

CALL TO ORDER:

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

ROLL CALL:

Trustees VanOstenbridge, Gorman, Carlini, Scarpelli and President Bartels.

Trustee Ruffulo is not in attendance.

Trustee O'Leary arrives at 8:05 pm.

Also in attendance are T.J. Moore, Joe Heinz, Terry Mee, Trish Terrill, and Pat O'Connor.

PLEDGE OF ALLEGIANCE: Recited

Motion to move up the Presentation Of East Dundee/Dynergy Scholarship Awards by Gorman/Scarpelli.
Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

Trish Terrill and Lonnie Grote from Dynergy present the scholarships to Chrille Harvel and Leah Sanders, both students at Dundee Crown.

CONSENT AGENDA-CONSIDERATION OF AN "OMNIBUS VOTE": None

Motion to approve the Committee of the Whole Minutes dated April 9, 2007 by Scarpelli/Gorman.

Trustee Gorman asks that one change be made to the minutes to reflect that there was a tie vote in one of the motions.

Motion withdrawn.

Motion to approve the Committee of the Whole Minutes dated April 9, 2007 with the above-mentioned change by Scarpelli/Gorman.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

Motion to approve the Public Hearing Minutes dated April 16, 2007 and the Regular Meeting Minutes dated April 16, 2007 by Gorman/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

PUBLIC PARTICIPATION/PERSONS TO BE HEARD FROM THE FLOOR: None

REPORTS OF VILLAGE OFFICIALS:

- **Village Administrator – Elgin Ave Condos-Preliminary Concept Plans** – There is consensus to move this topic to a COTW meeting and a request for a presentation by the developer.
- **Village Attorney** – No Report.
- **Village President** – No Report.

Village Trustees:

- **Trustee VanOstenbridge** – No Report.
- **Trustee Scarpelli** – Congratulates Trustee Elects and states his gratitude for serving East Dundee.
- **Trustee Gorman** – He and Mr. Moore are preparing for the ICSC Conference and will give an update at the next meeting.
- **Trustee Carlini** – Working on Project Lightspeed and states that he has been invited to speak at a house sub committee meeting.

OLD BUSINESS: None

NEW BUSINESS:

1) Motion To Accept P&Z Recommendation No. PZ# 07-04-01 Approving The Amendment To The PUD Ordinance.

Motion to accept P&Z Recommendation No. PZ# 07-04-01 Approving The Amendment To The PUD Ordinance by Scarpelli/Gorman.

President Bartels inquires as to how this affects the Citgo sign. Ms. Terrill states that this will be a special use for all gas stations. Trustee Scarpelli adds that if we accept the P&Z's recommendation, then Citgo would have to get a special use. President Bartels suggests that the recommendation should be received and placed on file.

Motion Withdrawn.

Motion to receive and place on file P&Z Recommendation No. PZ# 07-04-01 Approving The Amendment To The PUD Ordinance by Scarpelli/Gorman.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

2) Ordinance Number 07 - _____ Amending Title XV, Land Use, Chapter 157, Zoning, Section 157.248, Amendments To Approved Final Development Plan.

Motion to approve Ordinance 07-22, Ordinance Amending Title XV, Land Use, Chapter 157, Zoning, Section 157.248, Amendments To Approved Final Development Plan by VanOstenbridge/Carlini.

Ms. Terrill states that this is changing our PUD Ordinances so that signs are specifically listed as a permitted minor change; it gives it further definition. Attorney O'Connor agrees and states that the Ordinance currently states structures, not signs.

Roll: 3 Ayes (VanOstenbridge, Carlini, President Bartels), 2 Nays (Gorman, Scarpelli), Motion denied, as 4 votes are needed.

3) Ordinance Number 07 - _____ Ordinance Amending Title XV, Land Use, Chapter 156, Signs, Section 156.04, Signs Regulated By Zoning District.

Motion to approve Ordinance 07-22, Ordinance Amending Title XV, Land Use, Chapter 156, Signs, Section 156.04, Signs Regulated By Zoning District by Scarpelli/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

4) Ordinance Number 07 - _____ Ordinance Amending Title XV, Land Use, Chapter 156, Signs, Section 156.03, General Regulations To Add A New Section 156.03(T).

Motion to approve Ordinance 07-23, Ordinance Amending Title XV, Land Use, Chapter 156, Signs, Section 156.03, General Regulations To Add A New Section 156.03(T) by Scarpelli/Gorman.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

5) Resolution Number _____ - 07 Accepting All Public Improvements For Maintenance, Accepting The Subdivision Maintenance Bond, And Releasing The Subdivision Performance Bond For The Property Located At The Northwest Corner Of Higgins Road (Illinois Route 72) And Rock Road Drive, Village Of East Dundee, Illinois.

Motion to table Resolution 09-07 by Gorman/Scarpelli.

Mr. Heinz states that the purpose of this resolution is to accept the public improvements; it is not tied to the sign.

Motion withdrawn.

