

**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 AUGUST 5, 2003**

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

ROLL CALL: Present: Trustees Jim Steigert, Barbara Read, Constance Donner, Robert Smith. Absent; John Spella. A quorum was established.

Staff in attendance: Administration – William Ganek, Robert Mitchard, Jeff Mihelich, Jenna Kollings, Russell Laine. Attorney – Dave Rogers, Engineer – Frank Cuda.

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

ADOPT AGENDA: Moved by Donner, seconded by Smith, to adopt tonight's agenda as printed, deleting item 16, Executive Session.
Voice vote; ayes carried.

WATER CONSERVATION AWARDS: Assistant Village Manager, Jenna Kollings, recognized the following citizens for their efforts in conserving water within the Village.

First Place - Alcide Mussachio, 820 Raring Brook Lane, for his unique method of collecting rainwater.

Second Place - Ken Cyzen, 1550 Arquilla Drive, for his method for saving water while washing his car.

Third Place - Tom Damianos, 1360 Springhill Drive, for his method for conserving water while taking showers.

Honorable Mention - Jim Fresso, 3670 Persimmon Drive, for his method of saving water while washing vehicles.

AUDIENCE PARTICIPATION:

1. Jerry Glogowski, 730 Butterfield, Algonquin, commented on the following issues;
 - a. Praised the Village for it's water conservation and asked in light of the recent heavy rains if the status would go back to green. Mr. Ganek said it would stay yellow until, at least, Labor Day.
 - b. Asked if streetlights on Huntington Hill were inspected. Mr. Cuda replied that his firm did a laser level test and found that most were in tolerance of 1.76 degrees. One pole was off by more and will be corrected by the installer.
 - c. Thanked the Village for planning upscale commercial development such as the new Life Style concept on Randall Road.
2. Rich & Sophia Kozlowski, 1031 Par Drive, Algonquin, stated homeowners in their part of the Cove Subdivision were told the pond behind their premium lots would be at least five feet deep, but instead is a wetland with plantings. They are upset with Par Development and asked the Village why they allow misstatements. Mr. Mihelich responded that it has to be a wetland by Army Corps. standards and cannot be an active pond. Mr. Mitchard added, this land is still under construction with a punch list being formulated and it is a standard set by the Army Corps. of Engineers and therefore the Village must adhere to the standards. Attorney Rogers said a contractual difference exists between the buyers and the developer and the Village cannot be an arbiter. Mr. Schmitt added that Par Development has approximately thirty days to complete the project and any repairs after the punch list is submitted. Mosquito spraying will take place by the Village on advisement by the County and State Health Departments. Spraying only lasts a short time and eventually is not good over a long period of spraying for health reasons. Staff emphasized that what is in place today will look different when all the work is completed and one to two feet of water is in place with surrounding plantings. Mr. Mihelich will review this entire issue.
3. Rick McDermid, 1001 Par Drive, reiterated what the Kozlowski's stated and also asked that the two-foot water level be constant. Mr. Ganek replied that there could be no guarantee due to weather conditions that a full two feet will exist in the wetlands. Mr. McDermid said he would have not have purchased his \$20,000. premium lot knowing this is what it would look like. Mr. Schmitt said let Par finished the project and if it does not fit the plan then he would have a reason to protest. Mr. Ganek added, the Village holds a developers performance bond to insure that the work is done

properly according to the approved plan, plus a certain amount of money is retained for any near future maintenance that may be needed after completion.

4. Chris Brodsky, Derek Gablenz, and Bob Nilles, representing the Algonquin Community Tennis Association, suggested the Village place a quality tennis facility at Ted Spella Park and said they are getting a great amount of requests for more tennis participants. They offered to help the Village in any way to see that a facility be built. Mr. Schmitt responded that Spella Park is scheduled for development over a long period of time and asked the Association to stay in touch with Staff on plans for financing and project planning. Trustees gave general support for a possible solution.

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. Regular Village Board meeting of 07/15/03
2. Historic Commission meeting of 07/11/03 & Workshop meetings of 06/21 & 06/28/03
3. Committee of the Whole meeting of 07/22/03

Moved by Smith, seconded by Read, to approve the Consent Agenda of August 5, 2003 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 2003-O-39, APPROVING THE FINAL PLANNED DEVELOPMENT FOR TWO LIGHT INDUSTRIAL BUILDINGS TOTALING 80,000 SQUARE FEET ON LOTS 5 AND 6 OF THE ALGONQUIN CORPORATE CAMPUS (ROTHBART BUILDINGS)**
2. **ORDINANCE 2003-O-40, ISSUING A SPECIAL USE PERMIT AND APPROVING A FINAL PLANNED DEVELOPMENT FOR A 15,653 SQUARE FOOT NEIGHBORHOOD COMMERCIAL CENTER AT THE NORTHEAST CORNER OF BROADSMORE DRIVE AND RANDALL ROAD (BROADSMORE CENTER)**

Moved by Donner, seconded by Read, to approve the Omnibus Agenda of August 5, 2003 as listed. Roll call vote; voting aye -- Donner, Smith, Schmitt, Read, Steigert. Motioned carried; 5-ayes, 0-nays, 1-absent.

