

CALL TO ORDER

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

ROLL CALL:

Trustees Gorman, Lynam, Cichowski, Miller, VanOstenbridge and President Bartels. Trustee Ruffulo was absent.

Also in attendance Village Attorney Russ Hartigan, Economic Development Consultant Bob Skurla, Chief of Police Terry Mee, Village Engineer Joe Heinz and Village Clerk Jennifer Rehberg.

PLEDGE OF ALLEGIANCE: Recited.

CONSENT AGENDA-CONSIDERATION OF AN "OMNIBUS VOTE":

Illinois Municipalities may adopt by a single roll call vote of the Village Board and Village President a group of assorted ordinances, resolution, motions and orders by an "Omnibus Vote". The "Omnibus Vote" shall be taken following the unanimous consent by the President and Board as to the items to be included. Any Trustee or the President may request that any item not be included in that vote.

- A. Committee of the Whole Meeting Minutes dated January 11, 2010
- B. Village Board Meeting Minutes dated April 5, 2010
- C. Public Hearing Meeting Minutes dated April 19, 2010

Motion to create an Omnibus Vote including Meeting Minutes Item B., New Business Items I, J, K, L, N, Q, Treasurer's Report and Warrants List by Gorman/VanOstenbridge.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

Motion to approve an Omnibus Vote including the following items by Gorman/Miller:
Meeting Minutes-

B. Village Board Meeting Minutes dated April 5, 2010

New Business Items-

- I. Resolution (23-10) Authorizing and Approving Execution of the Municipal Engineering Service Agreement Between Gerald L. Heinz & Associates Inc. and the Village of East Dundee**
- J. Ordinance (10-30) Amending Chapter 51, Water Service, of the Annual Fee Schedule for the Village of East Dundee**
- K. Ordinance (10-31) Amending Chapter 53, Sewer Service, of the Annual Fee Schedule for the Village of East Dundee**
- L. Resolution (24-10) Authorizing the Execution of Intergovernmental Agreement Between the Village of East Dundee and Dundee Township Park District Relation to the Installation of a Sidewalk on the North Side of Route 68 East of Route 25**
- N. Motion to Award 2010 Street Program Bid to Chicagoland Paving**
- Q. Resolution (26-10) Authorizing the Village Administrator to Advertise for Bids for the Water Treatment Facility**

Treasurer's Report

Warrants List in the amount of \$335,990.45

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

A. Committee of the Whole Meeting Minutes dated January 11, 2010

Motion to approve the Committee of the Whole Meeting Minutes January 11, 2010 with a change in wording from "gout" to "go out" under the Computer Allowance discussion by Gorman/Miller.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

C. Public Hearing Meeting Minutes dated April 19, 2010

Motion to approve the Public Hearing Meeting Minutes dated April 19, 2010 with the change in Trustee Gorman's statement from "isn't" to "is" regarding a transfer of funds because of the garbage fund by Gorman/Miller.

Rolls: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

PUBLIC PARTICIPATION: None

Craig Gundursen, 920 Edwards-

Mr. Gundursen received a letter dated March 31st, 2010 regarding sewer and water. He has a well. His bills are normally approximately \$27.50 and it will increase to \$160 bi-monthly. He states this is 400% increase. He is asking the Board to look at this increase. President Bartels stated he should call Village Administrator Koehler tomorrow to review this problem.

Kathi Kalish – 209 North St.-

Ms. Kalish addressed the Board regarding the ordinance for the Computer Allowance and the vote rescinding of the letters that were sent. She reminded the Board that her request a little over one year ago for a refund on a building permit was rejected by 6 of the 7 Trustees. She reminded the Board that there should be no exceptions for any Village ordinances and should equally apply to Board members.

Marc Lobit – 940 Edwards Ave.-

Mr. Lobit addressed the Board regarding the sewer and water rate increase. President Bartels directed him to call Village Administrator Koehler tomorrow to review this problem.

REPORTS: VILLAGE ADMINISTRATION AND STAFF:

A. Comcast Update

Village Administrator – Koehler reported he had the first meeting with West Dundee and Sleepy Hollow regarding the Police Study. The Village received a \$20,000 grant for miscellaneous street improvements. Since January of 2009 the village has received approximately \$1.1 Million in grants.
Village Attorney – Hartigan was elected to the Board of the State Bar and is the liaison for Government Law.

