

VILLAGE OF BARRINGTON HILLS

Minutes of the Special Meeting of the Board of Trustees
Thursday, April 4, 2013

President Abboud called the Special Meeting to order at 7:35 p.m. Roll Call.

Present

Robert G. Abboud, President
Fritz H. Gohl, President Pro Tem
Elaine M. Ramesh, Trustee
Joseph S. Messer, Trustee
Karen S. Selman, Trustee
Patty Meroni, Trustee
Harold Gianopulos, Trustee

Michael Murphy, Police Chief
Rich Semelsberger, Deputy Chief
Doug Wambach, Village Attorney
Robert Kosin, Village Administrator
Dolores Trandel, Village Clerk

Guests

Gary Hammelmann, VBHPD
Ron Ruffin, VBHPD
Eric Stokes, VBHPD
Bill Walsh, VBHPD
Pat McKinney, VBHPD
Richard Tracy, visitor
Thomas McGuire, Attorney

President Abboud addressed the Board regarding the issue that nothing has changed since the time the Board submitted to the Tri-Panel our Reasons for Rejecting the Initial Tri-Panel Arbitration Award except that the Tri-Panel did not in any way discuss and/or modify the written Reasons of the Board of Trustees for Rejection of the initial Tri-Panel Arbitration Award. By the terms of the Labor Act the matter is back before us in the form of a Supplemental Tri-Panel Arbitration Award. This Board now has to decide to accept or reject the Supplemental Tri-Panel Arbitration Award.

Trustee Ramesh motioned to adjourn to Executive Session to discuss the Village Contract with MAP at 7:36 p.m. Trustee Selman seconded. Roll Call.

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Meeting Adjourned

EXECUTIVE SESSION

PUBLIC SESSION

President Abboud called the Public Meeting to order at 9:17 p.m. to discuss the Supplemental Tri-Panel Arbitration between the Village of Barrington Hills and the Metropolitan Alliance of Police Barrington Hills Police Chapter 576.

Tri-Panel Arbitration Award Supplemental – On February 19th, the Village submitted its response to the Arbitration Panel. On March 11th, the Arbitration Panel met here at the Village Hall. President Abboud stated Arbiter McAlpin, the neutral arbiter, did not follow the statute or rule relative to the hearing procedure and dates for different stages of the process. When Attorney McGuire asked Mr. McAlpin why he was not following statute or rule, Mr. McAlpin replied that he had received instruction on the process from a “phone call”. When asked to identify who he spoke with, Mr. McAlpin refused to identify who he spoke with and the nature of the instructions he received. President Abboud had Mr. McAlpin review the statute and rule and he admitted that he was not following the rule, but rather, following his instructions he received.

The Panel delivered a Supplemental Award to the Village.

President Abboud stated he has three issues with the Contract. One, the issue of management rights. Two, the ability to control staff size and three, the contract is too expensive. President Abboud asked each Trustee for their comments.

Trustee Gianopulos stated he had nothing further to add.

Trustee Selman stated she had nothing further to add.

Trustee Ramesh had no additional comments.

Trustee Meroni had no additional comments.

Trustee Messer stated he felt that it was unfortunate that after all the work the Trustees put into the negotiations, that our comments were not even looked at. It is important for us as Trustees to represent our constituents interest and we need managerial control of the Police Department. He also felt it was unfair that the officers were not getting money spent on legal fees incurred by deliberations with the Union.

Trustee Gohl stated that the Village has always been more than fair with the Patrol Officers and with the contract presented, our staff would have no control.

President Abboud stated that without waiving any possible argument that the Supplemental Tri-Panel Arbitration Award was not properly issued, he would entertain a Motion as to the matter of the Supplemental Tri-Panel Arbitration between the Village of Barrington Hills and the Metropolitan Alliance of Police Barrington Hills Police Chapter 576, to **accept** the Supplemental Tri-Panel Arbitration Award dated March 18, 2013. President Abboud asked if anyone wished to make such Motion.

No such motion was made.

Without waiving any possible argument that the Supplemental Tri-Panel Arbitration Award was not properly issued, President Abboud stated he would entertain a Motion as to the matter of the Supplemental Tri-Panel Arbitration between the Village of Barrington Hills and the Metropolitan Alliance of Police Barrington Hills Police Chapter 576, to **reject** the Supplemental Tri-Panel Arbitration Award dated March 18, 2013. President Abboud asked if anyone wished to make such Motion.

Trustee Messer motioned to reject the Supplemental Tri-Panel Arbitration Award dated March 18, 2013. Trustee Meroni seconded. Roll Call.

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Motion Approved

President Abboud stated he would entertain a Motion to **remand** the matter to the Tri-Panel Interest Arbitration Panel for its review and careful consideration of the Village's written Reasons For Rejection of Sections of the Initial Tri-Panel Arbitration Award as well as the Village's written Reasons For Rejection of the Supplemental Tri-Panel Interest Arbitration Award. President Abboud asked if anyone wished to make such Motion.

Trustee Gohl motioned to remand the matter to the Tri-Panel Interest arbitration Panel. Trustee Selman seconded. Roll Call.

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Motion Approved

PUBLIC COMMENTS: None

President Abboud asked Attorney McGuire what is the time frame for the Panel deliberation. The Village has twenty days to produce a document and the Panel has thirty days to respond.

Attorney McGuire stated that since the Tri-Panel did not discuss among its members the written Reasons for the Board of Trustees rejecting the initial Tri-Panel Arbitration Award, he felt it would be inappropriate to alter the previously written reasons submitted as to the Arbitration Award issued by the Tri-Panel.

Bateman Circle/Bateman Road Property – Trustees Meroni and Selman stated that there are nine horses that are in extremely poor condition on a property and without a residence. The woman who owns the horses moved out of town. President Abboud asked Attorney Wambach to look into what the Village can do for these horses. Trustee Messer will examine with Attorney Wambach the state statute to remove the nine horses.

Trustee Gohl made the motion to adjourn the Public Session at 9:44 p.m. Trustee Gianopulos seconded. All present voted Aye:

Meeting Adjourned

Approved