VILLAGE OF STICKNEY

6533 West Pershing Road
Stickney, Illinois 60402-4048
Phone - 708-749-4400
Fax - 708-749-4451

Village Trustees
Cody Mares
Jeff Walik
Deborah E. Morelli
Jeff White
Fred L. Schimel
Scott Zeedyk

Daniel A. O'Reilly
Village President

Kurt Kasnicka
Village Treasurer

Audrey McAdams
Village Clerk

REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE OF STICKNEY

Tuesday January 17, 2012

Meeting Agenda

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Approve Minutes of Previous Regular Meeting**
5. **Authorize Payment of Bills**
6. **Accept Report of the Illinois Department of Revenue**
7. **Accept Report from the Illinois Department of Transportation**
8. **Approval off the Village of Stickney Annual Financial Report for Fiscal year ending April 30, 2011**
9. **Pass and Approve Ordinance 2012-1, "An Ordinance Amending the Rules for Public Comment at Village Meetings."**
10. **Report from the President**
11. **Report from the Clerk**
12. **Trustee Reports/Committee Reports**
    a. **Accept the Treasurer's Report for the Month of October, 2011**
13. **Reports from Department Heads**
14. **Audience Questions**
15. **Adjournment**

Posted January 12, 2012

January 3, 2012

State of Illinois
County of Cook
Village of Stickney

The Board of Trustees of the Village of Stickney met in regular session on Tuesday, January 3, 2012 at 7:00 p.m. in the Stickney Village Hall, 6533 W. Pershing Road, Stickney, Illinois.

Upon the roll call, the following Trustees were present:
Trustees Mares, Morelli, Schimel, Walik, White and Zeedyk.

Trustee Morelli moved, duly seconded by Trustee Zeedyk to go into executive session to discuss and consider the hiring, discipline, performance and compensation of certain personnel, matters of collective bargaining, acquisition if real property and matters of pending probable or imminent litigation.

Upon the roll call, the following Trustees voted:
Ayes: Mares, Morelli, Walik, White and Zeedyk
Nays: None
President O'Reilly declared the motion carried to adjourn into executive session at 7:01 p.m.

Trustee Mares moved, duly seconded by Trustee Walik to reconvene the regular board meeting session.

Upon the roll call, the following Trustees voted:
Ayes: Mares, Morelli, Walik, White and Zeedyk
Nays: None
President O'Reilly declared the motion carried to adjourn into regular session at 7:34 p.m.

Trustee Walik moved, duly seconded by Trustee White, to approve the minutes of the previous regular session on Tuesday, December 20, 2011.

Upon the roll call, the following Trustees voted:
Ayes: Mares, Morelli, Walik, White and Zeedyk
Nays: None
President O'Reilly declared the motion carried.

Trustee Morelli moved, duly seconded by Trustee Schimel that the bills, approved by the various committees of the Board, be approved for payment, and to approve warrants which authorize the Village Treasurer to draw checks to pay the bills, to be signed by the authorized signers, as provided for by the Ordinances of the Village of Stickney.

Upon the roll call, the following Trustees voted:
Ayes: Mares, Morelli, Walik, White and Zeedyk
Nays: None
President O'Reilly declared the motion carried.

TRUSTEE REPORTS: Trustee Mares addressed the board over the lack of decorum of the audience members who have signed in to address the board. If they are signed up to speak and they make remarks and speak out of turn, they should lose their right to address the meeting. If it continues they could be asked to leave the meeting or get arrested. The last meeting was terrible. We are all adults and should act accordingly. We all have to go by a system and rules. We all voted on the three minute rule. He voted for it because people were standing up and talking across the room. Things were getting out of hand. We certainly want to hear from you but it can't get crazy.

Trustee Mares made the presentation of the house decorating contest winners. The finalists were 4302 Maple, 4323 Home, 4112 Grove, 4200 Scoville, 4353 Grove, and 4001 Oak Park. A young man in the audience selected 4302 Maple as the second place winner for a $25.00 Mennard's gift card. The first place winner sent to 4001 Oak Park for a $50.00 Mennard's gift card.

Trustee Morelli reported on the December, 2011 Fire Department activity. Calls: include 3 working fires, 13 Service related calls and 71 Ambulance calls, 6 automatic fire alarms and trouble alarms, 4 motor vehicle accidents, 17 mutual automatic aid calls, the total response for 2011 was 1117.

Trustee Zeedyk gave the police report for the month of November, 2011.
Total number of calls for service: 1,675; Total number of E911 calls: 355;
Arrests by type: Traffic: 216; Village Ordinance Offences: 24; Warrants and Complaints: 12; Parking violations: 140; Total number of arrests/citations issued: 392; Total number of squad miles: 14,308; Total amount of gasoline used: 1,261; Average gas mileage per squad: 11.346550

Ordinance Control Activity for the month of November, 2011.
Ordinance investigations: 404; Business license investigations: 4;
Violation notices issued: 34; Miscellaneous details: 142; S.L.O. tickets: 2;
Parking Citations Issued: 97

Police report for the month of December, 2011.
Total number of calls for service: 1,675; Total number of E911 calls: 374;
Arrests by type: Traffic: 202; Village Ordinance Offences: 29; Warrants and Complaints: 16; Parking violations: 62; Total number of arrests/citations issued: 309; Total number of squad miles: 14,670; Total amount of gasoline used: 1,335; Average gas mileage per squad: 10.98876

DEPARTMENT REPORTS:

Fire Chief Meyer advised us that there was a fire at the race track today. It was at a brick/mortar barn. The horses live downstairs and there are apartments upstairs.

