

CALL TO ORDER:

President Bartels calls to order the Regular Board Meeting of the Village of East Dundee at 7:00 pm.

ROLL CALL:

Roll: Michael Ruffulo, Frank Scarpelli, Jr., Daniel O'Leary, Robert Gorman, and Jerald Bartels.
Paul VanOstenbridge and James Carlini are absent.
Also in attendance are Paul Nicholson, Trish Terrill, T.J. Moore and Joe Heinz.

PLEDGE OF ALLEGIANCE: Recited

CONSENT AGENDA-CONSIDERATION OF AN "OMNIBUS VOTE":

APPROVAL OF MINUTES:

Committee of the Whole Minutes, May 8, 2006
Regular Board Meeting Minutes, May 15, 2006

Motion to establish an Omnibus Vote list including the Regular Meeting minutes dated May 15, 2006, Old Business Items 4, 5, 9 and 10 and the Warrants List of June 2, 2006 by Gorman/Ruffulo.
Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

Motion to approve Omnibus Vote list including the Regular Meeting minutes dated May 15, 2006, Old Business Item numbers, 4) Resolution No. 26-06 Approving An Engagement Letter With Hartigan And Cuisinier, P.C. In Connection With The Provision Of Legal Services (Village Attorney), 5) Resolution No. 27-06 Approving An Engagement Letter With Gerald L. Heinz And Associates In Connection With The Provision Of Professional Engineering Services (Village Engineer), 9) Consideration Re: Motion Approving A Waiver Of Fee, Municipal Code Of Ordinances, Title IX, Chapter 114.47, Transient And Itinerant Merchants And Vendors (Dundee Township Park District), 10) Consideration Re: Motion Approving Use Of Public Right-Of-Way In Connection With East Dundee Merchant Sidewalk Sale, and the Warrants List of June 2, 2006 in the amount of \$113,710.34 by Gorman/O'Leary.
Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

PUBLIC PARTICIPATION/PERSONS TO BE HEARD FROM THE FLOOR:

Thom McNamee – 10 N. River Street

Mr. McNamee inquires if the RPZ valve is required as the cost is a few hundred dollars a year to do maintenance on the valve assembly, which is a result of the quality of the village's water.
Also, Mr. McNamee informs the Board that Com Ed installed a new utility pole in front of 312 Jackson, not by his request, and went through the main sewer line. The cost was approximately \$13,000 in repairs and he had to file a claim with Com Ed. He asks the Board to contact Com Ed as this was a public health issue. Although he could afford to front the money, it may be a burden for some residents. President Bartels instructs Mr. Moore to contact Com Ed so they can notify residents when they are on their property. Mr. McNamee also requests a letter be sent to the Citizens Utility Board.

REPORTS OF VILLAGE OFFICIALS:

Village Administrator

Mr. Nicholson states that there will not be a P & Z meeting this week. When the Commission meets next, they will consider the findings of fact of the PAR Development application and then the Board will receive the Commission's recommendation at the second Board meeting in July.
The Board's special off site meeting is scheduled for June 13th and will be held at Randall Oaks Country Club. An Illinois Municipal rep is confirmed to attend, which is required by the statute so the Board can exercise the meeting in a closed Executive Session. The Attorney will be present as well.

Village Attorney – No Report

Village President:

Motion to approve appointments for the part-time Police Officers, Robert Brosnan, Charles Chalcraft, Joseph Dunat, Glen Strebel and Richard Schulte, as well as the Village Attorney and Village Engineer by Ruffulo/Scarpelli.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

Village Attorney – No Report

Village Engineer – No Report

Village Trustees

Trustee Ruffulo states that the Special Events Committee is now called the Community Events Committee. The first Lunch in the Park is this coming Wednesday. August 18th is Dinner in the Park where the Trustees will be cooking dinner. June 14th is Flag Day and Village Hall will be closed from 10 – 10:30 am for a ceremony at the Depot. Also, the Committee will be renting a shredder for the public's use on the first Saturday in October.