Village President – President Bartels asking for the Committee Chairs to submit their Committee Meeting Minutes.

Director of Public Works – N/A

Chief of Police – Chief Mee reported the carnival on the Santa's Village property was not hugely attended. There were some issues on Friday at the Polar Dome property and he has briefed the Board.

Village Engineer – None

Village Trustees:

Trustee Ruffulo – N/A

Trustee Cichowski – Cichowski reported the Memorial Day Parade will be on May 30th, 2:00 pm. He also reported on the Rte. 68 sidewalk and spoke to PAR who has been working with IDOT. He stated they will be cutting down all of the greenery along Rt. 68.

Trustee Gorman – Gorman congratulated Village Administrator Koehler regarding his hard work with the Grant funding. Chief Mee for his Certification as Police Chief and Attorney Hartigan on his election win. He clarified the sewer fee ordinance for the members in the audience. He also stated this needs to be revisited by the Finance Committee.

Trustee Lynam – None

Trustee Miller – Miller congratulated Chief Mee and Village Administrator Koehler, as well.

Trustee VanOstenbridge – VanOstenbridge stopped at the carnival and the rodeo this weekend on the Santa's Village property. He encouraged the Board to check it out.

OLD BUSINESS – None

NEW BUSINESS -

A. Ordinance Approving and Authorizing the Execution of a Redevelopment Agreement Between the Village of East Dundee, Cook and Kane Counties, Illinois and VCNA Prairie

Motion to approve New Business Item A. an Ordinance Approving and Authorizing the Execution of a Redevelopment Agreement Between the Village of East Dundee, Cook and Kane Counties, Illinois and VCNA Prairie by Miller/VanOstenbridge.

Discussion: Trustee Gorman questioned the attorney regarding the order of the Ordinances' approval. Trustee Gorman asked the attorney if it was appropriate to approve the Agreement before the TIF is established. Attorney Hartigan stated the order should be switched.

Motion withdrawn the motion to approve an Ordinance Approving and Authorizing the Execution of a Redevelopment Agreement Between the Village of East Dundee, Cook and Kane Counties, Illinois and VCNA Prairie to after Item E by Miller/VanOstenbridge. Motion carries by Board consensus.

B. Ordinance (10-24) of the Village of East Dundee, Cook and Kane Counties, Illinois, Approving the Proposed Christina Drive Tax Increment Financing Redevelopment Plan and Project

Motion to approve and Ordinance of the Village of East Dundee, Cook and Kane Counties, Illinois, Approving the Proposed Christina Drive Tax Increment Financing Redevelopment Plan and Project by Miller/VanOstenbridge.

Discussion: Trustee Gorman stated the Ordinance is missing two dates (the certified mail dates) that need to be entered in.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

C. Ordinance (10-25) of the Village of East Dundee, Cook and Kane Counties, Illinois, Designating the Proposed Christina Drive TIF Redevelopment Project Area, a Redevelopment Project Area Pursuant to the Tax Increment Allocation Redevelopment Act, as Amended

Motion to approve an Ordinance of the Village of East Dundee, Cook and Kane Counties, Illinois, Designating the Proposed Christina Drive TIF Redevelopment Project Area, a Redevelopment Project Area Pursuant to the Tax Increment Allocation Redevelopment Act, as Amended by Miller/VanOstenbridge.

Discussion: None

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

D. Ordinance (10-26) of the Village of East Dundee, Cook and Kane Counties, Illinois, Adopting Tax Increment Allocation Financing for the Christina Drive Redevelopment Project Area Tax Increment Financing District

Motion to approve an Ordinance of the Village of East Dundee, Cook and Kane Counties, Illinois, Adopting Tax Increment Allocation Financing for the Christina Drive Redevelopment Project Area Tax Increment Financing District by Miller/VanOstenbridge.

