

**CALL TO ORDER:**

President Bartels calls to order the Village of East Dundee regular board meeting at 7:00 pm

**ROLL CALL:**

Michael Ruffulo, Paul VanOstenbridge, Frank Scarpelli, Jr., Dan O'Leary, Rob Gorman, Jim Carlini and Jerry Bartels. Also in attendance are Paul Nicholson, Bob Urbanowitz, Joe Heinz, and Russ Hartigan.

**PLEDGE OF ALLEGIANCE:** Recited

**CONSENT AGENDA-CONSIDERATION OF AN "OMNIBUS VOTE"**

Motion to establish an Omnibus Vote list including approval of the COTW meeting minutes dated 9/11/06, Board meeting minutes dated 9/18/06, COTW minutes dated 9/25/06, Board meeting minutes dated 10/2/06, New Business item numbers 1, 2, 3, 7, 8, 9, 10, the Warrants list dated October 16, 2006 and the Treasurer's Report dated August 31, 2006 by Scarpelli/O'Leary.

Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

Trustee Carlini would like to remove the Warrant's list from the Omnibus Vote.

Motion to approve the Omnibus Vote list including approval of the COTW meeting minutes dated 9/11/06, Board meeting minutes dated 9/18/06, COTW minutes dated 9/25/06, Board meeting minutes dated 10/2/06, New Business item number 1) Presentation And Consideration Re: Motion To Receive And Place On File Village Of East Dundee, Illinois Financial Statements And Independent Auditor's Report For The Year Ended April 30, 2006, 2) Consideration Re: Motion To Receive And Place On File Planning And Zoning Commission Recommendation No. 06-10-01 Approving A Petition And Granting A Variation From The Maximum Height Requirements For An Accessory Building (Garage) For Property Commonly Known As 316 Hillside, East Dundee, Il, 3) Ordinance No. 06-45 Approving A Variation For Property Commonly Known As 316 Hillside Lane, East Dundee, IL (P&Z No. 06-10-01), 7) Consideration Re: Motion To Receive No. 06-10-03 Approving A Text Amendment To The Municipal Code Of Ordinances, Title XV, Land Usage, Chapter 156, Signs, Section 156.02, Definitions, Section 156.03, General Regulations And Section 156.04, Signs Regulated By Zoning District (Electronic Signage), 8) Ordinance No. 06-46 Amending The East Dundee Municipal Code Of Ordinances, Title XV, Land Usage, Chapter 157, Signs (Electronic Signage), 9) Ordinance No. 06-47 Amending The Annual Fee Schedule For The Village Of East Dundee (5/1/06), Chapter 51 – Water Service, 5. Water Capital Improvement Charge, 10) Consideration Re: Motion Approving A 2006-2007 Rock Salt Procurement Contract And Awarding Said Contract To Cargill Incorporated Salt Division, North Olmsted, Ohio For A Cost Not-To-Exceed \$25,005 (State Of Illinois CMS Joint-Purchase Rock Salt Procurement Contract and the Treasurers Report dated August 31, 2006 by Scarpelli/O'Leary.  
Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

**PUBLIC PARTICIPATION/PERSONS TO BE HEARD FROM THE FLOOR:**

Thom McNamee – 10 N. River St., East Dundee

States that Bandito's collected 32 bags of garbage at the fall clean up, they raised \$385 for the silo restoration, and there were 12 persons who donated blood to the mobile facility. He also thanks the Board for the Special Events license for Rosie O'Hare's Oktoberfest.

Gregory Tropino - G.A.T. Guns, East Dundee

States there has been talk of the Board possibly passing an Ordinance about selling guns. He has been doing business since 1968, and although this Ordinance wouldn't affect him, these types of businesses are federally and state regulated. He offers to have discussions with anyone on the Board at any time.

Motion to move up New Business Item Number 1 by Ruffulo/O'Leary.

Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

**NEW BUSINESS:**

**1) Presentation And Consideration Re: Motion To Receive And Place On File Village Of East Dundee, Illinois Financial Statements And Independent Auditor's Report For The Year Ended April 30, 2006**

Trustee Ruffulo asks that the record reflect that the auditor is Sikich Professional Services and Support. Brian LeFevre of Sikich Professional Services and Support presents the audit report to the Board and gives a general overview. He states that the highest level of opinion was given on the Village's financial statements. Mr. LeFevre is asked about the police pension and he states that the pension fund is 77% funded. The plan is required to be fully funded by the year 2033 and the Village is funding right around the level the actuary recommended.

**REPORTS OF VILLAGE OFFICIALS:**

• **Village Administrator**

Vandewalle and Sterling Bay have requested to meet on October 30<sup>th</sup> instead of October 23<sup>rd</sup>.

