

MINUTES OF THE REGULAR BOARD
MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES
THURSDAY, FEBRUARY 16, 2006

CALL TO ORDER

President Laube called the meeting to order at 8:00 p.m. in the Municipal Center.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present at roll call were Trustees Bastidas, Bowman, Figurski, Menzel, Pelletier and Tuman. Also present were President Laube, Attorney Rosenthal, Chief Polston, Administrator Osten and Clerk Brouder.

APPROVAL OF MINUTES

Trustee Figurski made a motion to approve the Board Minutes of January 19, 2006.

Trustee Bowman seconded. It was approved by a roll call of six yes votes.

VISITOR'S COMMENTS

In attendance were Alice Hammer, Bob Nunamaker, Dick & Adam Resseguie and Countryside reporter Kari Lee.

LEGISLATIVE REPORT

Trustee Figurski reported there were three primary issues addressed at the NWMC meeting.
~ There was discussion regarding a smoking ban. Most of the corporate type restaurants were not in favor of a ban. The NWMC is not taking a stand.

~ Action to revise the Public Safety Employee Benefit Act to prohibit a public safety municipal employee with a catastrophic injury, from receiving full disability benefits while working at another job.

~ Senator Garrett is still working on the bill for eminent domain.

Trustee Pelletier reported McCOG would possibly have results of a medical insurance pool report at their next meeting. She stated that McCOG is opposed to the Bicycle Bill and Election Expenses bill, neutral to the Electrical Licensing Bill and in favor of the Disconnection of Property bill.

A resolution supporting Route 47 improvements will be voted on next week. Not adequate planning and don't have funds to collect right of ways. Municipalities should send their individual support. State will pay for first two phases of engineering. This is north of I-290.

FINANCE AND ADMINISTRATION COMMITTEE REPORT

~ **Trustee Menzel made a motion to approve the Accounts Payable Report for January 2006. Trustee Figurski seconded.** It was approved by a roll call of six yes votes.

~ **Trustee Menzel made a motion to approve all five items under purchases and payments. Trustee Figurski seconded. The items are: Road Program – Geske \$19,134.64; Melrose Fireworks \$6,000; Playground Equipment Match \$10,000; New Officer Hire March 1st; and Police Car Order. It was approved by a roll call of six yes votes.**

Trustee Menzel mentioned that members were asked to donate their Picnic Grove Homeowners annual fee to the playground fund this year. It could generate approximately \$4,000.

There will be no Special Census because the revenues received would not be substantially greater than the costs involved.

The budget is being compiled and everyone could possibly receive a copy by the 27th.

PUBLIC WORKS COMMITTEE REPORT

Village Attorney Rosenthal and our Risk Management Consultant will have a telephone conference with the Harbor Team's Insurance agent. The agent does not understand the insurance the Village is requesting. The insurance is intended to protect the Village from any liability.

Trustee Figurski stated there hasn't been any work done on the harbor yet. Administrator Osten will inquire where the Harbor Team is with their permits from Army Corp of Engineers.

Trustee Figurski also reported that Superintendent Hughes had received a thank you note for the tour of our Water & Sewer Department that they gave to the Brownies. Trustee Pelletier attended and said all the guys were very patient and informative and made the tour interesting and fun for the girls.

PUBLIC HEALTH & SAFETY COMMITTEE REPORT

~ **Trustee Bowman made a motion to adopt an ordinance amending Section 15-163 "Unauthorized use of parking spaces reserved for persons with disabilities and disabled Veterans" of the Code of Ordinances of the Village of Fox River Grove. Trustee Menzel seconded.** It was approved by a roll call of six yes votes. This will be Ordinance 2006-03.

~ **Trustee Bowman made a motion to adopt an ordinance re-zoning certain territory to the B-2 Zoning Classification (212 Northwest Highway). Trustee Menzel seconded.** It was approved by a roll call of six yes votes. This will be Ordinance 2006-04.

~ **Trustee Bowman made a motion to direct staff to write a letter that the Village has no objection to the Fox River Bluff Subdivision. Trustee Menzel seconded.** It was approved by a roll call of six yes votes.

VILLAGE ATTORNEY'S REPORT

~ **Trustee Figurski made a motion to approve the Settlement Agreement in the case of Nelson vs. Village of Fox River Grove which is pending in the Circuit Court for McHenry County as Case No. 5 CH 283 and to Authorize the Village's Attorneys to sign any documents related to the Settlement. Trustee Pelletier seconded.** It was approved by a roll call of six yes votes.