Motion to accept Resolution 09-07, Resolution Accepting All Public Improvements For Maintenance, Accepting The Subdivision Maintenance Bond, And Releasing The Subdivision Performance Bond For The Property Located At The Northwest Corner Of Higgins Road (Illinois Route 72) And Rock Road Drive, Village Of East Dundee, Illinois by Scarpelli/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

6) Ordinance Number 07 - _____ Amending Title IX, General Regulations, Chapter 92, Animals, Section 92.08, Dogs Generally, To Add A New Section 92.08(D).

Motion to accept Ordinance 07-24, Ordinance Amending Title IX, General Regulations, Chapter 92, Animals, Section 92.08, Dogs Generally, To Add A New Section 92.08(D) by Carlini/Scarpelli.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

7) Ordinance Number 07 - _____ Adopting The Annual Fee Schedule For The Village Of East Dundee.

This ordinance is a comprehensive update of the Village's Fee Schedule.

Motion to table Ordinance 07-25 by Scarpelli, as he would like this to be reviewed at a committee meeting first. Also, Trustee Gorman would like to discuss this with Chief Mee before voting on it. Chief Mee states that the Village is updating fines and fees to standard with other Village's in the area. We are not changing ordinances, but establishing a fine schedule.

Motion withdrawn.

Motion to accept Ordinance 07-25, Ordinance Adopting The Annual Fee Schedule For The Village of East Dundee so it comes into effect on 1/1/08 by Carlini.

Motion Withdrawn.

Motion to accept Ordinance 07-25, Ordinance Adopting The Annual Fee Schedule For The Village Of East Dundee including reference to Chapter 35, Motor Vehicle License and indicating they will expire on 12/31/07. Motion amended to add Chapter 92 and the amusement devices in the expiration on 12/31/07 by Gorman/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

8) Ordinance Number 07 - _____ Amending Title XI, Business Regulations, Chapter 112, Amusements/General Provisions, By Amending Section 112.04, Public Dance Halls.

Motion to accept Ordinance 07-26, Ordinance Amending Title XI, Business Regulations, Chapter 112, Amusements/General Provisions, By Amending Section 112.04, Public Dance Halls by Scarpelli/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

9) Ordinance Number 07 - _____ Ordinance Amending Title XV, Land Usage, Chapter 156, Signs, To Add A New Section 156.08 Village Electronic Sign Rental.

Motion to accept Ordinance 07-27, Ordinance Amending Title XV, Land Usage, Chapter 156, Signs, To Add A New Section 156.08 Village Electronic Sign Rental by Gorman/Carlini.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

10) Ordinance Number 07 - _____ Amending Annual Fee Schedule For The Village Of East Dundee.

This ordinance is a comprehensive update of the Village's Fee Schedule. This ordinance includes fines for waste pick-up, animal noise and stray dog pick up.

Motion to approve Ordinance 07-28, Ordinance Amending Annual Fee Schedule For The Village Of East Dundee by Carlini/VanOstenbridge.

Roll: 4 Ayes (VanOstenbridge, Gorman, Carlini, President Bartels), 1 Nay (Scarpelli), Motion carries.

11) Ordinance Number 07 - _____ Amending Annual Fee Schedule For The Village Of East Dundee.
This ordinance is a comprehensive update of the Village's Fee Schedule. This ordinance includes fines for public intoxication, loud noise and urination in public.

Motion to approve Ordinance 07-29, Ordinance Amending Annual Fee Schedule For The Village Of East Dundee by Carlini/VanOstenbridge.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

12) Ordinance Number 07 - _____ Amending Annual Fee Schedule For The Village Of East Dundee.
This ordinance is a comprehensive update of the Village's Fee Schedule. This ordinance is for the penalty for the use or display of fireworks.

Motion to approve Ordinance 07-30, Ordinance Amending Annual Fee Schedule For The Village Of East Dundee by Carlini/VanOstenbridge.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

13) Ordinance Number 07 - _____ Amending Annual Fee Schedule For The Village Of East Dundee.
This ordinance is a comprehensive update of the Village's Fee Schedule. This ordinance is for the outside watering violation.

Motion to accept Ordinance 07-31 by VanOstenbridge.

There was no second and no discussion, motion dies.

14) Ordinance Number 07 - _____ Amending Title IX, General Regulations, Chapter 93, Nuisances, By Amending Section 93.01, Public Nuisances Prohibited.

Motion to accept Ordinance 07-31, Ordinance Amending Title IX, General Regulations, Chapter 93, Nuisances, By Amending Section 93.01, Public Nuisances Prohibited by Carlini/VanOstenbridge.

Roll: 5 Ayes (VanOstenbridge, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

15) Ordinance Number 07 - _____ Amending Title XIII, General Offenses, Chapter 133, Offenses Against Public Morality, Section 133.001, Disorderly Conduct.