• **Village Attorney**

Is asked about the Tamarac lawsuit and states that the trial date is January 9<sup>th</sup>.

Regarding the committee structure, Attorney Hartigan states that usually two trustees sit on a committee. He is asked to get an opinion from the State's Attorney or the Attorney General.

• **Village Staff (As Required)**

The streets and curbs have been started and they should start paving by the end of next week.

• **Village President**

President Bartels would like to discuss budget cuts at an upcoming COTW meeting. He states that the Board had a committee meeting regarding budget cuts and to discuss things that can be done to soften the blow of Walmart including various things as a Board to come together to do that. He states that there is an expenditure to be made in the not so distant future regarding technology and asks Mr. Moore to consider putting that off until a decision is made on how and what is cut from the budget.

• **Village Trustees**

Trustee Ruffulo states that the Special Events Committee met with Administrator Cavallero. A decision will be made by the end of October if there will be a Dickens in Dundee.

Trustee Scarpelli suggests a Finance Committee meeting for next Monday. He asks President Bartels about his request today and states that since it was not on the agenda he assumed there was no Board action necessary and that Staff would carry forward. He asks President Bartels if he is looking for the Board to take some action tonight.

President Bartels states that the expenditure should not be made without a vote taken of the Board, therefore, it would show up on an upcoming agenda. It is his understanding that the purchase hasn't been made at this point so he is asking that it be deferred until we know where the cuts are going to be.

Trustee Scarpelli states that at a previous meeting the Board took \$5,000 of unbudgeted money and put it towards the allocation of something we don't know the use or purpose. He states they have a general idea of what we are going to do with that expenditure, but for something that has been on the books and well thought out, that will help organize the Board and Staff for many years shouldn't be delayed especially since it will be property of the Village.

President Bartels states that the expense we made for the old Command Vehicle did have some information from the Chief as well as Lt. Blahnik came in front of the Board to answer questions about its use. With respect to the request of the technology committee, there were two components, one had to do with electronic documentation and one with the laptops. He thought the Village already had a spot where we could store the electronic documents, but what he is asking is for the deferral of the expenditure of the

laptops. He agrees that money was put in the budget and won't say it wasn't well thought out, but as far as information regarding usage, maintenance fees, Mr. Spiro's price and licenses for software, he hasn't seen anything on that. He is not apposed to the program; his concern is that before they pass a fee onto the residents with respects to cuts, he feels this should be left on the table.

Trustee Ruffulo states that the Board voted 6 – 0 and instructed Staff to purchase these. He asks President Bartels if he is making a request as Mayor to pull back on that purchase.

President Bartels states that he is just asking the Village Board to consider putting that expenditure off.

**Trustee O'Leary** feels this purchase gives the Board a more effective way to operate by having the information available electronically. He believes that the Village will save thousands of dollars in redundant work the Village has done over time and feels it streamlines the process. He states that he doesn't see using Mike Spiro beyond what was agreed to and that the committee has approved multi license fees for software. He still recommends this expenditure and suggests they move forward with it. He also states that the Technology Committee recommends replacing the tape recorder with a digital recording device that has been budgeted. He was looking for Board consensus and will move forward with the purchase and implementation.

**Trustee Gorman** reports on the weekly conference call with Vandewalle. Vandewalle continues to focus on working with Sterling Bay.

**Trustee Carlini** suggests looking into a grant to provide the residents and businesses with wireless connection.

#### **OLD BUSINESS:**

##### **1) Ordinance No. 06-\_\_ Amending The Building Codes Of The Village Of East Dundee**

1. International Building Code 2006 Edition with Amendments
2. International Residential Code 2006 Edition with Amendments
3. International Mechanical Code 2006 Edition with Amendments
4. Illinois Plumbing Code 2004 Edition with Amendments
5. National Electrical Code 2005 Edition with Amendments
6. International Property Maintenance Code 2006 Edition with Amendments
7. International Fire Code 2006 Edition
8. International Fuel Gas Code 2006 Edition
9. International energy Conservation Code 2006 Edition

Motion to adopt Ordinance 06-43 by Scarpelli/Carlini.

Trustee Scarpelli had requested that when Chief Rakow compiled all the facts, that he sit down with Mr. Urbanowitz and create an amendment that would be pertinent to the Village of East Dundee. President Bartels states that the Fire District's concerns are that the current fire codes not be relaxed from what they are right now and passing this without the amendments relaxes those codes. He would prefer the Board pass the International codes for everything except what relates to the Chief's concerns.

Motion Withdrawn.

Motion to approve Ordinance 06-43, with additional amendments to be introduced by the Fire Department, amending section one and section seven by Scarpelli/O'Leary.

Motion Withdrawn.

