

REGULAR BOARD MEETING
Village Hall 7:30 PM

Village of West Dundee
October 4, 2010

I. CALL TO ORDER:

President Keller called the Regular Board Meeting to order at 7:30 pm.

II. ROLL CALL:

Present were President Keller, Trustees Voss, Gillam, Price, Osth and Yuscka. Trustee Hanley was absent. Also present were Village Manager Cavallaro, Village Attorney Brechin, Public Works Director Babica, Community Development Director Tymoszenko, Water Superintendent Doyle and 30 people in the audience.

III. PLEDGE OF ALLEGIANCE:

Trustee Gillam led the Board and the audience in the Pledge of Allegiance.

IV. APPROVAL OF AGENDA:

MOTION: Moved by Trustee Osth and seconded by Trustee Yuscka to approve the agenda as presented. Upon roll call, motion was approved unanimously.

V. VILLAGE PRESIDENTS REPORT:

President Keller announced that he attended the Council of Mayors meeting on Thursday, September 30, 2010. The discussion was on roadway improvements in the Chicago area.

VI. REPORTS AND QUESTIONS FROM TRUSTEES:

Trustee Osth thanked the persons responsible for the plantings downtown. Manager Cavallaro said he would send out thank you notes.

Trustee Gillam said that Herman Tiedeman (Midwest Groundcovers) was instrumental in getting the 56 arborvitae and Platt Hill Nursery donated 36 mum plants. She said the arborvitae will be removed in the spring and put somewhere else in the Village as they get as tall as 20 feet. Some will be put along the property line at the Public Works Building.

Trustee Yuscka suggested that it might be appropriate to plant some of the arborvitae on the berm by the bike path on Huntley Road.

Trustee Gillam asked if anyone would be attending the Jelke's Creek meeting in Sleepy Hollow. She will be going to the meeting which will be held on October 7th from 7-9 PM at the Sleepy Hollow Village Hall.

VII. VILLAGE STAFF REPORTS:

Manager Cavallaro said there is a Heritage Fest recap in the Trustee's packets. He thanked everyone who participated and helped make the event a successful one.

Manager Cavallaro announced that the Leadership Council Meeting for District 300 will be held Wednesday, October 6th and that he will have a report for the Board after the meeting.

Director Babica said the 2010 road project is starting Wednesday on 2nd and 3rd Streets. There will be removal of curb and gutter and minimization of some driveway approach problems.

VIII. QUESTIONS FROM THE AUDIENCE:

John Seaton, 611 Liberty Street, asked for a brief explanation of the current ordinance for pets. It will be given during the discussion on animal control.

IX. CONSENT AGENDA:

- A. Approval of Bill List: 9/1/610
- B. Manual Check: City Beverage – Heritage Fest Beer
- C. Manual Check: Emmett’s, Com Ed, AT&T
- D. Approval of Bill List 10/5/10
- E. Approval of Minutes: 9/13/10 Regular Board Meeting

MOTION: Moved by Trustee Price and seconded by Trustee Voss to approve the Consent Agenda as presented... Upon roll call motion was approved.

X. RESOLUTIONS AND ORDINANCES:

A. Ordinance 10-20: Amendment to Animal Control

Trustee Gillam asked Director Tymoszenko to speak to this matter. She explained that the fee for larger animals would remain at \$25 per animal and the fee for poultry would be \$25 for up to four (4) animals and roosters would be prohibited. She said an added requirement was for no slaughter, for food to be stored in rodent proof containers and for waste to be disposed of safely. She said the proposed changes include a restriction on commercial purposes, i.e. no breeding, egg selling or fertilizer production.

Director Tymoszenko said chicken coops would have to be maintained at least 20’ from the nearest neighboring occupied building and that the chickens had to be contained in the coop and enclosure at all times with ducks and geese being moved to the 5 acre requirement. She said weight restrictions for small and large poultry animals were added.

MOTION: Moved by Trustee Gillam and seconded by Trustee Price to issue a special permit under conditions noted and to approve the Animal Ordinance and to accept amendments (4 animals, 1-5 lbs. \$25 yearly fee for 4 animals).

Prior to the motion being voted upon, a discussion was opened.

Trustee Price added his comments saying 5 pounds was too low of a weight for the animals and he felt it should be at least 15lbs. and if turkeys are permitted up to 50 lbs. He also expressed concern about the 20’ setback which he says forces the coop to be located in the middle of the some yards and suggested that it be reduced to 10’, or not put a number of feet, but let staff decide on a case-to-case basis.

