

REGULAR BOARD MEETING
Village Hall 7:30 PM

Village of West Dundee
January 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, Hanley and Yuscka. Trustee Osth was absent. Also present were Village Manager Cavallaro, Village Attorney Brechin, Community Development Tymoszenko, Public Works Director Babica, Attorney Kathy Field Orr, Stelios Aktipis (owner and developer of Spring Hill Gateway) and two (2) people in the audience.

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 Hanley and seconded by Trustee Gillam to approve the agenda as presented. Upon roll call, motion was approved.

V. Village President's Report:

President Keller told the Board that a thank you note was received from the Lion's Club for the Village's help with their annual Christmas Tree Sales.

A. Spring Hill Gateway Special Service Area – Public Hearing

MOTION: Moved by Trustee Hanley and seconded by Trustee Voss to recess to the Public Hearing. Upon roll call, the motion was approved.

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

NAYS:

ABSENT: Trustee Osth

The Public Hearing opened at 7:33 p.m.

Director Tymoszenko informed the Board that the legal notice was published in the Daily Herald on December 11, 2009.

Village Clerk Traver swore in Stelios Aktipis, who was going to address the Board on his petition to have a Special Service Area established for Spring Hill Gateway.

There were no formal objectors.

Mr. Aktipis said he has requested that the Village of West Dundee establish a Special Service Area to provide an additional funding mechanism for the remainder of the work needed to complete improvements at his development. He explained that he has encountered difficulties

with one important tenant leaving the development, the property valuations changing, and the difficult period with the real estate market. He did say that he has three new tenants, Nature's Fresh Market, Famous Labels and opening in February, Dollar Tree along with the other tenants already in the development.

Kathy Field Orr, Special Counsel said she is reviewing the request for the Village to make sure there are no liability issues.

There was no public comment.

MOTION: Moved by Trustee Yuscka and seconded by Trustee Price to close the Public Hearing. Upon roll call, the motion was approved.

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

NAYS:

ABSENT: Trustee Osth

The Public Hearing closed at 7:40 p.m. and the Regular Board Meeting resumed at that time.

VI. Reports and Questions from Trustees: There were none.

VII. Village Staff Reports:

Manager Cavallaro briefed the Board on the situation with the Fox River, explaining that the locks at the dam froze over the weekend and could not be closed resulting in water coming through on First Street, Fox and Fay. He said as of 10 am today, the Riverwalk was also closed. He said the river level dropped later in the day.

VIII. Questions from the Audience: There were none.

IX. Consent Agenda:

- A. Dickens' Reimbursements
- B. Residential Façade Loan 213 N. 5th St. (Dennis-Golightly)
- C. Approval of Minutes 12/7/09 Regular Board Meeting
- D. Approval of Minutes 12/14/09 Committee of the Whole Meeting
- E. Bill List 12/23/2009
- F. Bill List 01/4/2010

Trustee Gillam asked that her comment "strongly agree with Trustee Price" be added to the minutes of December 7, 2009 in the tax levy tax discussion, where "Trustee Price agreed that it is critical to rebuild the balance, but expressed reservations as people are losing jobs, their problems with the economy and would like to see it at \$2.7 million not \$3 million."

MOTION: Moved by Trustee Price and seconded by Trustee Voss to approve the Consent Agenda with #C. Approval of Minutes 12/7/09 amended. Upon roll call, motion was approved.

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

NAYS:

ABSENT: Trustee Osth

X. Resolutions and Ordinances:

A Resolution 2010-02, Authorizing Change Order #1, Hitchcock Design Group, Route 72 Landscape Improvements Specifications Update.

Trustee Yuscka presented this item to the Board explaining that in October, the Board ratified a design modification proposal from the Hitchcock Design Group to revise the Village Plans and Specifications and to prepare all necessary paperwork to comply with the State of Illinois bid letting procedure related to the Illinois Rt. 72 Landscape Improvements Plans in an amount not to exceed \$15,000. He said Hitchcock completed the work and submitted it to IDOT prior to the December 2nd deadline.

Trustee Yuscka said that IDOT has continued to make revision requests up through December 15. He said these revisions have been extensive and required the Hitchcock Group to secure assistance from the Engineers Resource Associates to address some of these revisions. He said three separate Bureaus from IDOT (Local Roads, Construction and Maintenance) and each one reviewed the project and each had their own comments and sometimes these comments contradicted each other.

As a result of these changes the Hitchcock Design Group has exceeded their budgeted amount to incorporate the changes mandated by IDOT and are requesting an additional \$7500 to meet this additional expense. Manager Cavallaro reminded the Board that this is a \$3 million project and the total request with this change order amounts to \$22,500.00.

