

CALL TO ORDER:

President O'Leary calls to order the Village of East Dundee Regular Board meeting at 7:03 pm.

ROLL CALL:

Trustees Ruffulo, Gorman, Carlini, Lynam, Cichowski, Mahony and President O'Leary.

Also in attendance are Village Administrator Frank Koehler, Village Attorney Pat O'Connor, Chief of Police Terry Mee and Village Engineer Joe Heinz.

In the audience is Heather Zipparro, Assistant to the Village Manager.

PLEDGE OF ALLEGIANCE: Recited.

CONSENT AGENDA-CONSIDERATION OF AN "OMNIBUS VOTE":

Motion to establish an Omnibus Vote list including the approval of the Regular Board Meeting minutes dated August 4, 2008, the approval of New Business items A, B, C, F, G, and the Warrant List in the amount of \$165,356.36 by Carlini/Lynam.

President O'Leary requests the removal of New Business item G.

A voice vote was unanimous.

Motion to accept the Omnibus Vote list including the approval of the Regular Board Meeting minutes dated August 4, 2008, the approval of New Business items A) Resolution 29-08 Approving a Request for Permit to Close State of Illinois Highway, State Route 72, From the Illinois Department of Transportation in Connection with the Dundee Crown Homecoming Parade, B) Resolution 30-08 Authorizing the Retention of Kathleen Field Orr & Associates for Document Preparation Services Related to the Establishment of the Business District by the Village of East Dundee, C) Authorization to Purchase Two New Vehicles for East Dundee Police Department, F) Amend the legal description for Ordinance 06-38 Annexing Certain Territory to the Village of East Dundee, and the Warrant List in the amount of \$165,356.36 by Carlini/Lynam.

Roll: 7 Ayes (Ruffulo, Gorman, Carlini, Lynam, Cichowski, Mahony, and President O'Leary), 0 Nays, Motion carries.

PUBLIC PARTICIPATION:

Jack Van Acker – 430 Spring Crest

Would like to see more tightening of expenditures since Wal-Mart is leaving the village.

Kathi Kalish – 209 North Street

Agrees with the previous comments and states that she is against the tuition reimbursement expenditure.

Allison Clarke – 455 Roslyn Road

States that the board is spending too much money. Asks who maintains the village website as information on the site is inaccurate. Since the village has not responded to her inquiries regarding the Village President's garage, which is under construction, she is going to the State's Attorneys office. She issues a vote of no confidence for the current acting Mayor and asks that the board request that he step-down.

REPORTS: VILLAGE ADMINISTRATION AND STAFF:

Village Administrator – Met with Plote Construction and Dmyterko & Wright and are coordinating the construction of a sidewalk at routes 68 and 25 for pedestrian access.

Chief of Police – No Report.

Village Engineer – No Report.

Village Attorney – No Report.

Village President – The East Dundee Wine Festival is in September and volunteers are needed for the Dundee Road Race. Please contact the village hall for more information.

Village Trustees:

Trustee Ruffulo – No Report.

Trustee Cichowski – Regarding the Depot, no major trees will be removed and they are replacing the trashcans with historical looking type cans.

Trustee Gorman – To clarify participation, the board has made a policy not to respond to audience business. It is important for the audience to understand that no response to a comment does not reflect an opinion or acceptance of a comment.

Trustee Mahony – Attended a meeting on the storm water improvement program for Carpentersville and thanks the residents and staff for their proactive involvement. As a result of the meeting, engineers agreed to add more protection features to limit impact on the properties of East Dundee residents. Mr. Heinz states that there was a suggestion to add dry wells.

Trustee Lynam – Comments that are made at board meetings that receive a non-response by the board is not an indication of support of those comments. He states that he disagrees with the comments made earlier about the Village President.

Trustee Carlini – Welcomes Trustee Ruffulo back to the board.

OLD BUSINESS

A. Approval of Tuition Reimbursement Policy

Motion to approve Old Business item A, Approval of Tuition Reimbursement Policy by Gorman/Ruffulo.

Trustee Carlini thanks staff for looking at the policy and putting together a more precise plan, however, he is still against it at this time because of the state of the budget. Trustee Lynam can see both sides of the argument but has no issue with implementing this program. Trustee Mahony states that Wal-Mart is still here and that this is a budgeted item. Trustee Gorman states that this is a small percent of our budget and feels it is a great investment that would give a great return. Trustee Cichowski feels that it is a good program, but should not be added to the budget at this time. Trustee Ruffulo also sees both sides of the agreement, and to note that staff has cut 6% if the budget to prepare us for Wal-Mart's departure. President O'Leary states that even though this is small village, it is demanding of our staff and adds that restrictions in the policy ensure that employees cannot take advantage of this program.

