

Regular Board Meeting
Village of East Dundee
Kane County, Illinois
August 1, 2005

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

Roll: Michael Ruffulo, Frank Scarpelli, Jr., Dan O'Leary and James Carlini
Absent: Paul VanOstenbridge and Robert Gorman

The Pledge of Allegiance was recited.

President Bartels introduced and welcomed new Village Attorney Russ Hartigan.

CONSENT AGENDA:

1. Minutes dated June 13, 2005, July 11, 2005, July 18, 2005 and July 25, 2005
2. Warrants dated August 1, 2005 in the amount of \$99,343.53

Motion by Scarpelli/O'Leary to approve the consent agenda, excluding the July 11, 2005 and July 25, 2005 minutes.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman).

CORRESPONDENCE: None

AUDIENCE BUSINESS:

Beverly Lake was not present.

George Bowers-421 Barrington. Mr. Bowers would like to expand his driveway.

Recommendation for Mr. Bowers to appear before the planning and zoning commission and apply for a variance.

Thom McNamee, 10 N River, presented a list of items to the board that he feels need attention. His first request was that liquor ordinance 116.08 E (1)(2) 1-2 be repealed. This item will be added to the next liquor commission meeting agenda. The second request is to enact a tonnage tax; the board will investigate the possibility and effects of a tonnage tax. Mr. McNamee would like for the board to consider a text amendment to B-1 that would allow living space above any 1st commercial use, allow daily/temporary signs and designate the downtown B-1 district a TIF district.

BID AWARDS: None

OLD BUSINESS:

Depot License Agreement. Trustees Ruffulo and O'Leary reviewed the concerns that the Dundee Township Visitor's Center expressed over the draft licensing agreement and suggested that the Village be responsible for the payment for the utilities associated with the Depot. The Visitor's Center is opposed to allowing dogs in the park and does not want to provide the Village with the annual financial statements as requested. Consensus from the board is to leave the provision requiring annual financial reports in the license agreement. Attorney Hartigan was directed to review the agreement and create a final draft.

Depot Uses. Trustee Ruffulo extended an invitation to the vice president of the Visitor's Center to join the committee for depot uses.

Impact Fee Study. Attorney Hartigan was directed to draft an ordinance approving the impact fee study for the next regular board meeting.

Resolution Approving the Execution of a Final Plat of Subdivision for the Rock Road Subdivision and Ordinance Granting a Special Use as a B-4 Automotive Service District Planned Development-1077 East Main Street. Both of these items are still in plan review. Motion by Scarpelli/Carlini to table these two agenda items.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Ordinance Creating Committee of the Whole.

Motion by Scarpelli/Ruffulo to adopt Ordinance 05-15 which is an Ordinance Amending Title III, Administration, Chapter 30, Board of Trustees, By Adding a New Section 30.13, Committee of the Whole.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Ordinance Amending Section 30.10 Order of Business Agenda. Attorney Hartigan was directed to review Section 30.10 Order of Business Agenda.

Ordinance Amending the Text of the Title XV, Land Usage, Chapter 157, Amendment Section 157.207 Subsection (B)(3)(C)(2)(C)-Posting of Property.

Motion by Scarpelli/O'Leary to approve Ordinance 05-16, which is an Ordinance Amending the Text of the Title XV, Land Usage, Chapter 157, Amendment Section 157.207 Subsection (B)(3)(C)(2)(C) of the Code of Ordinance of the Village of East Dundee, subject to a change in Section 1 (B) of replacing the words "Fifty Dollars" with the words "One Hundred Dollars" after the words "per sign".

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Water Update. President Bartels updated the board on recent meetings and discussions that have taken place with the Village of Carpentersville and the City of Elgin. Village Administrator Bowden updated the board on discussions he has had with JAWA and the Village of Hoffman Estates.

Resolution Approving To Amend and Restate Restated Developer's Agreement-Dynegy.

Motion by Carlini/Ruffulo to approve Resolution 18-05, which is a Resolution Authorizing the Execution of the First Amendment to Amended and Restated Development Agreement Between Rocky Road Power, L.L.C., and the Village of East Dundee.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Resolution Approving Second Amendment to Intergovernmental Agreement-West Dundee.

Motion by Ruffulo/Carlini to approve Resolution 19-05, which is a Resolution Authorizing the Execution of a Second Amendment to an Intergovernmental Agreement for Construction of an Expansion to the East Dundee Wastewater Treatment Facility and Use Thereof Between the Village of West Dundee and the Village of East Dundee.

Roll: 3 Ayes (Ruffulo, Carlini, Bartels), 2 Nays (Scarpelli, O'Leary), 2 Absent (VanOstenbridge, Gorman). Motion carries.

Appointments-Planning and Zoning Commission.

Motion by O'Leary/Scarpelli to reappoint Dave Swanson, Grant Dahlke and Craig Martin to the planning and zoning commission.

Roll: 3 Ayes (Scarpelli, O'Leary, Carlini), 1 Nay (Ruffulo), 2 Absent (VanOstenbridge, Gorman). Motion carries.