Discussion took place regarding the added amount, whether or not Hitchcock Design conformed to IDOT's standards, IDOT not coordinating their comments within their separate Bureaus, the cost of making these revisions, IDOT's questions on the excavation of materials and how they would be disposed of, and IDOT's request that the Village take over the maintenance of traffic signals at 1st and 2nd streets for the length of the contract

MOTION: Moved by Trustee Yuscka and seconded by Trustee Hanley to adopt Resolution 2010-02, A Resolution Authorizing Change Order #1, Hitchcock Design Group, Route 72 Landscape Improvements Specifications Update to increase the contract in the amount of \$7,500 to provide engineering services for the Village of West Dundee in the amount of \$22, 500.00. Upon roll call, motion was approved.

AYES: Trustees Voss, Gillam Price Hanley and Yuscka

NAYS:

ABSENT: Trustee Osth

B. Resolution 2010-01: A Resolution Authorizing the Application for Kane County Riverboat Funds for the Water System Interconnect with the Village of Carpentersville

Trustee Yuscka presented this item to the Board explaining that at the June 15th Board Meeting, the Board directed staff to prepare all necessary documentation related to pursuing a water system interconnect with Carpentersville. He said as this project progressed, there was the possibility of seeking external revenues to offset some of the project's cost through the Kane County Riverboat Funds grant process.

Trustee Yuscka said that in order to proceed, the Village of West Dundee must adopt a resolution that authorizes the application and grants staff the ability to execute all necessary documents. He said that Carpentersville Public Works will execute the application in the amount of \$100,000.

Discussion was held regarding when the interconnect would be done (nothing has been scheduled) when the grant is rewarded and if we apply for the grant are we mandated to accept it (no).

Attorney Brechin said that the proposed intergovernmental agreement shows how it will work and be paid for.

MOTION: Moved by Trustee Yuscka and seconded by Trustee Hanley to adopt Resolution 2010-01, A Resolution Authorizing the Submittal of Application for Kane County Riverboat Funds Carpentersville Water System Interconnect. Upon roll call, motion was approved.

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

NAYS:

ABSENT: Trustee Osth

C. Resolution 2010-03: A Resolution Authorizing the Application for Kane County Riverboat Funds for the Replacement of Downtown Bluestone Material

Trustee Yuscka presented this item for discussion explaining that this resolution authorizes Village Staff to submit the necessary documentation for grant funding to Kane County for the downtown bluestone replacement. He said the County has a grant funding program available from the Riverboat proceeds and that this program provides for no more than a \$100,000 ceiling for each project.

Discussion took place regarding what would replace the blue stone (brick paver and concrete), if we have a preliminary amount from Hitchcock (Hitchcock is putting together a schematic and cost), use of recycled rubber pavers, the pros and cons of using rubber pavers, if funding is denied, can the Village apply again next year (yes), Trustee Prices' suggestion that in the interim we evaluate the various materials, and to look for a suitable location to try the rubber pavers in the community to see how it performs, i.e. rain garden or South End Park. It was also noted that the Riverboat Grant Funding is based on economic, education and environmental needs.

MOTION: Moved by Trustee Yuscka and seconded by Trustee Voss to adopt Resolution 2010-03, A Resolution Authorizing the Submittal of Necessary Documentation for the Kane County Riverboat Fund Program for replacement of the downtown blue stone.

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

NAYS:

ABSENT: Trustee Osth

XI. Unfinished Business

A. 2009-10 Budget Revisions

Manager Cavallaro presented the revised 2009-10 Budget to the Board for approval. He said it was the consensus of the Board to amend the existing 2009-10 Village of West Dundee General Fund Budget to reflect the current difficult economic situation and the projected revenue shortfall.

Manager Cavallaro said that with the assistance of the Department Directors, approximately \$227,000 in additional expenditure reductions from this year's existing General Fund operating budget were made.

Attorney Brechin asked that the revised amounts be posted on the website.

MOTION: Moved by Trustee Gillam and seconded by Trustee Hanley to adopt the revised 2009/10 General Fund Budget to reflect General Fund Revenues of \$7,997,200 and General Fund Expenditures of \$7,996,248 as detailed in Manager Cavallaro's memo dated December 29, 2009. Upon roll call, motion was approved.

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

NAYS:

ABSENT: Trustee Osth

XII. Executive Session – There was none

XIII. Miscellaneous:

Trustee Price inquired about the e-mail regarding the movies in the park request from the Dundee Township Park District.

Manager Cavallaro said he received a letter in November and didn't feel that the Village could financially commit at that time and will have a clearer picture in March and would let the Park District know. They agreed that it is a nice community event and well received, but that it is a matter of prioritizing expenditures. Manager Cavallaro will put together a memo for the Board for discussion and he will also call Jennifer Peterson at the Park District.

XIV. Adjournment

MOTION: Moved by Trustee Voss and seconded by Trustee Hanley to adjourn the Regular Board Meeting. Upon roll call, motion was unanimous.

The Regular Board Meeting adjourned at 8:42 pm.

ATTEST;

Barbara Traver
Village Clerk

Larry Keller
Village President