Trustee Price said that he didn’t believe that the chickens should be confined to the coop at all times, but confined from sundown to sunup and be allowed to run in a fenced yard during daylight hours, but that the owner must supervise.

Discussion followed with Trustee Yuscka expressing some of the same concerns especially with the smaller lots in the old part of town and that enforcement could overtax the police department. Other discussion regarded what would be an appropriate weight, that the coop has to be closer to

the owner's home than the nearest neighbor, and that the ordinance is not written from the lot line but from the nearest habitable building. After discussion, there was agreement that the coop should be 15' from the nearest habitable building, that the weight can be up to 15 pounds, that the yard be enclosed and it's the owner's obligation to make sure the chickens stay in that area.

Pam Griffin, 304 S. 3rd Street spoke in support of the proposed Ordinance.

Trustee Gillam said she spoke to a veterinarian and was told that a water source that would not freeze in the winter must be provided and that an adequate coop size must be provided.

John Seaton, 611 Liberty expressed support of the guidelines.

Alan Snopek, 416 So. Second Street inquired if garages are included in living space. Manager Cavallaro explained what is permitted and not permitted in structures, especially in garages.

Andy Burns, 318 Oregon, spoke in favor of the Ordinance and said it is encouraging to see this trend where residents take little steps to be greener and take care of the environment.

After discussion, the Animal Ordinance was voted upon with the following amendments.

MOTION: Moved by Trustee Gillam and seconded by Trustee Price to issue a special permit under conditions noted and to approve the Animal Ordinance as amended with revisions to (a) location – at least 15 feet from the nearest neighboring habitable building; (b) increasing the maximum weight to 15 pounds; (c) removing requirement for coop provided the area is contained (enclosed); (d) applicant is to obtain licensing prior to getting animals. Upon roll call, motion was approved 4-1.

AYES: Trustees Voss, Gillam Price and Yuscka

NAYS: Trustee Osth

ABSENT: Trustee Hanley

MOTION: Moved by Trustee Gillam and seconded by Trustee Price to send the Ordinance to the Planning and Zoning Commission to conduct a public hearing to consider repeal or amendment of 10-4-1 (B) of the Zoning Ordinance.

AYES: Trustees Voss, Gillam, Price, Osth and Yuscka

NAYS:

ABSENT: Trustee Hanley

XI. UNFINISHED BUSINESS:

A. Authorization of Grand Pointe Sidewalk and Driveway Approach Replacement

Trustee Yuscka brought this item to the Board for discussion explaining that the program for the Replacement of deficient sidewalks and driveway approaches for this area had an estimated cost of \$20,760. He said the proposal from Lampiagnano and Sons came in at \$28,080, which is \$7,360 above the estimated cost.

Director Babica said that he has prepared an RFP for the 2010 Grand Pointe and Aspen Homes Subdivisions Sidewalk and Driveway Approach Replacement Program. He said the estimated cost is \$21,000. Lampiagnano and Sons will be asked to give a revised proposal based on the RFP. He noted that the turn around time is brief with the deadline Wednesday, October 13, 2010.

MOTION: Moved by Trustee Yuscka and seconded by Trustee Price to authorize the solicitation of proposals for Grand Pointe Sidewalk and Driveway Approach Replacement as per specifications. Upon roll call, motion was approved.

XII. MISCELLANEOUS:

Manager Cavallaro said he will talk with IEPA on the violation notice on Well #5. Water Superintendent Doyle said that he has spoken with another community with similar details.

President Keller announced he will not be here next Monday and a President Pro Tem will need to be appointed for Monday's meeting.

Trustee Price asked about curb replacement on 2nd and 3rd Streets. Director Babica explained that it is less expensive to replace the entire curb than it is to cut certain portions of the curb out.

Trustee Price also asked about the ramps being replaced on the sidewalks. Director Babica said the standard has been to update the ramps to meet ADA most modern standards. He explained the use of inserts, which don't necessitate removing the whole slab of concrete. In answer to Trustee Price's questions as to why the ramps have red, Director Babica said that it is an IDOT standard that red be used on ramps which are adjacent to IDOT's jurisdiction of roads.

XIII. ADJOURNMENT:

MOTION: Moved by Trustee Gillam and seconded by Trustee Voss to adjourn the Regular Board Meeting. Motion was unanimous.

The Regular Board Meeting adjourned at 8:46 pm.

ATTEST:

Barbara Traver
Village Clerk

Larry Keller
Village President