Motion to approve Ordinance 07-32, Ordinance Amending Title XIII, General Offenses, Chapter 133, Offenses Against Public Morality, Section 133.001, Disorderly Conduct by Carlini/VanOstenbridge.

Roll: 4 Ayes (VanOstenbridge, Gorman, Carlini, President Bartels), 1 Nay (Scarpelli), Motion carries.

16) Motion To Approve Administrative Policy No. 008-Legal Services.

Mr. Moore is recommending this policy for legal services. All legal direction would go through either the Village Administrator or the Village President so no duplicate questions are asked. This would also establish a budget.

President Bartels adds that this would help coordinate communication to the attorney and consultants. The intent is to reduce legal fees and coordinate communication. Trustee O'Leary states that our ordinance allows trustees to get an opinion from the attorney and if someone is abusing it, the entire Board should address it.

Discussion and agenda item dies on the floor.

17) Resolution Number _____-07 Approving An Engagement Letter With Hartigan & Cuisinier P.C. In Connection With The Provision Of Legal Services (Village Attorney).

President Bartels would like to table this item until the next Board is seated, as it would be more appropriate for it to be exercised by the newly seated Board.

Motion to move this agenda item to the May 21st agenda by Gorman.
Motion is not seconded.

Motion to move this agenda item to next week's Special Board meeting or the June 4th Meeting by Gorman.
Motion withdrawn.

Motion to move new business item number 17, Resolution 10-07, Approving An Engagement Letter With Hartigan & Cuisinier P.C. In Connection With The Provision Of Legal Services (Village Attorney) to the first regular board meeting in June by Scarpelli/Carlini.

Roll: 5 Ayes (VanOstenbridge, O'Leary, Gorman, Carlini, President Bartels), 0 Nays, 1 Present (Scarpelli), Motion carries.

18) Motion To Place On File PZ#07-04-02 Recommendations For Pal Land Group Including Proposed Ordinances.

Motion to receive and place on file PZ#07-04-02 Recommendations For Pal Land Group Including Proposed Ordinances by Carlini/Scarpelli.

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

19) Discussion Re: Well Development Engineering For Trotter and Associates.

Mr. Moore states that there was a request for information on this subject and the information has been provided. He asks the Board if there is inclination towards this topic. President Bartels and Trustee VanOstenbridge feel Mr. Trotter should be paid for the work performed. Although Trustee Gorman feels that many of the charges are cost of sales, he believes that Trotter should be paid for the JAWA discussion and memos. Trustee O'Leary agrees with Trustee Gorman, as some tasks appear redundant.

Motion to direct the Village Administrator to draft an agreement with Trotter of \$12,500 by Gorman/O'Leary.
Roll: 4 Ayes (O'Leary, Gorman, Carlini, Scarpelli), 2 Nays (VanOstenbridge, President Bartels), Motion carries.

20) Motion To Approve The Authorization To Bid Municipal Refuse Hauling Contract.

Motion To Approve The Authorization To Bid Municipal Refuse Hauling Contract by Carlini/Scarpelli.

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

21) Resolution ____-07 Longmeadow Parkway Bridge Corridor Funding.

Motion to approve Resolution 10-07 Longmeadow Parkway Bridge Corridor Funding by VanOstenbridge/Carlini.

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

Motion to approve the Warrants List dated April 30, 2007 in the amount of \$343,923.67, the Warrants List dated May 7, 2007 in the amount of \$7,542.80 and the Treasurers Report for March 2007 by Scarpelli/O'Leary.

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

EXECUTIVE SESSION:

Motion to recess to Executive Session, closed to the public and media under the provisions 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 Scarpelli/Carlini at 8:45 pm.

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

RECONVENE OPEN SESSION:

Motion to re-open regular meeting by Carlini/VanOstenbridge.

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

22) Motion To Approve The Release Of Executive Session Minutes.

Motion to approve Executive Session minutes that have not yet been approved and release for public inspection as per the May 3rd memo from Pat O'Connor regarding the confidentiality discussed herein and that the second July 5th minutes redacts the candidates name and that the September 6, 2005 minutes be moved from tier 3 to tier 1 by Gorman/Carlini.

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

Motion to approve Executive Session minutes dated April 16, 2007 with the removal of the request for a group picture by Gorman/Carlini.

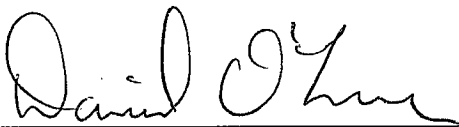
Roll: 6 Ayes (VanOstenbridge, O'Leary, Gorman, Carlini, Scarpelli, President Bartels), 0 Nays, Motion carries.

Motion to close regular meeting by VanOstenbridge/Carlini at 10:30 pm.

Roll: 5 Ayes (VanOstenbridge, O'Leary, Gorman, Carlini, President Bartels), 1 Nay (Scarpelli), Motion carries.

Respectfully Submitted,

Susan Norton

By: 
Village President *Dan O'Leary*

Attest: 
Village Clerk Susan Norton