Discussion: Trustee Gorman mentioned he did not realize there is a half percent sales tax. Village Administrator Koehler stated this is consistent to the other TIFs in the Village. If there is revenue in the future, there will be a half percent sales tax applied.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

E. Ordinance (10-27) Designating the Village of East Dundee, Cook and Kane Counties, Illinois, Christina Drive Business District and Imposing Retailers', Service, and Hotel Operation Taxes Therein

Motion to approve an Ordinance Designating the Village of East Dundee, Cook and Kane Counties, Illinois, Christina Drive Business District and Imposing Retailers', Service, and Hotel Operation Taxes Therein by Miller/VanOstenbridge.

Discussion: None

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

A. Ordinance (10-23) Approving and Authorizing the Execution of a Redevelopment Agreement Between the Village of East Dundee, Cook and Kane Counties, Illinois and VCNA Prairie

Motion to approve an Ordinance Approving and Authorizing the Execution of a Redevelopment Agreement Between the Village of East Dundee, Cook and Kane Counties, Illinois and VCNA Prairie by Miller/VanOstenbridge.

Discussion: None

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

F. Ordinance (10-28) Granting a Special Use for the Property Commonly Known as 450-495 Dundee Avenue, East Dundee, Illinois

Motion to approve an Ordinance Granting a Special Use for the Property Commonly Known as 450-495 Dundee Avenue, East Dundee, Illinois by Miller/VanOstenbridge.

Discussion: President Bartels states Items F and G go hand-in-hand. Emin Tulce representing Anchor Properties, Inc. and Laura Haas, Marketing Director, and Sherri Hyson, Business Development, from Safari Childcare addressed the Board. Safari Childcare is interested in occupying space in the River Valley Square mall. Their concern is the Village's ordinance regarding 150 sq. ft. per child for outdoor area is required for childcare providers. This is hard for them to accommodate at this location. They are asking the village to meet them in the middle and meet the DCFS codes. They meet 26.5 square feet per child, which is the DCFS standard. They are looking at a 2,250 square foot indoor playground and a 4,000 outdoor playground. The total they are proposing is 6,000 square feet versus the 15,000 square feet which is required by the Ordinance. They are also requesting a variance to B-3 Zoning. The P&Z committee vote was 4-4 with one person absent regarding the playground. The Village Attorney recommends this is looked into further. Ms Haas explained they work the day care center on a rotation, so not all of the children are outside at the same time. Trustee Gorman stated he feels the area for the outdoor playground is less than desirable with dumpsters and gas mains. Ms. Haas stated she felt the same way until she saw the before and after on all of the other locations. She explained the process of creating a day care center to making them safe and healthy for the children and discussed their plans for where the outdoor playground would be located. Mr. Tulce stated the area will be completely secured for the children. Their general contractor spoke and stated the great improvements the business has made to previous locations. He stated the issue is the code. Trustee Gorman stated this is about the B-3 Zoning issue. Trustee Miller asked about the fencing, aesthetics and child safety and asked if the fencing is completely secured. He asked also if a car would be able to go through the fence. Ms. Haas stated their website is www.safarichildcare.com. Trustee Lynam's concern is if other businesses were to come into the mall, this may be a dangerous place for a playground with trucks coming in and out. Business Development Consultant Skurla stated they checked with the fire department and the fire trucks will be able to fit into that area. Village Engineer Heinz stated he would recommend a minimum of 20' to allow for unrestricted two-way traffic allowable for turns. Bartels asked what the time frame is; they stated as soon as possible. Gorman asked Village Attorney Hartigan if this ordinance is conditional to Safari Childcare. He stated "yes". Miller asked if this can be conditional upon the Engineer's approval. Gorman is concerned about the maintenance on the property and one of the conditions should be to upgrade the parking lot and be brought up to the property maintenance code. Village Administrator Koehler will contact River Valley Square.

Amend the motion to include a contingency that the property is brought up to level of property maintenance code by Miller/VanOstenbridge.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

G. Ordinance (10-29) Granting a Variance for the Property Commonly Known as 450-495 Dundee Avenue, East Dundee, Illinois

Motion to approve an Ordinance Granting a Variance for the Property Commonly Known as 450-495 Dundee Avenue, East Dundee, Illinois by Miller/VanOstenbridge contingent upon the Village Engineer's approval.

Discussion: Village Engineer Heinz requests a minimum square footage per child, which is 30 square feet per child (3,000 square feet). Trustee Gorman states 26.5 sq. ft. per child is sufficient.

