

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

**Village of West Dundee**  
**June 21, 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, Hanley and Yuscka. Also present were Village Manager Cavallaro, Village Attorney Brechin, Public Works Director Babica and seven (7) persons in the audience.

**III.      PLEDGE OF ALLEGIENCE:**

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

**IV.      APPROVAL OF AGENDA:**

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

**V.       VILLAGE PRESIDENTS REPORT:**

President Keller reported that he participated in a MetroWest meeting last Tuesday regarding the Prairie Path in the southern part of Kane County, where discussion was held on how to proceed while taking public concern into account.

President Keller also attended a taskforce meeting for the Longmeadow Parkway Bridge on June 14 at Public Safety Center II.

The Village of West Dundee and Heartland Blood Bank are partnering for the annual community blood drive to be held on July 21 from 3:00-7:00 pm at Spring Hill Mall. The Spring Hill Mall location is being utilized in the hope of generating additional walk-in traffic.

**VI.      REPORTS AND QUESTIONS FROM TRUSTEES:**

Trustee Price announced that Good Morning America has chosen a location on South Second Street as the winner of their "Best Block in America" contest. The contest was based on essays that were submitted by several West Dundee residents, both adults and kids. Pictures and an article will be published in the Daily Herald tomorrow. On July 1 there will be a block party held for the whole village as part of a live broadcast for Good Morning America.

Trustee Gillam advised that she attended the Appearance Review Commission meeting last week regarding changes to the sign ordinance, at which great progress was made. She noted that there have been no members of the business community in attendance at any of the three special meetings that have been held regarding the sign ordinance.

Trustee Gillam invited the Board to attend the second of three community gardening events, scheduled for Saturday, June 26 from 9:00 am - noon at the Riverwalk, and also the Dundee Dog Days event coordinated by Jill Harris, scheduled for Sunday, June 27 from noon - 3:00 pm at Prairie Meadow Park.

## **VII. VILLAGE STAFF REPORTS:**

Manager Cavallaro advised that hydrant flushing will start this week.

Director Babica noted that three parkway trees were lost in last week's storm. Most notably was at 519 Liberty, where a portion of the parkway tree hit the home and caused damage to the roof and chimney. A power surge during the storm knocked out the Grafelman Park fountain motor. Public Works hopes to have the fountain back in service by July 1. The Fifth Street booster station experienced a short in the backup generator, which should be fixed this week. President Keller and Trustee Price expressed their thanks to Public Works for their speedy response to the storm damage.

Director Babica advised that construction signs for the downtown streetscape project will be installed beginning June 28. The project is set to begin on July 12.

## **VIII. QUESTIONS FROM THE AUDIENCE:**

Andy Small, 1405 Karen Drive, approached the Board regarding a water quality issue at his residence that creates a rotten egg smell due to hydrogen sulfide. Water Superintendent Doyle has worked with Mr. Small on several occasions to provide temporary corrective measures. Mr. Small inquired about an ozone treatment program, for which President Keller advised West Dundee participated in a pilot study. It was noted that this program is included on the capital projects priority list for funding consideration, at an anticipated cost of \$140,000 plus engineering costs.

Manager Cavallaro noted that, based on community feedback, this problem arose after the Randall Road Water Treatment Plant came online, that it is isolated to certain addresses and intensifies with higher usage amounts. Manager Cavallaro will provide Mr. Small with a summary of the complaints received. Mr. Small noted that his neighbors do not detect the same rotten egg smell, but have complained of excess chlorine.

Julie Reed, 695 Edinburgh Lane, read a prepared statement indicating her strong opposition to the Village Board's consideration of payment of legal expenses for Manager Cavallaro's criminal defense as related to an on-the-job incident with a local business owner. Ms. Reed asked that the proposal for payment of these expenses not be approved by the Village Board. This item is included under New Business.