APPROVAL OF BILLS:

Moved by Read, seconded by Steigert, to approve the List of Bills for payment, as funds become available, and as recommended by the Village Manager; Bills dated 08/05/03 in the amount of \$1,114,589.15 and Payroll dated 07/31/03 in the amount of \$350,616.25.

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

Motion carried; 5-ayes, 0-nays, 1-absent.

PAYMENT OF BILLS:

General Fund	\$255,141.87
Cemetery Fund	1,970.00
Motor Fuel Tax Fund	5,432.50
Street Improvement Fund	243,953.84
Swimming Pool Fund	13,995.86
Park Fund	207,931.90
W & S Operating Fund	153,902.45
W & S Improvement Fund	6,313.31
W & S Construction Fund	173,188.68
Village Construction Fund	14,797.76
Insurance Fund	69.20
Vehicle Maintenance Fund	<u>37,891.78</u>
Total	\$1,114,589.15

COMMITTEE & CLERK'S REPORTS:

COMMITTEE OF THE WHOLE ~ Trustee Read reported the committee met July 22, with minutes on file at Village Hall for viewing. Two of the items discussed at the meeting were approved on tonight's Omnibus Agenda.

VILLAGE CLERK ~ Mr. Kautz announced upcoming scheduled Village meetings.

STAFF REPORTS:

VILLAGE MANAGER ~ Mr. Ganek reported the following:

Most of his time was spent on reviewing grant opportunities for parks, public work projects, and senior busing. The Chamber of Commerce has scheduled a Grand Opening Ceremony for a new business, Furniture Kids, on August 20 at 11 A.M.

PUBLIC WORKS DIRECTOR ~ Mr. Mitchard reported the following:

The new Public Works facility is progressing with paving taking place this week. The computer network cabling and telephone system is next for installation. The Salt Dome is being completed. He is also working on recruiting for the department.

COMMUNITY PLANNING DIRECTOR ~ Mr. Mihelich, reported the following:

The Plan Commission agenda is quite full for next week. To be discussed, among other things, is the Algonquin Commons development, which is a Life Style Center, located on the southeast corner of Randall Road and County Line. The Target Store is now open with Kohl's to follow in October. Wal-Mart is planned to open October 29. Hill Climb Park construction is to begin soon with a dedication scheduled for next spring. The next Committee of the Whole will have Impact Fee increase discussion on its agenda.

ASSISTANT VILLAGE MGR./DEPUTY CLERK ~ Ms. Jenna Kollings reported the following:

The text version of the Municipal Code is now on the website. She has been working on the newsletter and budget matters for next year.

VILLAGE ENGINEER ~ Mr. Cuda, reported the following:

Algonquin Hills Phase 3 electrical work has resumed. His staff is working on several Village projects.

POLICE DEPARTMENT ~ Chief Laine reported the following:

Kim Frasier has been honored as the Top D.A.R.E. Officer in the State of Illinois. She was supported by hundreds of parents and children from Nuebert School and others in the Village. Congratulations to Kim.

The Department is working with the Target Store, Kohl's, and the new Wal-Mart personnel on security measures. These meetings will be ongoing in the future. The Police & Children Together (PACT) will begin this coming Monday for one week. Many activities are planned.

VILLAGE ATTORNEY ~ Mr. Rogers reported the following:

His staff has involved with contract reviews, annexation negotiations, and street issues.

CORRESPONDENCE & MISCELLANEOUS:

1. Chief Laine has been recognized for his community contributions by the United States Attorney General. Congratulations to Chief Laine for this prestigious award.

OLD BUSINESS: None

NEW BUSINESS:

1. Mr. Smith wants the Village to discuss a consumer protection ordinance so that future builders cannot issue erroneous information about their projects to prospective buyers. Mr. Ganek said the Village already asks the builders for marketing material that is correct. Mrs. Donner warned the Village cannot be an arbitrator in disputes between builders and buyers. This matter was referred to the Committee of the Whole for discussion.

2. Mr. Steigert congratulated Jeff Mihelich for his seven-year anniversary with the Village

ADJOURNMENT: There being no further business, it was moved by Smith, seconded by Read, to adjourn.

Voice vote; ayes carried.

The meeting was adjourned at 9:17 PM.

Respectfully submitted:

Approved this 19th day of August, 2003:

Village Clerk, Gerald S. Kautz

Acting Village President, John Schmitt