Trustee O'Leary states that the Technology Committee is moving forward with upgrading the back up on the server and installing a wireless network. He suggests creating a non-profit entity so the Village can apply for grants. The Board asks Attorney Hartigan to provide information on how to create a non-profit entity.

Motion to table the Committee of the Whole Minutes dated May 8, 2006 by Gorman/O'Leary.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

OLD BUSINESS:

1) ORDINANCE NO. 06-17 AMENDING TITLE XV, LAND USAGE, CHAPTER 151 BUILDING REGULATIONS; CONSTRUCTION, BY REVISING SECTION 151.027 (OUTDOOR DINING AREAS) Motion to approve Ordinance 06-17 by O'Leary/Scarpelli with changes to Section A, item #2, removal of "from an adjoining public street" and "but shall not be open for general use." Item # 6 should refer to Chapter 116 for alcohol usage and limiting the operating hours to 12:00 a.m. Sunday through Thursday and 1:00 a.m. Friday and Saturday. Item #9, removal of "by the Liquor Commission."

Roll: 4 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman), 1 Nay (President Bartels), Motion carries.

NEW BUSINESS:

1) ORDINANCE NO. 06-18 AMENDING TITLE XI, BUSINESS REGULATIONS, CHAPTER 116, ALCOHOLIC BEVERAGES BY REVISING SECTION 116-05(A)(10)(a) (OUTDOOR DINING AREAS) Motion to approve Ordinance 06-18 by O'Leary/Ruffulo with changes to Section (10)(a)b, removal of "from an adjoining public street" and "but shall not be open for general use." Changing Section (10)(a)f to read – "Outside meal seating will be permitted; however, no alcohol shall be served and/or consumed in the outside seating area no later than 12:00 a.m. Sunday through Thursday, and 1 a.m. Friday and Saturday."

Roll: 4 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman), 1 Nay (President Bartels), Motion carries.

2) LIQUOR COMMISSION RECOMMENDATION NO. 06-___ RECOMMENDING APPROVAL AND ISSUANCE OF AN OUTDOOR DINING LICENSE IN CONNECTION WITH A RESTAURANT AND BAR ON PROPERTY COMMONLY KNOWN AS 702 WATER STREET (T. MCNAMEE D.B.A. ROSIE O'HARE'S)

Recommendation was to defer this to the Full Board.

3) RESOLUTION NO. 28-06 APPROVING AN OUTDOOR DINING AREA LICENSE FOR PROPERTY COMMONLY KNOWN AS 702 WATER STREET (T. MCNAMEE D.B.A. ROSIE O'HARE'S)

It is suggested that \$100 for the licensing fee is acceptable. This fee is to be determined by staff and added to the fee schedule.

Motion to receive the Liquor Commission's recommendation pertaining to Resolution 28-06 by Scarpelli/Ruffulo.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

Motion to approve Resolution 28-06 by Ruffulo/Scarpelli.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

6) CONSIDERATION RE: MOTION AUTHORIZING AN ACTION(S) IN CONNECTION WITH THE REPLACEMENT OF A VILLAGE COMMUNITY EVENTS SIGN

Ron Meyer of Meyers Signs and Bill Karmel of DakTronics are here to demonstrate the electronic sign. The Board moves outside for the presentation at 8:15 pm and returns at 8:30 pm.

The Sign Committee recommends the red lettering and the Board prefers option 1A.

Mr. Nicholson notes that a motion to incorporate a budget amendment will be needed if the board is going over the budgeted amount of \$25,000. Trustee Gorman suggests that the funds for the additional \$5,000 can be found in the budget given that a full time officer has been budgeted starting May 2006, but not yet hired.

Mr. Nicholson states that the sign is an excellent idea for identification of the Village. Mr. Moore feels that this sign cannot be done soon enough considering the condition of the current sign. There is no monthly maintenance fee and the sign will be controlled from the Village Hall. The replacement panels are \$1800 and the sign could be completed in 6 - 8 weeks. Trustee Gorman would like to have Chief Pena look at the position of the sign to confirm traffic site lines.

