

**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
MAY 15, 2001**

CALL TO ORDER: Village President Ted Spella called the regular meeting to order at 8:00 PM. In the absence of Village Clerk Jerry Kautz, Deputy Clerk Jenna Kollings called the roll.

ROLL CALL: Present: Trustees Jim Steigert, Barbara Read, John Schmitt, Linda Wolski, Bob Smith, Constance Donner. A quorum was established.
Staff in attendance: Administration – William Ganek, Bob Mitchard, Jeff Mihelich, and Ed Urban. Attorney – David Rogers, Engineer – Frank Cuda.

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

ADOPT AGENDA: Moved by Schmitt, seconded by Wolski, to adopt tonight's agenda as printed excluding item 15, Executive Session.
Voice vote; ayes carried.

PRESENTATION: A representative of MADD – Kane County praised the Police Department and their work on DUI arrests. She presented individual achievement awards to the top three officers with the most DUI arrests in calendar year 2000 – James Langanis with 22 arrests, Ruth Remington with 22 arrests, and Jeff Sutrick with 37 arrests. She announced the formation of a new MADD chapter in McHenry County, and asked for volunteers. She also presented an award to the Algonquin Police Department. President Spella stated that he appreciates MADD's endeavors.

AUDIENCE PARTICIPATION:

1. Chris Goodrich, Customer Care Manager for Realen Homes, spoke regarding Windridge and Realen Homes. She explained her customer service procedures, and changes they have made for better follow up with subcontractors and other issues.
2. Vince DiPinto from Procaccio Painting stated that his company does a lot of painting and drywall for Realen. He said that residents are asking for stuff not under warranty per Realen, and that Realen has taken the extra step for the residents. He feels that Realen Homes builds a good quality home.
3. David Bocek of 730 Majestic Drive stated that his siding has been taken care of, but the water in his garage has not been addressed. He still has problems with his windows, and a light is getting fixed. A lot has been done, but he still has three outstanding issues.
4. Tom Krauss of 740 Majestic Drive indicated that Realen has fixed some things in his home. He is still unhappy with how Realen addressed the problem with his windows. He is the third owner in a 3-4 year old home.
5. Bhopal Singh of 750 Majestic Drive explained that only two out of the six items from his six-month walk through have been fixed. He has a problem with loose windows and a nonfunctioning telephone jack on the second level.
6. Ancy Uthuppan of 750 Regal Lane stated that they have problem with their windows and a big crack in the front wall. Her home is 1 ½ years old.
7. Richard Schnell of 3570 Bunker Hill Drive expressed concern that there are no speed limit signs along Bunker Hill from Fairway View Drive to Square Barn Road, an area with no sidewalks and children playing. Mr. Ganek replied that the Police Department will do a traffic study in this area.
8. Gisele Fox of 1721 Hartley Drive feels that, while Realen Homes representatives have been nice when visiting her home, she is still waiting for follow-up from them on her issues. She has taken off time from work to accommodate workers.
9. Robert Wilhelm of 701 Majestic Drive said that he has had a lot of work done; his furnace has been replaced. However, he will only be satisfied with this when it is the dead of winter. He does have a one-year warranty on the new furnace. Realen is currently working on his windows.
10. Greg Haluczak of 711 Majestic Drive stated that he closed on his home in May 1998. He still has problems that need to be addressed. His HVAC has been repaired, but he complained about the temperature of his rooms. The painters did an excellent job on the house. He was told that his threshold would be replaced; he received a replacement threshold that was the incorrect size, and now Realen tells him that they will no longer address it because it is not a warranty issue. He is unhappy with Realen's response to the weather stripping around his front door. He wants his home weather tight. He said that no active leaks exist.
11. Randy Harris from Realen Homes reiterated the statement he said he made at the last Board meeting – Realen will take care of things under the warranty. He explained that there are no

discernable problems with Mr. Bocek's siding; it is performing per warranty. They are working on the water problem in the garage. Regarding Mr. Krauss, who is the third owner of his home, Realen has no obligations, but did do repairs not covered by warranty. He has no notes on Mr. Singh and has not seen any correspondence.

Mr. Harris asked Trustee Smith a rhetorical question, and Mr. Smith replied that, although Realen is doing a good job, he believes that residents are asking for basic things. He has a big concern that Realen continue the effort to work with residents, and continue with Algonquin Lakes. Mr. Harris responded that these problems will not happen with Algonquin Lakes. He feels that any lingering warranty issues for Windridge have been addressed. Trustee Smith said that all issues identified at closings should be addressed. Mr. Harris responded affirmatively. He said that Ms. Fox's issues are being addressed. Trustee Schmitt inquired if Realen can accommodate workers after hours. Mr. Harris replied that Ms. Fox should see Chris after the meeting. He said that for Mr. Krauss's property, there were no complaints from the first homeowner. Trustee Wolski stated that if people are having the same problems, then there is obviously a warranty problem. Mr. Harris replied that he extended the same courtesy to Mr. Krauss as he would have to the original owner.

President Spella explained that the Village Board's involvement in this issue did effect some movement on the part of Realen. He wants to bring the Windridge problems to closure, and advised Mr. Harris to do what is necessary to bring this to closure, per agreement. If issues go to litigation, the Village Board is not involved. Mr. Bocek announced that his siding was on the walk through. Mr. Spella said the Village will continue to work with homeowners. Mr. Haluczak expressed his appreciation for the Board's involvement; he just wanted to bring these problems to the Board's attention.

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. Public Works and Safety Committee Meeting Held March 1, 2001
2. Economic Development Commission Meeting Held April 12, 2001
3. Community Development Committee Meeting Held April 24, 2001
4. Annual Village Board Meeting Held April 27, 2001
5. Regular Village Board Meeting Held May 1, 2001

B. Village Manager's Report for April 2001

Moved by Wolski, seconded by Schmitt, to approve the Consent Agenda of May 15, 2001 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 Ordinance

1. **ORDINANCE 2001-O-24, AMENDING SECTION 41.12, STOP INTERSECTIONS; SECTION 41.14A, SPEED LIMITS; SECTION 41.16, YIELD INTERSECTIONS; OF THE ALGONQUIN MUNICIPAL CODE**
2. **ORDINANCE 2001-O-25, DECLARING CERTAIN PROPERTY AND EQUIPMENT AS SURPLUS AND AUTHORIZING THE SALE OF VILLAGE OF ALGONQUIN PROPERTY**

B. Authorize Agreements

1. Engineering Services Agreement for Riverwoods Resurfacing Phase 2
2. Letter of Understanding with Multiple Emergency Response Agencies Regarding Emergency Communications Consolidation Study (Phase 2).
3. With the Trails Swim Team for the 2001 Swim Season at Lions-Armstrong Memorial Pool
4. With School District 300 for Construction of Eastview Elementary School

C. Adopt Resolutions

1. **RESOLUTION 2001-R-04, AUTHORIZING THE USE OF MFT FUNDS FOR THE RIVERWOODS RESURFACING PHASE 2**

Moved by Donner, seconded by Schmitt, to approve the Omnibus Agenda of May 15, 2001 as listed, Roll call vote; voting aye – Donner, Wolski, Steigert, Smith, Read, Schmitt.

Motion carried; 6-ayes, 0-nays.

APPROVAL OF BILLS:

Moved by Smith, seconded by Read, to approve the List of Bills for payment, as funds become available, and as recommended by the Village Manager; Bills dated 5/15/01 in the amount of \$498,771.68 and Payroll dated 5/15/01 in the amount of \$246,268.91.

Roll call vote; voting aye -- Steigert, Read, Schmitt, Wolski, Donner, Smith.

Motion carried; 6-ayes, 0-nays.

PAYMENT OF BILLS:

General Fund	\$375,757.43
Cemetery Fund	6,319.00
Swimming Pool Fund	489.22
W & S Operating Fund	114,238.48
Village Construction Fund	495.00
Insurance Fund	<u>1,472.55</u>
Total	\$498,771.68

COMMITTEE & CLERK'S REPORTS:

GENERAL ADMINISTRATION COMMITTEE~ Trustee Smith reported that the committee met on May 8 and discussed the following: (1) They received an update on the plans for the Founders' Days Festival, which will take place from July 26 to July 29. Trustee Smith moved to consider a motion authorizing certain activities on Village of Algonquin property and waiving appropriate fees for the 2001 Founders' Days Festival Second by Read. Roll Call – voting aye: Wolski, Steigert, Smith, Read, Schmitt, Donner. Motion carried: 6 ayes, 0 nays. (2) The Committee considered the Letter of Understanding for multiple emergency response agencies. The Committee recommended continuing on with the study. (3) The Committee reviewed the agreement with the Trails Swim Team (approved earlier on the agenda), which opens up the opportunity for kids to use the pool for competition. (4) The Committee reviewed and recommended approval of the Intergovernmental Agreement with the School District regarding the new parking lot by Algonquin Middle School. (5) Mr. Mihelich gave a review of the Façade Rehabilitation program, which offers businesses and residences a low or zero percent interest rate on loans for improvements. (6) The Committee had a lengthy discussion on Chapter 33 of the Municipal Code, which it will review over the next several months.

President Spella asked if Founders' Committee has a plan B for the fireworks if Riverfront Park is not available. Mr. Ganek stated that Founders' is keeping a flexible schedule on entertainment in casxze the turf is not fully ready at the park. They still plan to have fireworks in that area; they would just limit access to parts of the park. Trustee Schmitt asked Mr. Mitchard about the turf. Mr. Mitchard responded that they can portion off part of the park, and the rest of the park and the street can be used. Further discussion on this issue ensued. Trustee Donner suggested use of the Weck property. Mr. Ganek will follow up with a brief note to Founders'.

