary