

1.0 - CALL TO ORDER:

President Bartels calls the meeting to order at 7:00 pm.

2.0 - ROLL CALL:

Roll: Michael Ruffulo, Paul VanOstenbridge, Frank Scarpelli, Jr., Daniel O'Leary, Robert Gorman, James Carlini and President Bartels.

3.0 - PLEDGE OF ALLEGIANCE: Recited.

4.0 - FORMAL BOARD RECOGNITIONS:

4.1 Swearing in of Village Clerk – Sue Norton

President Bartels swore in Sue Norton as village clerk.

4.2 2006 Wastewater Plant of the Year Award

Mr. Moore states that our wastewater treatment facility and operation was awarded the first ever Illinois Water Association Plant of the Year Award. Mr. Moore introduces Water Superintendent, Ron Bockenhauser and Operators, Bob O'Connor and Adam Peters. Harry Chase of the Illinois Rural Water Association addresses the board. He states that he covers the districts in the northern half of the state. Although all the plans he picked were tough, our village's was best he had seen. Also, Mr. Bockenhauser was recognized as one of the top five wastewater operators in the state of Illinois.

5.0 - CONSENT AGENDA:

5.1 Committee of the Whole meeting minutes dated February 13, 2006.

5.2 Regular meeting minutes dated February 20, 2006.

5.3 Warrants dated March 6, 2006.

Motion to accept Consent Agenda and Warrants in the amount of \$480,433.22 pending suggested changes by Scarpelli/Ruffulo.

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

6.0 - AUDIENCE BUSINESS / PUBLIC PARTICIPATION:

Tony Poyner – 216 E. 2nd Street, East Dundee

Mr. Poyner asks the board if there have been any thoughts about bringing back the Economic Development Committee, as he would like to get involved. President Bartels will call Vandewalle and get back to Mr. Poyner.

Duane Foss – 829 Balmoral, East Dundee

Mr. Foss spoke in favor of the McGraw agreement. He would like the village to move down route 25 and pick up some commercial property to generate more sales tax and property tax for the village.

It is noted that there should have been a motion adopting a Resolution Appointing Susan Norton as Village Clerk of the Village of East Dundee. Motion made to approve Resolution 09-06 by VanOstenbridge/Scarpelli.

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

7.0 - BID AWARDS: None

Motion made to move up agenda item 9.3 by O'Leary/Scarpelli.

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

9.3 – Consideration of Liquor License Request from Thom McNamee for 7 Jackson Street.

Mr. McNamee would like a binding vote from the board so he can tell his tenants that they will receive a full liquor license before they put money into the project. Also, he would like to get approval for the sidewalk café. Trustee Gorman asks Mr. McNamee if the board approves the liquor license tonight would that be enough for now. Mr. McNamee answers yes, only if in due time, the board could approve the café. Trustee Scarpelli asks Mr. Nicholson to get in contact with Joe Cavallaro as the village of West Dundee built their sidewalk cafes for their restaurants; therefore they must have some use agreement.

Motion made to approve liquor license, approved by the liquor commission, for 7 Jackson Street by VanOstenbridge/Ruffulo.

Motion amended to approve a Class B liquor license as recommended by the liquor commission subject to our zoning for 7 Jackson Street by VanOstenbridge/Carlini.

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

Motion made to move up agenda item 8.4 by O'Leary/Carlini.

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

8.4 – Jackson and River Street Intersection Suggestions.

Mr. Moore would like to table this agenda item until we get the plans and see what the new building will be. He also states that Vandewalle does not feel that changing Jackson to a one-way street would be effective. Mr. McNamee would like to approach AT&T about the land. Trustee Gorman suggests that Mr. Heinz, Mr. Moore and Mr. McNamee look into the situation and then determine who approaches AT&T. President Bartels states that staff will look at all the issues surrounding Jackson, River and Water and then will bring it in front of the Committee of the Whole.

Motion made to move up agenda item 8.2 followed by 8.5 by Scarpelli/O'Leary.

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

8.2 – Resolution Approving a One-Year Extension for Submission of Final Plat by PAL Group, Inc.

Motion made to approve Resolution 10-06 by Scarpelli/Gorman.

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

8.5 – Resolution Authorizing the Execution of the Standard Form of Agreement Between Owner and Engineer for Professional Services Between Trotter and Associates, Inc. and the Village of East Dundee.

Motion made to approve resolution for the point of discussion by Gorman/Carlini.

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

Mr. Gorman was surprised by the cost, but states that he does not have a problem with Trotter. He would like to be sure that he is spending the village's money appropriately. Mr. Trotter states that the numbers have been identified since 2004 and he is disappointed that it is surprising. Mr. Gorman would like the board to take some time to consider the numbers. Mr. Moore feels that the numbers are not unreasonable. President Bartels states that the board had the recommendation from staff last May and he would like to see the board move forward on this. Trustee Gorman clarifies that he would like to sit down with the engineer and another firm before the next board meeting.

Motion withdrawn by Gorman/Carlini.

Motion to table agenda item 8.5 until the next meeting by O'Leary/Gorman.

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

8.1 - McGraw Annexation Petition 01-07-02.

- A) Ordinance Authorizing the Execution of the Annexation Agreement.
- B) Ordinance Authorizing the Annexation of Certain Property Commonly Known as McGraw Foundation Property.
- C) Ordinance Amending Title XV Land Use Chapter 157.037 AG-1.
- D) Ordinance Amending Title XV Land Use Chapter 157.66 M-1.
- E) Ordinance Amending Rezoning McGraw Property to AG-1 with Special Uses.
- F) Ordinance Rezoning Property to M-1 and Granting Special Uses.
- G) Plote/Beverly Gravel Text Amendment Zoning and Granting Special Uses.

A motion is made contingent to a list of ordinances, resulting from the COTW meeting by O'Leary/Gorman.

Attorney Hartigan states that this cannot be done. O'Leary/Gorman amend the motion to remove the word "contingent".

Attorney Hartigan suggests a friendly amendment be added to the motion. O'Leary/Gorman amend the motion to include a friendly amendment.

Motion withdrawn by O'Leary/Gorman.

Motion made by O'Leary/Gorman to approve Ordinance 06-05 Annexing Certain Property Commonly Known as the McGraw Foundation and Ordinance 06-06 Authorizing the Execution of an Annexation Agreement Affecting Certain Property Commonly Known as the McGraw Foundation Property, with the modification to the annexation agreement resulting from the COTW meeting as follows:

- 1) Page 7 with reference to Exhibit H, the removal of #4, Special Uses.
- 2) Page 8 with reference to Exhibit I, the removal of #4, Special Uses.
- 3) Page 10 with reference to Article V, the limit of free tap-on fees for water to only the existing structures.
- 4) Page 10 with reference to Article VI, the limit of free tap-ons for sewer to only the existing structures.
- 5) Page 10 & 11 with reference to Article VII, the village will limit any liability caused from Foundation property or by the Foundation to the extent of any coverage the Village of East Dundee has at the time of any occurrence.
- 6) Amend the annexation agreement that all parties have 90 days to accept the annexation agreement.

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

Five votes are needed to approve agreement and four votes to approve the ordinance. Trustee O'Leary recommends that a formal request be made to meet with McGraw, including Attorney Hartigan and a trustee, and directs Mr. Nicholson to set up a meeting with Mr. Potter. Plote should also be informed of the outcome of tonight's vote.

8.3 – Continued Discussion: Appointment Ordinance.

Attorney Hartigan refers to section of 31.15 of the East Dundee Code of Ordinance – Appointment of Officers. He states that Trustee Carlini suggested that the ordinance be changed to read as follows, "Village President and the Board of Trustees have the ability to appoint..."

Mr. Hartigan states that this does change the form of government and the only way to get around this is by referendum.

Trustee O'Leary would like an affirmative response that the board will work on this at the next workshop. Attorney Hartigan will look at the attorney appointment ordinance to verify if it's legally written. There is a consensus.

Motion to take a short break at 9:40 pm by VanOstenbridge/O'Leary.