COMMUNITY DEVELOPMENT COMMITTEE ~ Trustee Donner reported that the Committee has not meet since the previous Board meeting.

PUBLIC WORKS & SAFETY COMMITTEE ~ Trustee Read reported that the Committee met on May3. Several items were approved previously in the Board meeting. In addition, they discussed the following items: (1) They reviewed traffic and safety issues, and made several findings. (2) The Committee recommended approval of the use of MFT funds for the Riverwoods Resurfacing as well as the agreement for Engineering Services for this project. (3) The Committee recommended approval to declare certain public works equipment as surplus. (4) The Committee reviewed the space needs analysis for the new public works facility. The project is estimated for completion in two years, and staff would like to continue working with Legit Architects. The Committee concurred. They also would like to see the plans incorporate potential expansion for a Village Engineer and Parks/Recreation Department.

COMMITTEE OF THE WHOLE ~ President Spella announced that the Committee will meet on May 24.

VILLAGE CLERK ~ Deputy Clerk Kollings announced upcoming scheduled Village meetings.

STAFF REPORTS:

VILLAGE MANAGER ~ Mr. Ganek reported the following:

Mr. Ganek informed the Board that they were provided with a survey prepared by the Building Commissioner for new homeowners of Phase I – Algonquin Lakes to analyze satisfaction with construction and other elements of their new homes. The Commissioner is still gathering responses

and working on his report. The inspectors are on notice to watch for issues with new Algonquin Lakes homes, especially concerning HVAC and windows. Staff is also working with Realen on site development issues at Algonquin Lakes. Trustee Smith stated that the survey looks good; he recommended making the survey a regular part of procedure to avoid future problems. Trustee Donner said that the Community Development Committee can review this recommendation.

Mr. Ganek also explained that Public Works and the Village have made an investment in cleaning up our cemetery. There is a lot of work to do, but improvements have been made to some gravesites. Trustee Steigert reminded Trustees that Memorial Services will be held at the cemetery on May 28.

Mr. Ganek added that Mr. Arps has reported several updates on building permits, including the following: Meijer Superstore hopes to open in mid-August; Panera Bread has picked up their building permit; Red Robin restaurant is in the application stage; the business building planned for 555 Rolls Drive has been issued a permit; two foundation permits have been issued for the Harnish Professional Building. They have received no word on the banquet center yet.

PUBLIC WORKS DIRECTOR ~ Mr. Mitchard reported the following:

He met with the Village Engineer and Park Consultant regarding preliminary grading for Kelliher Park. He introduced concepts from the space needs analysis for the new public works facility to his staff. He met with Seagren/Shales regarding the Algonquin Shores Lift Station; the project was delayed due to site conditions, but all delays have been resolved. The cost to the Village is \$35,000 for the cleanup. It is anticipated that completion of the entire project, including replacement of the bike path, will take place in six weeks. His department has been conducting interviews for open positions, including 17 seasonal people. He has been busy with development reviews. He also met with an engineering consultant on replacement of the foot bridges in Towne Park.

COMMUNITY PLANNING DIRECTOR ~ Mr. Mihelich reported the following:

The Community Development Committee will meet next week to discuss BP Amoco, Port Edwards restaurant, two school sites, grants, and other projects, including retail recruitment.

VILLAGE ENGINEER ~ Mr. Cuda reported the following:

Bids for the North River Drive project were opened on May 4. Algonquin Hills Phase II is proceeding well. He has completed final engineering for the MFT Riverwoods project; the Susan Court section was added. His office has also been busy reviewing projects.

POLICE DEPARTMENT ~ Deputy Chief Ed Urban reported the following:

The new LiveScan is on line, and training is scheduled. On May 20, there will be a walkathon at Jacobs High School sponsored by the Algonquin/LITH Jaycees. His department is interviewing Community Service Officer and Police Officer candidates.

VILLAGE ATTORNEY ~ Mr. Rogers reported the following:

His staff has been involved with property matters, ordinance revisions, and development matters..

CORRESPONDENCE & MISCELLANEOUS: NONE

OLD BUSINESS: President Spella thanked Trustees Steigert and Read for attending the Award Presentation program, which honored Wayne Ritt for his restoration project. He also announced that he is working with the McHenry County Stormwater Management Advisory panel.

NEW BUSINESS: President Spella asked Trustees to inform him of any items they would like to see on the agenda for Committee of the Whole next week. Mr. Ganek requested that the Committee of the Whole consider bids for the River Road project, since he is anxious to get this project started. Trustee Schmitt also requested an update on the status of highway projects in the Village.

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

President Spella adjourned the meeting at 9:36 PM.

Respectfully submitted:

Approved this 5th day of June, 2001:

Deputy Village Clerk, Jenna R. Kollings

Village President, Salvatore Spella