Motion to approve sign 1A for \$29,755.00 and in addition send a letter to the Visitors Center for donations towards the sign by Scarpelli/Ruffulo.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

7) CONSIDERATION RE: MOTION AUTHORIZING AN ACTION(S) IN CONNECTION WITH AN ANNEXATION AGREEMENT WITH MAX MCGRAW WILDLIFE FOUNDATION AND PLOTE

The 90-day deadline has expired for a response on the Annexation agreement. Some Board member would like to extend the time until all information is in front of them

Warren Fuller who represents Plote takes the floor. Mr. Fuller states that in January they appeared in front of the P & Z Board pursuant to notice and requested a number of things, one being that the Plote property be rezoned to the Village's now M district and that it be amended to provide for a number of special uses. The P & Z recommended that those changes be granted and subsequently it appeared on a February agenda. In March the Board approved a revised agreement and things were deleted granting special uses to Plote. Plote's position is that they once had an asphalt plant on their property zoned under the F district and they may introduce it at another time. If they cannot get that approved for special uses, then they will not sign off on the revised annexation agreement. Mr. Fuller also stated that Plote's mining operations have been ongoing continuously on the property. Although he cannot speak for McGraw, he believes that they have an issue with the limitation of liability with IRMA's coverage. Mr. Fuller states that the discussion between the Village and McGraw preceded Plote's application for mining and special uses from the County.

Trustee Gorman states the Board had a June 2005 agreement that did not have these special uses. Mr. Fuller states they did go through the process, they filed petitions for rezoning, text amendments and

special uses. Trustee Gorman states that this Board didn't approve it. Mr. Fuller feels they went through the proper process and asks the Board to either accept or reject the agreement. It is decided that the Board needs more information especially from Attorney O'Connor before a decision can be made. Attorney Hartigan states that the Board has already given Plote and McGraw a sufficient answer in the form of the revised agreement.

Motion to place New Business Item 7 on the COTW meeting agenda by Gorman/Scarpelli.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

8) CONSIDERATION RE: MOTION AUTHORIZING AN ACTION(S) IN CONNECTION WITH OUTSTANDING UTILITY PAYMENTS (SANTA'S VILLAGE)

Mr. Hopp could not be here this evening. Attorney Hartigan has asked for partial payment in good faith.

Motion to table New Business Item 8 to a future meeting when the applicants, owners and additional parties can make a presentation to the Board by Scarpelli/Gorman.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

AWARDING OF BIDS AND AUTHORIZATION TO PURCHASE: None

FINANCIAL REPORTS:

Warrants List, June 2, 2006 – Approved in Omnibus Vote

EXECUTIVE SESSION:

Motion to adjourn to Executive Session by Scarpelli/Ruffulo at 9:30 pm.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

Executive Session, closed to the public and media under the provisions of the Illinois Open Meetings Act, Section 2 (C) (5) Acquisition of Real Property

Motion to reconvene Regular Session by Scarpelli/Ruffulo.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.

Trustee Scarpelli would like to see a search on the chain of ownerships dating back to the Milan family to find out who actually had the mining operation. Also, he would like to know what can be researched from the state on those parcels as well as what the state permits to be done there. Trustee O'Leary would like to know if the county currently allows a new permit to be issued for processing asphalt in the county.

It is noted that Palumbo is running an asphalt plant. Attorney Hartigan states that the Board can ask for an advisory opinion, no charge, through the Illinois Attorney General's office regarding this operation.

ADJOURNMENT:

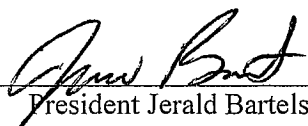
Motion to close Regular Board meeting by O'Leary/Scarpelli at 10:20 pm.

Roll: 5 Ayes (Ruffulo, Scarpelli, O'Leary, Gorman, President Bartels), 0 Nays, Motion carries.


Respectfully Submitted,

Susan Norton

By: _____


President Jerald Bartels

Attest: _____


Village Clerk Susan Norton