

**REGULAR BOARD MEETING**  
**Village Hall                      7:30 PM**

**Village of West Dundee**  
**September 14, 2009**

**I.        Call To Order:**

President Keller called the Regular Board Meeting to order at 7:31 pm.

**II.       Roll Call:**

Present were President Keller, Trustees Voss, Gillam, Price, Osth, Hanley and Yuscka. Also present were Village Attorney Brechin, Public Works Director Babica, Community Development Director Tymoszenko, Chief Sawyer and 1 person in the audience. Village Manager Cavallaro was absent.

**III.      Pledge of Allegiance:**

President Keller led the Board and the audience in the Pledge of Allegiance.

**IV.      Approval of Agenda:**

**MOTION:** Moved by Trustee Price and seconded by Trustee Voss to approve the agenda. Upon roll call, motion was approved.

**V.       Village President's Report:**

President Keller said that he attended the Chicago Metropolitan Agency for Planning selection meeting and reported that some projects will not be done due to a lack of money.

President Keller announced Heritage Fest will be taking place this weekend.

President Keller read a Proclamation in honor of the 100<sup>th</sup> anniversary of Bethlehem Lutheran Church. A copy of the Proclamation is attached.

President Keller read a Proclamation for Live United to encourage people to become more engaged in their communities Our United Way plans to collect non-perishable food during the week of September 21, 2009. A copy of the Proclamation is attached.

**VI.      Reports and Questions from Trustees:**

Trustee Hanley suggested that we have a food collection box at Heritage Fest to collect food for the FISH pantry. The trustees agreed and Village Clerk Traver will arrange to have a food collection box for the Fest.

Trustee Hanley inquired about going out to bid for a company to cut trees which are infested with the Emerald Ash Borer. Director Babica said that the infestation has only been found in 2 trees and it would be more advantageous to discuss at this time next year.

Another suggestion was to look into licensing contractors to work in West Dundee who are bonded and certified arborists to try to keep the price of tree removal reasonable for the residents. President Keller said it would be a good idea to put together an approved list of contractors with guidelines.

Trustee Osth informed the Board that the Director of the Elgin Area Convention and Visitor's Bureau was invited by the 2016 Olympic Committee to go to Copenhagen and that no state money will be used for this trip.

Trustee Osth said there is a potential of Elgin hosting some Highland games and suggested West Dundee liaison with the City of Elgin and participate in these games. President Keller said it is an idea worth exploring.

Trustee Gillam said she and some of the Staff attended at meeting at the County where economic directives were discussed.

#### **VII. Village Staff Reports:**

Chief Sawyer reported that two of his officers, Sergeant Gorski and Officer McCarthy are going to the G20 Summit in Pennsylvania.

Director Tymoszenko said there will be a Planning & Zoning meeting on the 24<sup>th</sup> of September to discuss an application for a variance from John's Mobil for an electronic sign.

Director Tymoszenko announced there will a grand opening for Nature's Fresh, the new market at Springhill Gateway at 10 am on September 16, 2009.

Director Babica announced that he has received a copy of the Illinois Mutual Aid Network agreement on September 9, 2009.

**VIII. Questions from the Audience.** There were none.

#### **IX. Consent Agenda:**

- A. Debit Card Purchases: August 2009
- B. Approval of Minutes: Regular Board Meeting 8-31-09 as revised
- C. Bassett and BYOB Ordinance
- D. Bill List: 09/14/09

**Motion:** Moved by Trustee Hanley and seconded by Trustee Voss to approve the Consent Agenda as presented. Upon roll call, the motion was approved.

**X. Resolutions and Ordinances:** There were none.

#### **XI. Unfinished Business:**

##### **A. ACB Economic Incentive Agreement**

Trustee Osth introduced this item for discussion explaining that at the August 17, 2009 Board Meeting, direction was given to proceed with a façade grant in the amount of \$10,000 and an Economic Development Assistance Loan in an amount not to exceed \$40,000.

Director Tymoszenko added that the grant agreement includes a 5 year claw back clause which states that if the business ceases operation at this location, grant money will be paid back to the Village and also includes a personal guarantee by the company owners.

Trustee Osth asked that a "but for" clause be added to the agreement.

Trustee Price asked for some clarifications in the agreement in section 2) Undertaking on the part of the ACB, section b) changing it to read “ACB shall use the property to house corporate offices for the fundraising business and agrees to house the office at this location for a period of not less than five years from issuance of certificate of occupancy” instead of from date of this agreement.

In c) of the same section, changing it to read “ developer agrees that if the property is sold or discontinues operation as an office within five years from the date of this agreement, it shall repay all economic grant (instead of incentive) monies provided to it by the Village.

Director Tymoszenko said the loan portion of the agreement will have its own separate agreement.

Under section 4), Covenants on the part of ACB to repay in the event of default, section a) second sentence should read “stay at that location” instead of shall not suspend operation or relocate outside the corporate boundaries of the Village.

Director Tymoszenko will send a copy of the agreement with the clarifications to the Trustees.

**Motion:** Moved by Trustee Osth and seconded by Trustee Yuscka to approve the Economic Incentive Agreement for ACB with the proviso that a codicil be attached indicating the “but for” clause which Director Tymoszenko will complete. Upon roll call, motion was approved.

