



**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ALGONQUIN,
McHENRY & KANE COUNTIES, IL HELD IN VILLAGE HALL ON NOVEMBER 21, 2006**

CALL TO ORDER: Village President John Schmitt brought the regular meeting to order at 8:00 PM. Village Clerk Jerry Kautz called the roll.

ROLL CALL: Present: Trustees John Spella, Robert Smith, Jerrold Glogowski, Brian Dianis, Jim Steigert, Barbara Read. A quorum was established.

Staff in attendance: Administration – William Ganek, Robert Mitchard, Craig Arps, Russell Laine. Attorney – Kelly Cahill, Engineer – Patrick Sharkey.

PLEDGE TO FLAG: Clerk Kautz led all present in the Pledge of Allegiance.

ADOPT AGENDA: Moved by Smith, seconded by Read, to adopt tonight's agenda deleting item 16 Executive Session, and including item 11A-1 brought back to the table regarding rezoning to Old Town District of two residential units at 21 N. River Road.

Voice vote; ayes carried.

ADMINISTER OATH: Clerk Kautz administered the Oath of Office to new Police Officer Justin Revera.

AUDIENCE PARTICIPATION:

1. Gunter Klauser. 3213 Still Hill, McHenry, IL, owner of Internet Cafe, voiced concern regarding the proposed fees for electronic amusement devices. He would like the Board to consider a flat fee instead of a per unit fee of \$50 per machine. He plans to add more computers for his business but this would make it prohibitive. (Note: this matter will be voted on during the Committee of the Whole Report)

CONSENT AGENDA: The following items are considered routine in nature and were approved/accepted by one motion with a voice vote;

A. Meeting Minutes of Boards, Committees & Commissions:

1. Village Board meeting of 11/07/06
2. Truth-in-Taxation Hearing of 11/07/06
3. Committee of the Whole meeting of 11/14/06
- B. Village Manager's Report for October, 2006

Moved by Glogowski, seconded by Dianis, to approve the Consent Agenda of November 21, 2006 as listed.

Voice vote; ayes carried

OMNIBUS AGENDA: The following items are considered routine in nature and were approved by one motion with a roll call vote;

A. Pass Ordinances

1. ORDINANCE 2006-O-58, APPROVING DESIGNATED DEPOSITORIES OF MUNICIPAL FUNDS FOR THE VILLAGE OF ALGONQUIN
2. ORDINANCE 2006-O-59, AMENDING SECTION 2.07, ANNUAL MEETINGS, OF THE ALGONQUIN MUNICIPAL CODE
3. ORDINANCE 2006-O-60, AMENDING SECTION 33.21, CLOSING HOURS ON NEW YEAR'S DAY, OF THE ALGONQUIN MUNICIPAL CODE
4. ORDINANCE 2006-O-61, AMENDING SECTION 41.19, STOP INTERSECTIONS, OF THE ALGONQUIN MUNICIPAL CODE
5. ORDINANCE 2006-O-62, AMENDING SECTION 41.07-B, PARKING LIMITATIONS, OF THE ALGONQUIN MUNICIPAL CODE
6. ORDINANCE 2006-O-63, APPROVING THE PROPERTY TAX LEVY FOR THE YEAR 2006

B. Agreement

1. WITH DIFIORE DEVELOPMENT CORPORATION FOR A CONSTRUCTION MAINTENANCE EASEMENT TO REPAIR A SEAWALL ALONG CRYSTAL CREEK

Moved by Steigert, seconded by Read, to approve the Omnibus Agenda of November 21, 2006.

Roll call vote; voting aye -- Steigert, Read, Spella, Smith, Glogowski, Dianis. Motion carried; 6-ayes, 0-nays.

APPROVAL OF BILLS:

Moved by Read, seconded by Smith, to approve the List of Bills for payment, as funds become available, and as recommended by the Village Manager; Bills dated 11/21/06 in the amount of \$769,315.67 and Payroll dated 11/15/06 in the amount of \$424,801.94.

Roll call vote; voting aye -- Read, Spella, Smith, Glogowski, Dianis, Steigert.
Motion carried; 6-ayes, 0-nays.

PAYMENT OF BILLS:

General Fund	\$292,701.17
Motor Fuel Tax	215,762.10
Street Improvement Fund	1,330.00
Swimming Pool Fund	35.53
Park Fund	82,618.30
W & S Operating Fund	94,537.20
W & S Improvement Fund	37,581.51
Insurance Fund	854.11
Vehicle Maintenance Fund	<u>43,895.67</u>
Total	\$769,315.67

COMMITTEE & CLERK'S REPORTS:

COMMITTEE OF THE WHOLE ~ Trustee Read read minutes from the November 14 Committee meeting that are now available for review at Village Hall. Items on tonight's Omnibus Agenda were among those discussed at the Committee. The following action is required at this time.

