

**YORK CENTER PARK DISTRICT
BOARD MEETING MINUTES
JUNE 15, 2010**

1. **CALL TO ORDER:** President Margaret Crotty called the June 15, 2010 Regular Board Meeting to order at 7:00 p.m. at the York Center Park District Board Room located at 1609 S. Luther in Lombard, Illinois.

2. **ROLL CALL:** The following Roll Call was taken:
Members Present: Margaret Crotty, President
Ann DeGroot, Treasurer
Julie May, Commissioner
Terry Purkart, Vice President
Dan Summins, Commissioner

Members Absent: None

Others Present: Sharon T. Labak-Neubauer, Executive Director /Board Secretary; Patrick Lemar, Superintendent of Parks and Facilities; John Cullen of 1509 S. Luther, Lombard, IL; Andy Bonomo of 1700 S. School, Lombard, IL; Diane Bonomo of 1700 S. School, Lombard, IL; Bernie Cook of 1405 S. Meyers Road, Lombard, IL; Maxine Bollhoffer of 1 S. 252 Michigan, Lombard, IL; Paul Brunke of 1016 E. 16th Street, Lombard, IL; Robert Hudecek of 144 St. Francis Circle, Oak Brook, IL and Doris Dornberger from the Co-op, Lombard, IL.

3. **COMMENTS AND COMMUNICATIONS:**
-John Cullen stated that the Board should not be wasting tax dollars on discussing the issue of whether water goes through or not. No other municipalities are voting on the issue. It is a residential issue and not a Board issue. This is not the business of the Park District.
-Andy Bonomo stated that the SSA35 for Krilich's Public Hearing closed and was approved. He is committed to the entire project. Mr. Bonomo asked what action the Board would be taking tonight. He stated that the Board should not be voting on what they don't know yet. They should not let their personal issues be involved. Clean potable water should be an automatic to the park district. The decisions made on potable water are a residential signing issue and not a park district issue.
-Bernie Cook stated the same. She did not see what authority or how ethically the Board could say for or against the water issue. She stated as residents they could sign a petition but not as Board representatives. She stated that the Board should not bring personal baggage into this issue.
-Robert Hudecek stated that he owns nine properties in the area. He gave a brief history on how this agreement came about. He stated the majority of residents said no to the county for water. Half of Villa Roosevelt area is excluded. It affects two of his properties. He explained about the Co-op water system that it was turned over to the county and they have a central well that is failing. His point made is that if this passes the way the county proposes, the DuPage Water District can make money. He stated that 90 million in funds is missing from the DuPage Water District. The average realty tax would be \$1.30 per

hundred tax dollars for 20 years on the tax base to pay for their infrastructure just to put lines in the street and not for the water. The average cost would be \$5,000.00 to hook up. -**Doris Dornberger** from the Co-op stated that this is an ok thing. She is not clear what the Park Board is doing. She encouraged the Board to be prudent and support their legal counsel.

-**Daniel Summins** stated that is the Board's job to do what is good for the Park District. We are owners of record. The benefits would be improved plumbing; don't have to worry about wells; don't have to drink bottled water. The detriment would be paying for water on a monthly basis. He read from the attorney's memorandum that the law provides that if a petition signed by at least 51% of the electors residing within the special service area and by at least 51% of the owners of record of land (note that it does not say taxable land) included within the boundaries of the special service area is filed with the county Clerk within 60 days following the adjournment of the public hearing held regarding the formation of the special service area, the service area may not be created. It appears that since the Park District is an owner of record within the proposed special service area, even though its property is not taxable but is tax exempt it can elect to sign such a petition by action of the Board of Park Commissioners. That is why this is legal cause, Dan explained. Dan reads further legal counsel memorandum for the Board members.

In carrying out your statutory duty to manage and control park property in furtherance of the District's purposes, it can be argued that your sole duty with respect to the proposed water improvement project is to determination whether it will benefit the Park District as a corporate entity. Dan stated this so that everybody understands. Dan further elaborated. We all have a personal stake in this. We all live in the area. We do our very best and it is actionable, quite frankly if we were not to maintain our fiduciary responsibilities. Our job is to try to do the best for the park district. It's a big responsibility. We are an owner of record. Daniel Summins explained the benefits of the water stating the plumbing situation would be improved. We would not have to maintain the water softeners, pumps and well. We don't currently have potable water but pay for water bottles. On the down side we would be paying for a water bill. No one knows what the size of the project and what the cost will be. Water bills were discussed.

-**Terry Purkart** stated that her biggest objection is where they are putting the tower and how big it is. She stated she has nothing to gain or lose. She said she contacted other park districts in the area. Oakbrook Terrace Park District does not pay for water. Butterfield pays \$150.00 a month however they have a pool. Discussion also took place concerning Lombard Park District water. Lombard pays \$600 a month but they have two pools. She said a guy in Oakbrook Terrace said they would pay about a \$150.00 a month if they had to pay. Terry Purkart stated she went online and there are no water towers on park property. She also said that she went online and found out information about water conservation. She stated it is not prudent to put in another system if one is already there.

-Andy Bonomo stated that OakBrook Terrace does not have a water main in the area. The County is in the process of negotiating with Oakbrook Terrace to buy their water service. More discussion took place. There is no infrastructure that even comes close to this area.

-Robert Hudecek disagreed with Andy Bonomo. He gave more history of the Co-op well.