Roll: 5 Ayes (Ruffulo, Gorman, Lynam, Mahony, and President O'Leary), 2 Nays (Carlini, Cichowski), Motion carries.

NEW BUSINESS

D. A Resolution Authorizing the Execution of a Contract for the Installation and Operation of an Automated Traffic Law Enforcement System Between RedSpeed, LLC and the Village of East Dundee

Motion to approve New Business item D, Resolution 31-08 Authorizing the Execution of a Contract for the Installation and Operation of an Automated Traffic Law Enforcement System Between RedSpeed, LLC and the Village of East Dundee by Gorman/Ruffulo.

Trustee Lynam is not in favor of this program as it is not in the best interest of our town. He asks Attorney O'Connor to ensure that the board is not exposing the village down the line if the program does not work. He states that the argument is weak that this program is about safety and changing driver's habits and he believes that it is all about revenue. Trustee Ruffulo would like to see drivers slow down

through our town and would also like the Village Attorney to address the contractual liability. Trustee Gorman states that there is money to be made but safety is involved as well. He feels that this is a positive thing. Trustee Carlini would like to use this technology to our benefit and keep up with the neighboring villages, as well as for the safety of the public. President O'Leary states that once the board approves this, then RedSpeed will survey the intersections and will come back with a recommendation. There is no cost incurred at this point. When both parties mutually agree on which intersections to target then they will proceed. There is a charge to cover their cost up to \$30,000, only if the Village wants to terminate an intersection. If RedSpeed terminates the intersection, then there is no cost to the Village.

Roll: 6 Ayes (Ruffulo, Gorman, Carlini, Cichowski, Mahony, and President O'Leary), 1 Nay (Lynam), Motion carries.

E. Authorization to Rebate Richardson for Water Rates thru January 2008

President O'Leary states that after coming out the COTW meeting, the consensus was to not offer a rebate. Trustee Ruffulo requests that this be removed from the agenda.

Motion to approve New Business item E, Authorization to Rebate Richardson for Water Rates back to January 2008 by Carlini/Cichowski.

Trustee Lynam feels that since we matched their rates with the resident's rates, there should be no further obligation going forward. Trustee Gorman states that this was not an overcharge, it was an authorized rate and a motion was already made to change the rates, and there is no obligation for a rebate. Trustee Carlini feels that they were overcharged and supports a rebate back to January 2008. Trustee Mahony states that at two previous meetings the Village Attorney felt that we were under no obligation to rebate as the new rates are prospective not retroactive.

Roll: 2 Ayes (Carlini, Cichowski), 4 Nays (Gorman, Lynam, Mahony, President O'Leary), 1 Present (Ruffulo), Motion fails.

G. Authorization to Direct Attorney to Prepare Legislation for Temporary Waiver of Development Standards for Temporary Uses as Authorized by Village Board

Motion to approve New Business item G, Authorization to Direct Attorney to Prepare Legislation for Temporary Waiver of Development Standards for Temporary Uses as Authorized by the Village Board by Gorman/Lynam.

Roll: 6 Ayes (Ruffulo, Gorman, Lynam, Cichowski, Mahony, and President O'Leary), 0 Nays, 1 Present (Carlini), Motion carries.

FINANCIAL REPORTS: Approved in Omnibus Vote.

EXECUTIVE SESSION:

Motion to adjourn to Executive Session, closed to the public and media under the provisions of the Illinois Open Meetings Act, 5ILCS, 120/2, (2) (21), Discussion of Minutes, (C) (6), Pending Litigation, 2 (C) (1), Personnel and 2 (C) (5) Acquisition of Property by Gorman/Lynam at 7:51 pm.


Roll: 7 Ayes (Ruffulo, Gorman, Carlini, Lynam, Cichowski, Mahony, and President O'Leary), 0 Nays, Motion carries.


Respectfully Submitted,

Susan Norton

Regular Village Board Meeting
Village of East Dundee
Kane County, Illinois
August 18, 2008

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By: 
Village President Daniel O'Leary

Attest: 
Village Clerk Susan Norton