Under General Administration

1. Moved by Read, seconded by Glogowski, to pass ORDINANCE 2006-O-64, AMENDING SECTION 31.05-B, ELECTRONIC AMUSEMENT DEVICES, OF THE ALGONQUIN MUNICIPAL CODE

During discussion the following comments were brought forward from the Board:

Trustee Smith - stated this ordinance is in regards to the Internet Cafe on Algonquin Road, but he wants a fee cap of \$1,000. He added that this is a small business providing a service for village residents, and having a \$50 per computer fee would stymie growth. The owner has a booking fee of \$4 per hour and it would take a sizable sum for the owner to pay for adding machines.

Trustee Spella - agreed with Mr. Smith's comments.

Trustee Steigert - requested this matter to go back to staff for re-evaluation.

Trustee Glogowski - will support the ordinance as presented.

Trustee Dianis - asked what the ramifications for similar businesses are. But he is in favor of the staff recommendations.

President Schmitt - said the fees are within reason, and that there is no retail sales tax generated by this type of business. He then asked for the roll call.

Roll call vote; voting aye -- Read, Glogowski, Dianis, Steigert, Read.

Voting nay -- Spella, Smith

Motion carried; 4-ayes, 2-nays.

Under Community Development

1. Moved by Read, seconded by Glogowski, to pass ORDINANCE 2006-O-65, APPROVING A REZONING TO "O-T" (OLD TOWN) DISTRICT AND FINAL PLANNED DEVELOPMENT FOR TWO RESIDENTIAL UNITS AT 21 NORTH RIVER ROAD

During discussion the following comments were made;

Trustee Smith is against multi-use being built in a single residential area. It takes something away from the ambience of the neighborhood. He recommended a "no" vote.

Trustee Steigert stated he is not opposed to multi-family use but is concerned about the size of the lot.

Trustee Dianis stated a concern about the retaining wall at the rear of the property. He added he likes the building design but not in this residential area.

Trustee Glogowski did not think this was a good fit for this area and said he can not support this project.

Trustee Spella was in agreement with his fellow officials.

Since Trustee Read presented the motion, she had to defer from comments.

After the discussion period, the President called for a roll call vote;

Roll call vote; voting aye -- No one. Voting nay -- Read, Spella, Smith, Glogowski, Dianis, Steigert.

Motion defeated; 0-ayes, 6-nays.

VILLAGE CLERK ~ Clerk Kautz announced upcoming scheduled Village meetings.

STAFF REPORTS:

VILLAGE MANAGER ~ Mr. Ganek reported the following:

1 - Wal-Mart has donated \$1,000 to the Village's Public arts Program. This month the Village celebrates the tenth anniversary of the Village Hall.

PUBLIC WORKS DIRECTOR ~ Mr. Mitchard, reported the following:

1 - Wastewater Treatment Plant Phase 6 expansion continues two months behind schedule. The contractor has pledged to try to catch up. The clarifier tanks are nearing completion with the walls being installed. 2 - Commonwealth Edison has a December 12 start-up date to supply power to the Cornish Park site. 3 - A soil erosion plan was started in the last twelve months, and a tour of the construction areas shows a stabilization for the winter season. 4 - Facilities Superintendent, Doug Rawley is retiring in February and is assisting in recruitment of his successor.

COMMUNITY DEVELOPMENT ~ Mr. Arps, sitting in for Mr. Mihelich, reported the following:

1 - Riverside Square development continues. 2 - The Economic Development Commission met with Corporate Campus site collectors. The Leadership school continues this week with Education System being the subject. The Public Art "Bison" sculpture that has been on display on Randall Road is moving on to another area.

ENGINEER ~ Mr. Sharkey reported the following:

1 - Work continues on the sanitary sewer at Cornish Park. 2 - Staff is reviewing various Community Development plans and projects.

POLICE DEPARTMENT ~ Chief Laine reported the following:

1 - Working with the Police Commission on new hiring rules. 2 - D.A.R.E. graduations are upcoming. 3 - Certain Algonquin officers are assisting in the investigation of the recent double murder that occurred near Cary, IL.

VILLAGE ATTORNEY ~ Ms. Cahill reported the following:

1 - Staff has been involved with Public Works and Community Development issues, and drafting of ordinances.

CORRESPONDENCE & MISCELLANEOUS:

1. The Village is looking into a "smoke free environment", but the State may rule on this issue in the future.

OLD BUSINESS:

1. Trustee Dianis complimented Community Development's Ben Mason and the Public Arts Program

NEW BUSINESS: None

ADJOURNMENT: There being no further business, it was moved by Spella, seconded by Smith, to adjourn. Voice vote; ayes carried.

The meeting was adjourned at 8:50 PM.

Respectfully submitted:

Approved this 5th day of December 2006:

Village Clerk, Jerry Kautz

Village President, John Schmitt