4. **UNFINISHED BUSINESS:** Discussion of SSA #36 Water Tower

Vice President Terry Purkart said she would like to make a motion however; Commissioner Dan Summins said he would make the motion and asked Director Neubauer for the actual petition. Dan Summins motioned to sign the petition objecting to the establishment of a Special Service Area. Daniel Summins read from the actual petition objecting to the Establishment of a Special Service Area Number 36 Form. “We are the current property owners for the above parcel and address. We are listed as the property owner on the current deed of record as filed at the DuPage County Recorder’s Office. We are objecting (Not in Favor) to the formation of Special Service Area Number 36.” At this point in the meeting, Peg Crotty stated that we (the Board) cannot sign this. She stated that we (the Board) are not property owner of record.

Discussion took place. President Margaret Crotty stated that she spoke with legal counsel that advised the following: It is critical when acting in your official capacity as commissioners you are focused only on what is in the best interests of the York Center Park District both in the short term and in the long term. It can be argued that your sole duty with respect to the proposed water improvement project is to determine whether or not it will benefit the Park District as a corporate entity. The motion was seconded by Treasurer Ann DeGroot.

Discussion took place about what needs to be in the minutes. Director Neubauer stated that on page six of the attorney’s memorandum it states that she recommends that the Board’s specific factual determinations on the benefits versus detriments of the project be incorporated in the minutes of the meeting. More discussion took place about whether or not the petition could be signed. Margaret Crotty said she would not sign the petition because it is not in the best interest of the Park District. A Roll Call vote was taken: Margaret Crotty Nay, Julie May aye, Ann DeGroot aye, Terry Purkart aye, and Daniel Summins Nay. On a Roll Call vote, motion passed Ayes=3, Nays=2, Abstain=0 and Absent=0.

5. **BOARD MINUTES:** Motion made by Terry Purkart to accept the Regular Board Meeting Minutes of May 18, 2010 and motion seconded by Ann DeGroot. On a voice vote, motion passed.

6. FINANCIAL REPORTS:

- A. Financial Status as of June 2010: Treasurer Ann DeGroot Presented the Financial report as follows: WSB Checking: \$48,161.35, IPTIP: \$704,160.26, Harris Bank \$31,419.03, and Petty Cash: \$300.00. Motion made by Terry Purkart to accept the financial report as given and motion seconded by Daniel Summins. A Roll Call vote was taken: Margaret Crotty aye, Ann DeGroot aye, Julie May aye, Terry Purkart aye, and Daniel Summins aye. On a Roll Call vote, motion passed. Ayes=5, Nays=0, Abstain=0 and Absent=0.
- B. Check Disbursements of May 2010. Motion made by Terry Purkart to approve check numbers 11202-11248 totaling \$94,988.83 including payroll of \$32,519.30. Motion seconded by Julie May. A Roll Call vote was taken: Margaret Crotty aye, Ann DeGroot aye, Julie May aye, Terry Purkart aye, And Daniel Summins aye. On a Roll Call vote, motion passed. Ayes=5, Nays=0, Abstain=0 and Absent=0.

7. LEGAL REPORT:

- A. Copenhagen Construction: Director Neubauer stated that Ken Copenhagen is getting his paperwork together to submit to our attorney. We are still missing documentation. We hope to have this completed by the end of June.
- B. Prevailing Wage Ordinance: Director Neubauer presented the Board with the Prevailing Wage Ordinance. Motion made by Terry Purkart to approve the document as presented and motion seconded by Ann DeGroot. A Roll Call vote was taken: Margaret Crotty aye, Ann DeGroot aye, Julie May aye, Terry Purkart aye, and Daniel Summins aye. On a Roll Call vote, motion passed. Ayes=5, Nays=0, Abstain=0 and Absent=0.

8. SAFETY REPORT: No safety issues.

9. SPECIAL RECREATION REPORT: Gateway is negotiating a new contract with Ray Graham. The annual meeting was held on Thursday, June 10th.

10. STAFF REPORTS: Director Neubauer asked the Board if there were any questions on staff reports. Director Neubauer stated that summer camp started on Monday. Our camp is also being held at Montini High School. All staff was CPR/First Aid trained. All staff went through three days of intensive training. We already received our best rating for safety in PDRMA and a \$1,500.00 for our safety award. Staff is working on the fall brochure. We hope to have the brochure out the first week in August. The first Picnic in the Park will be held on Wednesday, June 16th at the new park from 5:00 p.m. -6:30 p.m. The First Anniversary Party for the new park will be held Thursday, July 22nd from 6:30 p.m. -9:00 p.m. There will be fireworks after the event. Patrick Lemar reported on the information for water softeners. Discussion took place. Leasing vs. owning water softeners was discussed.

11. **DIRECTOR REPORT:**

- Director Neubauer reported that Joseph Brusseau has started working on the proposal for the Co-op properties.
- There will be a memorial service for Harry Hasegawa on Saturday, June 19th at 2:00 p.m. at Church of the Brethren. He was one of the founding Commissioners for the York Center Park District. Terry Purkart said she would try to attend the service.
- The Auditor will be here all week.
- Director Neubauer reminded the Board to submit their ideas to the staff for fall programs.

12. **NEW BUSINESS:** None

13. **ADJOURNMENT:** Motion made by Daniel Summins to adjourn the Regular Board Meeting at 7:45 p.m. and motion seconded by Ann DeGroot. On a voice vote, motion passed.

Margaret Crotty
Board President

Sharon T. Labak-Neubauer
Board Secretary/Director

Date: _____