## **IX. CONSENT AGENDA:**

- A. Bill List for June 22, 2010
- B. Approval of Minutes: June 7, 2010 Regular Board Meeting
- C. Approval of Minutes: June 14, 2010 Committee of the Whole
- D. July 2010 Board Meeting Dates
- E. Approval- 2010 Tree Trim & Removal Program, Homer Tree Care, Inc.
- F. Authorization to Execute a Grant Agreement with Kane County for Downtown Sidewalk Replacement
- G. Daily Liquor Permit Request: Pottorff Birthday Party
- H. Daily Liquor Permit Request: St. Catherine's Irish Fest
- I. Heritage Fest: Special Event Application, Fireworks Permit and Daily Liquor Permit Requests

Trustee Gillam noted the following corrections to the Minutes up for approval: Within the June 7, 2010 Minutes, under Reports and Questions from Trustees, the Ace Hardware property has not

been scheduled for demolition in the fall, but will be evaluated for demolition in the fall if no reuse is identified. Within the June 14, 2010 Minutes, under Items for Discussion, Item A. Capital Projects Financing Option, that the exact number of years since the Spring Hill Water Tower was last painted be checked and updated as needed.

**MOTION:** Moved by Trustee Hanley and seconded by Trustee Voss to approve the Consent Agenda with the stated corrections to Item B. Approval of Minutes: June 7, 2010 Regular Board Meeting and Item C. Approval of Minutes: June 14, 2010 Committee of the Whole. Upon roll call, the motion was approved unanimously.

**X. UNFINISHED BUSINESS:**

**A. Approval - 2010 Downtown Bluestone Removal & Paver Replacement Program, Trinity Landscape (Trustee Yuscka)**

Trustee Yuscka introduced this item, noting that two separate sets of proposals were generated for the project, taking into consideration both concrete pavers and an alternative recycled rubber material.

Trinity Landscape was the low bidder on the project with a cost of \$115,000 for removal of the bluestone and replacement with concrete pavers and concrete ribbon edging. The \$35,000 grant funding from Kane County for this project lowers the Village's cost to \$80,000, a significant reduction from the \$200,000 estimate provided by Hitchcock Design Group. It was noted that the oasis irrigation and landscape planters are separate costs within the overall streetscape project.

Bids incorporating recycled rubber were found to be substantially higher than those incorporating traditional concrete pavers. Kurt Cina of Trinity Landscape noted a material cost differential of \$2.20 per square foot for concrete versus \$10.00 per square foot for rubber. Trustee Price and Director Babica advised that cigarette burns have been proven a problem in the use of rubber pavers. It was noted that there is recycled content in the concrete pavers that may still provide some LEED credit.

Trinity Landscape has included within their quote the salvage value of the bluestone material and will make this material available for resale to any interested residents.

**MOTION:** Moved by Trustee Yuscka and seconded by Trustee Osth to approve the proposal from Trinity Landscape of West Dundee, Illinois in an amount not to exceed \$115,000 to conduct the 2010 Downtown Bluestone Removal and Paver Replacement Program. Upon roll call, motion was approved.

**Ayes:** Trustees Osth, Hanley, Yuscka, Voss, Gillam and Price

**Nays:** None

**XI. NEW BUSINESS:**

**A. Authorization to Bid - Huntley Road Bike Path (Trustee Yuscka)**

**B. Authorization to Bid - Huntley Road Retaining Wall Project (Trustee Yuscka)**

Trustee Yuscka introduced Items A and B together, noting that the retaining wall is needed to shore up the berm in order to build the bike path. Manager Cavallaro advised that this is the final

significant unknown cost in finalizing the master plan for the subdivision. The request is to authorize the solicitation of bids in order to obtain cost estimates for the project, to enable the Board to make an implementation decision based on the bid results as compared to the remaining Letter of Credit funds.

Trustee Osth suggested that a bike path connecting the Tartans subdivision bike path with the Grand Pointe subdivision be considered instead of the Huntley Road bike path. He advised that the Forest Preserve District intends to add hiking and biking trails at Schweitzer Woods, 16N690 Sleepy Hollow Road, just to the south of Grand Pointe and West of Tartans. Trustee Voss added that residents have indicated their desire for connection of existing bike paths. It was noted that the Letter of Credit funds cannot be applied to improvements outside of the Grand Pointe subdivision.