~ **Trustee Figurski made a motion to adopt an ordinance annexing certain territories to the Village of Fox River Grove (Route 14 Properties). Trustee Bowman seconded.**

Attorney Rosenthal reported on pending Legislative House Bill 4662 that would require a municipality to hold a referendum if a residential area is involved in a potential TIF District. He suggested sending a letter to legislators opposing this bill. Trustees directed Administrator Osten to write a letter to the legislators opposing this bill and also on supporting the Public Safety Benefit Act revision.

VILLAGE PRESIDENT'S REPORT

~ **Trustee Figurski made a motion to adopt an ordinance amending Chapter 2 Article XII Division 5, Section 2-253 of the Code of Ordinances of the Village of Fox River Grove for the purpose of revising the compensation for the members of the Parks Commission. Trustee Bowman seconded.** It was approved by a roll call of six yes votes. This will be Ordinance 2006-06.

~ **Trustee Bowman made a motion to adopt an ordinance amending Chapter 2 Article XII Division 4, Planning & Economic Development Commission, Sections 2-234, 2-236, and 2-238 of the Code of Ordinances of the Village of Fox River Grove for the purpose of revising the number of members, their terms and compensation. Trustee Figurski seconded.** It was approved by a roll call of six yes votes. This will be Ordinance 2006-07.

~ President Laube proclaimed the month of February ~ Children's Dental Health Month.

VILLAGE ADMINISTRATOR'S REPORT

Administrator Osten reported the following:

~ There is a meeting next Thursday, the 23rd, at 7 p.m. at the Village Hall for the prospective Bike Race. The Village also invited the property owners of the streets adjoining the race route.

~ The Legat Windmill renovation is not something the Village can pursue. Mr. Adams, the owner, will be contacted.

~ **Trustee Menzel made a motion to adopt an ordinance authorizing the extension of the term of the cable television franchise agreement with Comcast of Northern Illinois, Inc. Trustee Pelletier seconded.** Administrator Osten explained that some communities passed the extension for six months rather than three months. This extends our franchise to the same date as the other municipalities. It was approved by a roll call of six yes votes. This will be Ordinance 2006-08.

~ Administrator Osten stated there are two changes in the Rolf Campbell contract – to add a deadline and summary report to each stage of the work. They are looking at two Village areas - Opatrny, Crescent and River Roads; Midwest Construction and Grove Plating. The Village Board has the option to switch to Block 5 if a developer becomes interested in Blocks 3 or 4. He also stated that he asked Rolf Campbell to include work equal to the cost of the grant. Village will pay \$2,000 and the grant is \$18,000. **Trustee Figurski made a motion to**

approve the contract with Rolf Campbell and Associates not to exceed \$20,000. Trustee Menzel seconded. Downtown commercial properties are not producing the revenue they should relative to residential properties. New development replacing what is there would bring new/more money. The motion was approved by a roll call of six yes votes.

~ Village received two grants - CMAQ and STP - for the Route 14/Algonquin Road right turn lane. We would like to notify both agencies that the Village has abandoned the project, so the funds can be used elsewhere. Consensus of the Village Board was to notify them.

~ A food vendor has approached the Village to be in Picnic Grove Park. They will split profits with the Village. Liability Insurance and a County Health permit will be required. He will need to pick up his own litter. He will not be in conflict with any Special Events. All were in agreement.

VILLAGE CLERK'S REPORT

Clerk Brouder reported that an MFT Audit had been conducted and the auditor complimented the Village on their record keeping. Kudos to Superintendent Huizinga, Treasurer Toppel and Deputy Clerk Majkrzak for a fine job.

ANNOUNCEMENTS

The FRG Lions \$100 Raffle with proceeds donated to Special Events tickets are now on sale.

OTHER BUSINESS

None.

EXECUTIVE SESSION

Trustee Bowman made a motion at 8:50 to enter into Executive Session to discuss personnel and pending litigation. Trustee Menzel seconded. It was approved by a roll call of six yes votes. All trustees were present. **Trustee Menzel made a motion to return to Village Board meeting at 9:55. Trustee Pelletier seconded.** It was approved by a roll call of six yes votes. Present were Trustees Bastidas, Bowman, Figurski, Menzel, Pelletier and Tuman. Also present were President Laube, Attorney Rosenthal, Administrator Osten and Clerk Brouder.

ADJOURNMENT

~ **Trustee Menzel made a motion to adjourn the Village Board meeting at 9:57 p.m. Trustee Pelletier seconded.** All were in favor.

Katherine A. Laube, Village President

Date Approved

Donna M. Brouder, Village Clerk