Amend motion to include the outdoor playground to be no less than 3,000 sq. ft. Miller/VanOstenbridge.

Continued Discussion: Trustee Gorman stated the Board needs to give direction to Heinz including the traffic concern, lighting, speed bumps and concrete ballades. Trustee Lynam is concerned about a truck running into the fence. Gorman stated the daycare owners are liable; we should just give them guidance. Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

H. Resolution (22-10) Approving an Engagement Letter with Hartigan & O'Connor P.C. in Connection with the Provision of Legal Services (Village Attorney)

Motion to approve a Resolution Approving an Engagement Letter with Hartigan & O'Connor P.C. in Connection with the Provision of Legal Services (Village Attorney) by Miller/Lynam.

Discussion: None

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

M. Resolution (25-10) Authorizing the Execution of an Intergovernmental Agreement Between the Village of Carpentersville and the Village of East Dundee for Building Inspection Services

Motion to approve a Resolution Authorizing the Execution of an Intergovernmental Agreement Between the Village of Carpentersville and the Village of East Dundee for Building Inspection Services by Gorman/Miller.

Discussion: Trustee Gorman was questioning the 60 days/60 day renewal. He asked why it is only 120 days. Village Administrator Koehler stated Carpentersville has approved this plan. Trustee Lynam questioned how much was charged before. Koehler stated this is for a short-term basis, which is \$60 per hour or permit fees. Bartels stated we may need to address the amount of fees in the future. Village Attorney Hartigan stated this is a "value of services" process.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

O. Computer Allowance

Discussion: Village Administrator Koehler stated this was listed because of the COTW meeting. Trustee Gorman would like to see a proposal based on the meeting. President Bartels stated his memory was that the letter was going to be rescinded.

Motion to table the Computer Allowance discussion until the next General Village Meeting by Miller/Gorman.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

P. Ordinance (10-32) Adding Extraordinary Police Service/Special Detail Rate of the Annual Fee Schedule for the Village of East Dundee

Motion to approve an Ordinance Adding Extraordinary Police Service/Special Detail Rate of the Annual Fee Schedule for the Village of East Dundee by Miller/VanOstenbridge.

Discussion: President Bartels asked Chief Mee what the process is for this fee. Chief Mee stated he created a form for this. He stated they need to have a mechanism for how to calculate the fees for the different functions where police presence is needed. There will be a 2-hour minimum per event.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels. Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries.

FINANCIAL REPORTS – Included in the Omnibus Vote

Next Board Meeting is June 7th, 7:00 pm
RTA Study Workshop at Senior Center on May 24th at 7:00 pm

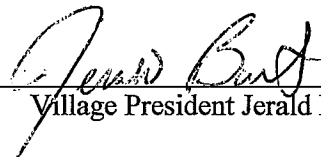
EXECUTIVE SESSION:

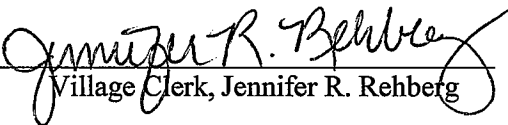
Motion to Adjourn to Executive Session: Executive Session, closed to the public and media under the provision of the Illinois Open Meetings Act, 5ILCS, 120/2, (2) (21), Discussion of Minutes, (C) (6), Pending Litigation, 2 (C)(1), Personnel and 2 (C)(5) Acquisition of Property by Miller/Lynam at 8:34 p.m.

Roll: Ayes – 6 – Trustees Gorman, Lynam, Miller, Cichowski, VanOstenbridge and President Bartels.
Nays – 0. Absent – 1 – Trustee Ruffulo. Motion carries. Meeting adjourns. No action taken following the agenda items.

- A. Executive Session Meeting Minutes dated September 8, 2009
- B. Executive Session Meeting Minutes dated September 28, 2009
- C. Executive Session Meeting Minutes dated October 12, 2009
- D. Executive Session Meeting Minutes dated November 2, 2009
- E. Executive Session Meeting Minutes dated November 16, 2009
- F. Executive Session Meeting Minutes dated January 11, 2010
- G. Executive Session Meeting Minutes dated February 13, 2010

Respectfully Submitted,

By: 
Village President Jerald Bartels

Attest: 
Village Clerk, Jennifer R. Rehberg