Trustee Price noted that the proposed Huntley Road bike path would connect to Binnie Road, which is a popular area for biking.

Upon inquiry, Manager Cavallaro advised that regrading and reseeding the proposed location of the Huntley Road bike path is estimated to cost \$20,000, and that the cost to regrade and push back the berm along Huntley Road would be akin to the cost of a retaining wall.

**MOTION:** Moved by Trustee Yuscka and seconded by Trustee Voss to authorize the solicitation of bids for installation of a retaining wall and bike path along Huntley Road pursuant to the provided specifications. Upon roll call, motion was approved.

**Ayes:** Trustees Osth, Hanley, Yuscka, Voss, Gillam and Price

**Nays:** None

### **C. Authorization to Pay Legal Defense of Manager Cavallaro (Trustee Hanley)**

Manager Cavallaro recused himself and joined the audience.

Trustee Price commented that the incident with Hammerheads owner Randy Errington for which Manager Cavallaro has been charged occurred during the course of the work day and as a direct result of his employment with the Village, adding that were he not a village official, the charges would have been dropped by the State's Attorney. He also noted that had civil charges been filed rather than criminal, the legal defense would be covered by the Village's insurance.

Trustee Hanley stated that the evening before the incident, May 3, Mr. Errington attended the Village Board meeting and discussed at length his thoughts about his business in an offensive and threatening tone. Trustee Hanley stated that the incident of May 4 was directly connected to Manager Cavallaro's official capacity with the Village and that he is in strong support of authorizing the payment of the legal defense cost.

Trustee Osth stated that he felt threatened by Mr. Errington's behavior at the May 3 Village Board Meeting, and that felt that the threat was real rather than political in nature. He stated his concurrence with Trustee Hanley's comments.

President Keller provided that since the start of Manager Cavallaro's employ with the Village in 1988, this is the first and only such incident, noting that public comment has followed his belief that the nature of the incident as provided in the charge is uncharacteristic of Manager Cavallaro.

Trustee Yuscka stated his disbelief regarding the verbal attack of the Village Board by Mr. Errington, adding that this incident was an extension of that attack. He stated his support for authorizing payment of legal fees.

**MOTION:** Moved by Trustee Hanley and seconded by Trustee Osth to authorize the payment of legal defense of Manager Cavallaro in an amount not to exceed \$2,500. Upon roll call, motion was approved.

**Ayes:** Trustees Osth, Hanley, Yuscka, Voss, Gillam and Price, President Keller  
**Nays:** None

**XIII. EXECUTIVE SESSION:** There was none.

**XIII. MISCELLANEOUS:**

Trustee Osth inquired about red road makings near Tartans Drive and Huntley Road. Director Babica advised that these marks are related to a JULIE locate request by AT&T for installation of a Project Light Speed box.

Trustee Gillam inquired about repainting the Spring Hill Water Tower. Director Babica advised that a structural repaint is called for, and that it has been painted over so many times that the paint will no longer bond, requiring that the existing paint be blasted off before repainting. The water tower is approximately 30 years old.

Trustee Voss inquired about the intersection signal and right turn markings at Tartans Drive and Route 72. Director Babica advised that the Village is to participate in a pilot program utilizing thermal plastic making, which will minimize or eliminate the maintenance obligation of lane striping. Trustee Osth provided that a shortage of materials has delayed this project by at least a few weeks. Director Babica added any paint that is on the roadway must be scraped off before thermal plastic can be applied, and that IDOT requires the permanent proper markings to be in place before they will return the signal to loop detection from the current timed sequence.

**XIV. ADJOURNMENT**

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

The Regular Board Meeting adjourned at 8:40 pm.

**ATTEST:**

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Kim Tibbetts  
Deputy Village Clerk

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Larry Keller  
Village President