### **B. Boncosky Road LAPP Project**

Trustee Yuscka said that at the May 4<sup>th</sup> Board Meeting the Board directed staff to submit Boncosky Road as a LAPP project (Local Agency Pavement Preservation). He said staff has been informed that any additional funds remaining for use associated with the American Recovery and Reinvestment Act of 2009 will be announced in early October. He said that in order to participate within the State’s Bid Letting Program, these projects must be submitted to IDOT for review by October 16, 2009.

Director Babica informed the Board that in order to ensure that the Boncosky Road LAPP Project remains a viable candidate for any funds that are released, the design must be completed and submitted to IDOT by the October 16<sup>th</sup> deadline. He explained to the Board a design engineering proposal from Baxter & Woodman to complete the project design.

Discussion followed on whether or not the design engineering proposal would be completed and submitted to IDOT by the October 16<sup>th</sup> deadline (Director Babica said that Baxter & Woodman are confident that it can be completed) how long the engineering design could be used if the monies are not available this year (36 months) what the project includes (resurfacing project only, leaving much of the existing surface down and putting 2 ½ “ of asphalt down with some minor crack control, estimated cost of resurfacing, (80/20 split –Village is responsible for 20%) , and which fund money would be appropriated from for the engineering design (Motor Fuel Tax Fund).

**Motion:** Moved by Trustee Yuscka and seconded by Trustee Price to accept the proposal from Baxter and Woodman Engineering of Crystal Lake, Illinois, to complete the design engineering associated with the Boncosky Road LAPP Project in the amount not to exceed \$15,000.00 plus additional fees itemized per exhibit C approved by staff. Upon roll call, motion was approved.

**XII. Executive Session:**

**Motion:** Moved by Trustee Osth and seconded by Trustee Voss to recess to Executive Session to discuss Land Acquisition.

The Regular Board Meeting resumed at 9:18 p.m.

**XI11. Miscellaneous:** There was no discussion

**X1V: Adjournment:**

**Motion:** Moved by Trustee Osth and seconded by Trustee Hanley to adjourn the Regular Board Meeting. Motion was unanimous.

The Regular Board Meeting adjourned at 9:19 p.m.

**ATTEST:**

Barbara Traver

Larry Keller

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Village Clerk

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Village President

**REGULAR BOARD MEETING  
EXECUTIVE SESSION**

**September 14, 2009**

The Executive Session was called to order at 8:31 p.m.

Present were President Keller, Trustees Voss, Gillam, Price, Osth, Hanley and Yuscka. Also present were Village Attorney Brechin and Community Development Tymoszenko. Village Manager Cavallaro was absent.

Discussion was held regarding Land Acquisition.

The Executive Session adjourned at 9:16 p.m.

ATTEST:

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Barbara Traver  
Village Clerk

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Larry Keller  
Village President



## **PROCLAMATION**

*Whereas,* Bethlehem Lutheran Church at 401 West Main Street in West Dundee was organized in December 1909, and;

*Whereas,* The Church has offered much to the community including warm fellowship and outreach to our senior residents through the Lutheran Life Communities day care facility, and;

*Whereas,* Bethlehem Lutheran Church has operated within the Village of West Dundee for the last 100 years and has been a significant asset to and actively involved with the community, and;

*Whereas,* The service and commitment to the community provided by Bethlehem Lutheran Church has continued to improve the quality of life and spiritual climate within West Dundee, and;

*Whereas,* A celebratory banquet will be held in honor of the 100<sup>th</sup> anniversary of the Church on October 4<sup>th</sup>, 2009, and;

***NOW, THEREFORE, I, Larry Keller, President of the Village of West Dundee,*** hereby encourage all residents to join me in extending congratulations and thanks to Bethlehem Lutheran Church upon their 100<sup>th</sup> anniversary, and proclaim October 4<sup>th</sup>, 2009 as Bethlehem Lutheran Church Day in the Village of West Dundee.

Larry A. Keller

Village President  
Village of West Dundee



## *PROCLAMATION*

**WHEREAS**, during the Week of September 21<sup>st</sup>, communities across the Northwest Suburban United Way region will be joining together to give people a chance to get involved and make lasting change in their community; and

**WHEREAS**, educating people in the Northwest Suburbs about the state of health and human services in our region can lead to more volunteerism and improve conditions for all; and

**WHEREAS**, by supporting three key issues—education, income and health—each person in West Dundee can help create opportunities for people to improve their lives so they can become independent; and

**WHEREAS**, by giving our fellow citizens the chance to reach their potential, earn a living and build savings and to care for their health, not only will those individuals be helped but entire neighborhoods will be strengthened; and

**WHEREAS**, residents and corporations in the community can join together to improve lives by giving, advocating or volunteering to provide food for people in need in the Dundee community; and

**WHEREAS**, to help achieve this goal, the Northwest Suburban United Way invites all residents of West Dundee to participate in ***LIVE UNITED week***, advancing the common good;

**NOW, THEREFORE**, I, Larry Keller, President of the Village of West Dundee, by virtue of the authority vested in me by the laws of West Dundee, do hereby proclaim the week of September 21, 2009 as ***LIVE UNITED Week*** in West Dundee and encourage our residents and businesses to observe this week with appropriate programs, activities and ceremonies that advance the common good.

Given under my hand and the Executive Seal of the West Dundee, this 14<sup>th</sup> day of September, 2009.

Larry A. Keller

Village President  
Village of West Dundee