Motion by Ruffulo to appoint Kathleen Mahony to Rob Gorman's place on the planning and zoning commission. Motion fails for lack of a second.

Motion by Ruffulo to appoint Dave Smith to the planning and zoning commission to replace Laura Cohen. Motion fails for lack of a second.

Motion by O'Leary/Carlini to approve appointing Dave Smith in Laura Cohen's seat on the planning and zoning commission and Kathleen Mahony in place of Rob Gorman on the planning and zoning commission.

Roll: 3 Ayes (Ruffulo, O'Leary, Carlini), 1 Nay (Scarpelli), 2 Absent (VanOstenbridge, Gorman). Motion carries.

Appointment-Village Administrator. Trustee Ruffulo recommended approving the hiring of James Bowden as the Village Administrator to the end of the fiscal year, April 30, 2006. Motion by Carlini/Scarpelli to table this agenda item to the next board meeting.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Appointment-Chief of Police.

Motion by Carlini/Scarpelli to table this agenda item to the next board meeting.

Roll: 3 Ayes (Scarpelli, O'Leary, Carlini), 1 Nay (Ruffulo), 2 Absent (VanOstenbridge, Gorman). Motion carries.

Motion by Scarpelli/Carlini to put the Chief of Police actions and administrative duties on the Committee of the Whole agenda on Monday August 8, 2005.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Teleconferencing Policy. Attorney Hartigan was directed to draft a teleconferencing policy ordinance.

Motion by O'Leary/Scarpelli to appoint George Skinner to the Board of Fire and Police Commission.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Motion by O'Leary/Ruffulo to appoint Hank Rahmel to the Police Pension Board.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

NEW BUSINESS:

Sterling Bay-Scott Goodman. Scott Goodman from Sterling Bay introduced himself. Sterling Bay purchased the property on which Santa's Village is located. Talked about Santa's Village and ideas for the park and land.

B-1 Zoning and Text Amendment. Before 1986, under the prior "Business Zoning", taverns and clubs were allowed. When Ordinance 86-30 was adopted, clubs and lodges were allowed and the tavern use was removed. A text amendment would allow taverns as a permitted use.

Motion by Scarpelli/Carlini to proceed with a text amendment.

Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

Park Regulations and Animal Control. Attorney Hartigan was directed to draft an ordinance amending Chapter 92.

REPORTS:

VILLAGE ADMINISTRATOR:

Updated the board on outstanding business registrations, the letter of response to B&F Technical's proposal and videotaping village board meetings. Reviewed Administrator's memo and talked about the NIU municipal assessment program; recommended discussing facilitators at the upcoming Committee of the Whole meeting.

VILLAGE ATTORNEY: Met with Attorney Regan about outstanding projects and items in process.

VILLAGE ENGINEER: No Report.

CHIEF OF POLICE: Provided police department's 2nd quarter report; see Chief with any questions. Presented quotes on the facility study, discussed August 8, 2005 Committee of the Whole police department topics, and advised trophy on display for East Dundee's win in the East vs. West Dundee annual softball game.

DIRECTOR OF PUBLIC WORKS: President Bartels advised TJ Moore, the new director of public works, will be starting on August 22, 2005. Mr. Moore will be in attendance at regular village board meetings.

BUILDING OFFICIAL: President Bartels advised Robert Urbanowitz, the new building official, will start work on Monday, August 8, 2005. Mr. Urbanowitz will be in attendance at regular village board meetings only as necessary.

VILLAGE PRESIDENT: No Report.

TRUSTEE/COMMITTEE:

TRUSTEE RUFFULO:

There was a Special Events meeting on July 29, 2005. Last Lunch In The Park will be Wednesday, August 3.

TRUSTEE VANOSTENBRIGDE: Absent.

TRUSTEE SCARPELLI: Received 5K race form in the mail and encouraged all trustees to participate. Requested the Village Attorney accompany him in his meeting with State's Attorney John Barsanti.

TRUSTEE O'LEARY: Met with Trustee Gorman, Dan Shepard and Ryan Trottier from Par Development; reviewed the changes discussed in the Par proposal. Will schedule a technology committee meeting next week.

TRUSTEE GORMAN: Absent.

TRUSTEE CARLINI: Waiting on a response from Cingular regarding putting an antenna on the water tower. Has been approached by the Milk Pail about support for their car show; found a possible buyer for old Merlin phone equipment.

MISCELLANEOUS ANNOUNCEMENTS: There will be a Committee of the Whole meeting on Monday, August 8, 2005 at 6:00pm.

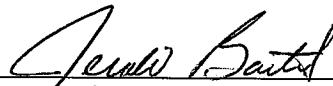
EXECUTIVE SESSION: None

ACTIONS FROM EXECUTIVE SESSION: None

Adjournment on motion by O'Leary/Scarpelli at 10:31 pm.

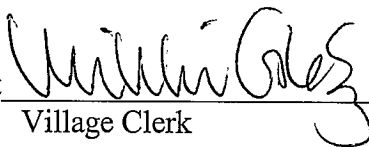
Roll: 4 Ayes, 0 Nays, 2 Absent (VanOstenbridge, Gorman). Motion carries.

By



President

Attest



Village Clerk