Motion to amend the agenda so that Old Business agenda number 1 includes a sub number, number 10 - Amendments to the Fire Codes for East Dundee by O'Leary/Ruffulo.

Trustee Ruffulo withdraws his second.

Motion is seconded by Scarpelli.

Roll: 4 Ayes (Scarpelli, O'Leary, Gorman, Carlini), 3 Nays (Ruffulo, VanOstenbridge, President Bartels), Motion carries.

Motion to approve amended Ordinance 06-43, items 1 – 10 by Scarpelli/Carlini.  
Motion Withdrawn.

Motion to approve Ordinance 06-43 Amending the Building Codes of the Village of East Dundee, items 1 through 9 by Scarpelli/Carlini.

Roll: 4 Ayes (Scarpelli, O'Leary, Gorman, Carlini), 3 Nays (Ruffulo, VanOstenbridge, President Bartels), Motion carries.

Motion to table Old Business agenda item number 1, amendment number 10, and have it appear on the next agenda for consideration for approval by O'Leary/Scarpelli.

Roll: 6 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini), 0 Nays, 1 Present (President Bartels), Motion carries.

**2) Resolution No. \_\_-06 Authorizing Northern Illinois Gas Company (D/B/A Nicor Gas Company) It's Successors And Assigns, To Construct, Operate And Maintain A Gas Distributing System In And Through The Village Of East Dundee, Illinois**

Motion to table Old Business item number 2 by Scarpelli/Gorman.

Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

Mr. Nicholson states that NICOR has not gotten back to him and he concurs on the motion.

**NEW BUSINESS:**

**4) Consideration Re: Motion To Receive And Place On File Planning And Zoning Commission Recommendation No. 06-10-02 Approving A Text Amendment To The East Dundee Municipal Code Of Ordinances, Title XV, Land Usage; Chapter 157, Zoning; Section 157.003, Rules And Definitions, Subsection (B); And Section 157.051, B-1 Downtown Business DISTRICT, Subsection (B)(2)(a)(37) In Connection With The Sale Of Firearms**

**5) Ordinance No. 06-\_\_ Amending Title XV, Land Usage, Chapter 157, Zoning, Section 157.003, Rules And Definitions, Subsection (B) (Firearms)**

**6) Ordinance No. 06-\_\_ Amending Title XV, Land Usage, Chapter 157, Zoning, Section 157.051, B-1 Downtown Business District, Subsection (B)(2)(a)(37), Permitted Uses (Firearms)**

Motion to table New Business item numbers 4, 5 and 6 by O'Leary/Scarpelli.

Trustee O'Leary would like to speak with the owner of the gun shop before he votes on this.

Motion Withdrawn.

Motion to receive and place on file, New Business item numbers 4, 5 and 6, and place these items on a future meeting agenda by Scarpelli/O'Leary.

Roll: 3 Ayes (Scarpelli, O'Leary, Carlini), 4 Nays (Ruffulo, VanOstenbridge, Gorman, President Bartels), Motion not approved.

Trustee Gorman states that he thought the Board had consensus on not allowing firearms stores in the downtown area and suggests passing these Ordinances so they are in place. President Bartels states that the Board asked the P & Z to look into this and they provided the Board with results. There was consensus that it should be approved.

Motion started by Trustee Ruffulo, however he requests that Trustee Gorman make the motion.

A three-part motion:

Motion to receive and place on file the P & Z's recommendation 06-10-02 approving a text amendment to the East Dundee Municipal Code of Ordinances in connection with the sale of firearms, approve Ordinance 06-48 Amending Title XV, Land Usage, Chapter 157, Zoning, Section 157.003, Rules and Definitions, Subsection (B) (Firearms), and approve Ordinance 06-49 Amending Title XV, Land Usage, Chapter 157, Zoning, Section 157.051, b-1 Downtown Business District, Subsection (B)(2)(a)(37), Permitted Uses (Firearms) by Gorman/Ruffulo.

Roll: 6 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, President Bartels), 1 Nay (Carlini), Motion carries.

**FINANCIAL REPORTS:**

Trustee Carlini is concerned about the amount of the AT&T bill. It will be left on the warrant's list and the Administrator will get him details.

Motion to approve the Warrants List dated October 16, 2006 in the amount of \$609,568.61 by Carlini/Scarpelli.

Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

Trustee O'Leary would like a detailed chart showing which AT&T lines go to the Village Hall, the Police Department and the Water Treatment Plant.

**ADJOURNMENT:**

Motion to close Regular Board meeting by Carlini/VanOstenbridge at 8:45 pm.

Roll: 7 Ayes (Ruffulo, VanOstenbridge, Scarpelli, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, Motion carries.

Respectfully Submitted,  
Susan Norton

By:   
President Jerald Bartels

Attest:   
Village Clerk Susan Norton