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

Motion to reconvene board meeting by Scarpelli/VanOstenbridge.

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

9.1 – Official Receipt of the 2006/2007 Budget.

Mr. Nicholson states he has set aside March 27th as a COTW workshop on the budget. Receipt of this budget is not authorizing anything; the budget still has to be formally approved. Staff is currently operating under the approved budget of 2005/2006.

Motion to acknowledge receipt of 2006/2007 Budget as presented by VanOstenbridge/O'Leary.

Motion amended stating the board received the "preliminary" budget by VanOstenbridge/O'Leary.

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

9.2 – Motion to Appoint Interim Village Administrator Paul Nicholson as Budget Officer.

Motion to approve Mr. Nicholson as the Budget Manager by VanOstenbridge/Gorman.

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

9.4 – Funding Requests Received from Artistic Bits and Historic Dundee Merchants.

Motion to donate \$1,000 to Artistic Bits for Heritage Fest to be used as stated in their letter by Ruffulo/VanOstenbridge. Motion amended contingent upon receipt of form 501C3.

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

Motion to table the Historic Dundee Merchants portion of agenda item 9.4 and that the interim Village Manager contact the organization and find out when they are available to come in front of the board.

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

REPORTS:

10.1 - Village Administrator

- 1) Mr. Nicholson requested in writing from Vandewalle a letter to include the impacts of the TIF.
- 2) Regarding PAR, a filing did occur within the appropriate time line.
- 3) Mr. Moore and Mr. Nicholson are working with Attorney Hartigan relative to a draft amendment on the contract for the change in the state statute.
- 4) Mr. Nicholson has asked Mr. Hartigan to work with him on a draft of an amendment to adopt the omnibus vote provision of the Illinois revised statute.

President Bartels asks Mr. Nicholson to touch base with the Fire Department and the School District to inform them of our intention with regards to the TIF district. He also instructs Mr. Nicholson to prepare a letter regarding the potential closing of the emergency room at Sherman Hospital.

10.2 - Village Attorney

- 1) Attorney Hartigan spoke with Bruce Mills, the labor attorney and the hearing is on April 27th.
- 2) Attorney Hartigan states they haven't heard anything from Santa's Village. They do have a lawsuit ready to sue the corporation.
- 3) Attorney Hartigan received a request for an attorney to be present at the next P&Z meeting.

After some discussion it is noted that the trustees have a right to look at the former administrator's exit interview. Cliff will give this to President Bartels and it will be discussed at the next Executive Session.

10.3 - Village Engineer – No Report

10.4 - Chief of Police – Absent

10.5 - Director of Public Works – No Report

Trustee Scarpelli asks Mr. Moore if the process of working on the streets could be moved up as Bonnie Dundee is in bad shape. Mr. Heinz will prepare an engineering agreement for the next meeting.

10.6 - Village President

President Bartels would like to defer agenda items 10.6 and 10.7.

10.7 - Trustee/Committee

Trustee O'Leary discusses the request for a laptop and if there are no objections, Mr. Nicholson and Mr. Moore can go ahead with the purchase. Trustee O'Leary will resend the email to the board.

Trustee Ruffulo states there is a new restaurant in town, Fatboys and encourages all board members to visit the establishment and introduce themselves. Trustee Ruffulo will include in the newsletter, all new businesses in town. He will have Trish email the board members to see if anyone would like to contribute to the newsletter.

11.0 Miscellaneous Announcements

An attorney will not be needed at the next P&Z meeting.

The next COTW meeting is March 13, 2006.

Motion to convene to Executive Session by Scarpelli/Gorman at 10:50 pm.

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

Motion to reconvene to Regular Session by Scarpelli/VanOstenbridge.

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

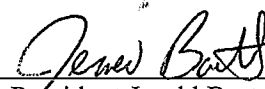
Motion to adjourn Regular Board Meeting by Scarpelli/Gorman at 12:15 pm.

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

Respectfully Submitted,

Susan Norton

By: _____



President Jerald Bartels

Attest: _____


Village Clerk Susan Norton