The fire started sometimes between 7:30 a.m. and 10:30 a.m. No horses were hurt. They had 24 personnel on the scene.

Public Works Supervisor Joe Lopez reported that January 16 is a day off and pick-ups will be pushed back one day.

Treasurer Kurt Kasnicka advised us that the administrative offices will be closed on January 16, for Martin Luther King Day.

Attorney Stanley T. Kusper Jr. addressed the audience. His remarks are as follows: "I wasn't at the last meeting but my associate Steve Adatto was here." "He reported back to me what took place at the meeting." "He said it got a bit rowdy and lacking civility" "Even we lawyers now have committees in the bar association and in the courts to try to teach lawyers on how to be civil to one another." "To be respectful to one another when they are in the courtroom, particularly." "I am an old timer as you might gather." "And, it really discourages me in a since for me to see that the law schools today are teaching what I call 'smash-mouth lawyering'". "You come out and the first thing you do is start throwing verbal punches at the other lawyer." "It doesn't accomplish anything." " The judge doesn't want to hear it, he doesn't want to see it, he doesn't like it in his courtroom." "It gets infectious because when two lawyers are fighting in front of the judge and you have forty more sitting back there thinking, 'If they got away with it then so can I'". "And, so, I would like to comment a little bit on civility at these meetings." "You heard one of the trustees, and I'm sure it is shared by the board, the mayor and the clerk and everyone that they do want to hear from everyone." "But, it has to be done in a way that's orderly, polite, and civil if you will." "So I am going to suggest the following." "This is what the law is." "This is from the statutes of Illinois." The Public's Right to Speak at Meetings: Section 2.06 (g) involves the public's right to speak. This section states that, "Any person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body." As a result of this language, all public bodies must develop a procedural rule which will allow the public to have the ability to address the public body. While this amendment permits the public to have an opportunity to address public officials, it does not require the public officials to engage in a debate, to make themselves available for abusive or harassing behavior by a member of the public, or to provide on-the-spot answers to members of the public on the topics that are raised by the public. He added, "Because they may not know those answers without doing some research". He went on, "Village Ordinance Number 2009-17 Sec. 2-106. Public Comments at Village Board Meetings states; (These are the municipal rules here.) Public comment shall occur during Village meetings where the meeting agenda schedules time for public comment. The public shall be allowed to make comments during a Village meeting at the time designated on the meeting agenda, subject to the following procedures and guidelines: (a) Prior to meetings the Village will make available a sign-in-sheet, where prospective speakers must print their names and addresses, and indicate the subject matter upon which they wish to address the Board; He asked to digress for just a moment. Mr. Kusper stated, "as I looked at the list here today a question; A question for Dan O'Reilly." "What's the subject?" "We know who he is, but what is the subject of the question?" "Technically, that does not comply with the ordinance so it would be outside the rules." "I would suggest to people when they do things like that. . . . . one says public works question, fine, you

can ask your question because we know that the subject matter is. Another one says, Sokol questions, fine, we know what the subject matter is." "But a question for Dan O'Reilly... How about a question for Stanley Kusper?" "What is the subject matter? I don't know." "You would not be in compliance with the rules." "The rules are to be followed." He went on to explain the ordinance. (b) Speakers will be recognized for comment during the public comment session only if they have completed the required portions of the sign-in-sheet, and will be called in the order in which they have signed in; (c) When recognized to comment, each speaker must begin by stating his or her name and address, and shall be permitted three minutes to speak; (d) Speakers will be recognized to speak only once per board meeting. He then commented, "We will not be fighting back and forth." "There will be no debates going on." "It is going to be once and one time only." "I think what we have got to say to you is, disruptive behavior from the audience will not be tolerated." "It can't be tolerated, because if it is, it breeds and inbreeds." "We will not tolerate abusive comments, badgering or harassing comments toward the Village Board or officials." "That is not what they are sitting up there for." "They are sitting up there to hear your comments, to hear your questions and to answer them." "We will not tolerate any disorderly conduct by the audience." "If you can live by those rules, you can live in society without conflict." "If you can't live by those rules, coming here doesn't give you the right to violate those rules." "So that is my comment upon what I think what is appropriate, so, Mr. Mayor, with your permission, if I think that if someone is out of line I am going to tap you on the shoulder to have you declare someone is out of order."

\There being no further business, Trustee Zeedyk moved, duly seconded by Trustee Walik that the meeting be adjourned. Upon which the Board adopted the motion at 7:21 p.m.

Respectfully submitted,

_____

Audrey McAdams, Village Clerk

Approved by me this day of January , 2012

_____

Daniel A. O'Reilly, Village President

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January 5, 2012

President O'Reilly
Trustees
Department Heads

Re: Agenda Items

The agenda for the regular board meeting scheduled for Tuesday, January 17, 2012 will be posted on Thursday, January 12, 2012.

If you have any items for the agenda, please give them to me no later than 9:00 a.m. on Thursday, January 12, 2012.

Thank you,

Audrey McAdams
Clerk, Village of Stickney

TREASURER'S REPORT
OCTOBER 31, 2011

SALES TAX $50,534.98

Vendor Warrants

Vendor Home

STICKNEY VILLAGE TREASURER OF

Summary Contracts Payments

Warrant/EFT#: EF 0003206

Fiscal Year: 2012 Issue Date: 01/04/12
Warrant Total: $14,273.34 Warrant Status:

Agency	Contract	Invoice	Voucher	Agency Amount
494 - TRANSPORTATION			2MT003043	$14,273.34

IOC Accounting Line Details

Fund	Agency	Organization	Appropriation	Object	Amount	Appropriation Name
0414	494	90	44910000	4491	$14,273.34	DISTRB ITEMS: MUNICIPALITIES

Agency Contact Information

217-782-6496

Click here for assistance with this screen.

MOTOR FUEL TAX

FOR DECEMBER, 2011

$ 14,273.34

The Public's Right to Speak at Meetings

Section 2.06 (g) involves the public's right to speak. This section states that, "Any person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body." As a result of this language, all public bodies must develop a procedural rule which will allow the public to have the ability to address the public body. While this amendment permits the public to have an opportunity to address public officials, it does not require the public officials to engage in a debate, to make themselves available for abusive or harassing behavior by a member of the public, or to provide on-the-spot answers to members of the public on the topics that are raised by the public.

ORDINANCE NO. 2012-01

AN ORDINANCE AMENDING CHAPTER 2, "ADMINISTRATION," OF THE ORDINANCES OF THE VILLAGE OF STICKNEY, ILLINOIS BY AMENDING SECTION 2-106 AND ADDING SECTION 2-107.

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village wishes to allow the public to speak at its regular and special meetings; and

WHEREAS, the Village has deemed it necessary to establish procedural guidelines for public participation at Village meetings in order to ensure that meetings are conducted in an efficient, safe and coherent manner; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEE OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS.

Section 1. Recitals. The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 2, Article II. Division 3 of the Municipal Code of the Village of Stickney shall be amended by the amendment of Section 2-106, and adding Section 2-107 which will read as follows:

Sec. 2-106. Public Comment at Village Board Meetings.

Public comment shall occur during Village meetings where the meeting agenda schedules time for public comment. The public shall be allowed to make comments during a Village meeting at the time designated on the meeting agenda, subject to the following procedures and guidelines:

(a) Prior to meetings the Village will make available a sign-in-sheet, where prospective speakers must print their names and addresses, and indicate the subject matter upon which they wish to address the Board;

(b) Speakers will be recognized for comment during the public comment session only if they have completed the required portions of the sign-in-sheet, and will be called in the order in which they have signed in;

(c) When recognized to comment, each speaker must begin by stating his or her name and address, and shall be permitted three minutes to speak;

(d) Speakers will be recognized to speak only once per board meeting.

<u>The public comment portion of Village meetings is designed to allow the public the ability to address the public body pursuant to the Illinois Open Meetings Act and the procedures set forth in this Code. Public officials are not required to engage in debate, make themselves available for abusive or harassing behavior by a member of the public, or to provide on-the-spot answers to members of the public on the topics that are raised by the public during the public comment portion of Village meetings.</u>

Sec. 2. 107 Rules of Decorum at Village Meetings

(a) Addressing the Board. Each person who addresses the Board and/or the President shall refrain from making personal, impertinent, slanderous or profane remarks to any member of the Board and/or the President, the Village staff, or the general public. Any person who makes such remarks, or who utters loud, threatening, personal or abusive language, or engages in any other disorderly conduct, which disrupts, disturbs or otherwise impedes the orderly conduct of any Board meeting shall, at the discretion of the presiding officer, or a majority of the Board, be barred from continuing to attend that meeting.

(b) Enforcement of Decorum.

(1) Warning. The presiding officer shall request that a person who is breaching the rules of decorum be orderly.

(2) Removal. If after receiving a warning from the presiding officer, a person persists in disturbing the meeting, the presiding officer shall order him to leave the Board meeting. If the person does not remove himself, the presiding officer may order any law enforcement officer who is on duty at the meeting to remove that person from the meeting hall.

(3) Penalty. Any person who refuses to comply with an order to leave a Board meeting given pursuant to this Section shall be guilty of a violation of this Section and subject to the penalties set forth in Section 1-09 of the Village Code, and may be charged with an act of disorderly conduct under Illinois law.

Section 3. Home Rule. This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois this _____day of _____, 2012

AYES:_____

NAYS:_____

ABSENT:_____ _____

ABSTAIN:_____

APPROVED by me this _____day of _____, 2012

_____
President Daniel A. O'Reilly of the Village
of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,
and published in pamphlet form
this _____day of _____, 2012

_____
Audrey McAdams
Clerk of the Village of Stickney, Cook County, Illinois