

**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 APRIL 20, 2004**

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

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

Staff in attendance: Administration – William Ganek, Bob Mitchard, Jeff Mihelich, Ed Urban.  
Attorney – Dave Rogers, Engineer – Frank Cuda.

**PLEDGE TO FLAG:** Members of the Algonquin American Legion Post 670 led all present in the Pledge of Allegiance.

**ADOPT AGENDA:** Moved by Schmitt, seconded by Smith, to adopt tonight's agenda as printed, including item 16, Executive Session to discuss property acquisition and pending litigation.  
Voice vote; ayes carried.

**AUDIENCE PARTICIPATION:**

1. James Ranallo, 635 Clearview Court, Algonquin, asked why side streets on the west side of Hanson Road are posted 25 MPH, while those east of Hanson are not posted which means 30 MPH. He is concerned about the street near the new Hill Climb Park. He was told The Police would have to conduct a traffic study to see if the warrants are met to reduce the speed limit from 30 to 25 MPH. He was reminded that feeder streets such as Huntington are to stay at 30 MPH. Mr. Ranallo then asked about fences around above ground pools. Mr. Ganek replied the requirement is to have a fence around the ladder but if the pool is 48 inches or higher, no fence is required.

**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. Liquor Commission meeting of 01/20/04
2. Algonquin Historic Commission meeting of 03/10/04
3. Liquor Commission meeting of 04/06/04
4. Regular Village Board meeting of 04/06/04
5. Committee of the Whole meeting of 04/13/04

B. Village Manager's Report for March, 2004

Moved by Spell, seconded by Smith, to approve the Consent Agenda of April 20, 2004 as listed.  
Voice vote; ayes carried.

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

A. Pass Ordinances

1. **ORDINANCE 2004-O-14, APPROVING THE FINAL PLAT OF SUBDIVISION FOR TERRACE LAKES UNIT 5**

2. **ORDINANCE 2004-O-15, AMENDING SECTION 43.18, CURFEW, OF THE ALGONQUIN MUNICIPAL CODE**

3. **ORDINANCE 2004-O-16, AMENDING ORDINANCE 2003-O-18 REGARDING THE MERIT COMPENSATION PLAN FOR VILLAGE EMPLOYEES**

B. Adopt Resolution

1. **RESOLUTION 2004-R-03, REQUESTING THE STATE OF ILLINOIS FOR EDUCATION REFORM**

Moved by Steigert, seconded by Read, to approve the Omnibus Agenda of April 20, 2004  
Roll call vote; voting aye -- Steigert, Read, Schmitt, Donner, Smith, Spella.  
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 04/20/04 in the amount of \$419,745.36 and Payroll dated 04/15/04 in the amount of \$314,167.55.  
Roll call vote; voting aye -- Read, Schmitt, Donner, Smith, Spella, Steigert.  
Motion carried; 6-ayes, 0-nays.

## **PAYMENT OF BILLS:**

|                           |                  |
|---------------------------|------------------|
| General Fund              | \$221,572.46     |
| Cemetery Fund             | 56.13            |
| Street Improvement Fund   | 5,687.40         |
| Swimming Pool Fund        | 61.54            |
| Park Fund                 | 82,716.64        |
| W & S Operating Fund      | 76,418.96        |
| Cul De Sac Fund           | 8,470.00         |
| Village Construction Fund | 89.80            |
| Insurance Fund            | 4,179.60         |
| Vehicle Maintenance Fund  | <u>20,492.83</u> |
| Total                     | \$419,745.36     |

## **COMMITTEE & CLERK'S REPORTS:**

**COMMITTEE OF THE WHOLE** ~ Mr. Schmitt reported the Committee met April 13 with minutes on file for viewing at Village Hall. Items on the Omnibus were discussed at that meeting. The following action is required at this time.

### *General Administration*

1. Moved by Schmitt, seconded by Read, to authorize certain activities on Village of Algonquin Property and Waiving Appropriate Fees for the 2004 Founders' Days Festival as listed in Mr. Ganek's memo.

Voice vote; ayes carried

### *Public Works & Safety*

1. Moved by Schmitt, seconded by Read, to award the bid for Algonquin Lakes Park Grading and Improvements to Cooling Landscape, Cherry Valley, IL in the amount of \$67,943.70.

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

Motion carried; 5-ayes, 1-nay.

2. Moved by Schmitt, seconded by Steigert, to award the bid for South Algonquin Road Improvements to Gluth Brothers Construction, Inc. in the amount of \$1,503,800.85 for the Base Bid, and \$17,750.00 for the Alternates.

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

Motion carried; 6-ayes, 0-nays.

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

## **STAFF REPORTS:**

**VILLAGE MANAGER** ~ Mr. Ganek reported the following:

A meeting will be held in May by Civil Tech Engineering to discuss how the proposed Western Bypass will affect Towne Park.

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

All parks and recreation facilities are now open. Street sweeping will begin this week. Staff is beginning the 50-50 Tree Program. Staff is cleaning up both the new facility and the old one on Route 31. Mailbox repairing is underway for those damaged during snow removal. Cornish Park planning meeting will be conducted next week.

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

Community Development Commission will discuss several projects including the new Chili's Restaurant on Randall Road. Water conservation will also be discussed.

**VILLAGE ENGINEER** ~ Mr. Cuda reported the following:

Test hole drilling at Well Site 13 proved good for permanent installation. Construction continues at the Braewood Pump Station, and the Southwest Interceptor Line.

**POLICE DEPARTMENT** ~ Deputy Chief Urban reported the following:

One of his Officers will attend the Police Memorial Week Festivities in May. Traffic concentrated enforcement is taking place at certain locations throughout the Village.

**VILLAGE ATTORNEY** ~ Mr. Rogers reported the following:

His staff has been involved with drafting ordinances including a Code of Ethics, and reviewing the Kane County Storm Water Ordinance. He will also be discussing the following in Executive Session; Primco litigation, and acquisition of property including easements in Traube's' Fox River Estates Subdivision.

**CORRESPONDENCE & MISCELLANEOUS:** None

**OLD BUSINESS:** None

**RECESS:** Moved by Steigert, seconded by Read, to recess into Executive Session to discuss property acquisition and pending litigation.

Voice vote; ayes carried.

Acting President Schmitt recessed the Regular Meeting at 8:34 P.M.

**RECONVENED:** Acting President Schmitt asked for a motion to reconvene the Regular Meeting at 9:16 P.M.

Moved by Steigert, seconded by Read to reconvene the Regular Meeting.

Voice vote; ayes carried

**REPORT ON EXECUTIVE SESSION:** Attorney Rogers reported the Board discussed the following.

1. The acquisition of a parcel of land for park purposes. No action is required at this time.
2. Primco litigation. No action is required at this time.
3. Obtain right of way of certain streets in Traube's Fox River View Estates Subdivision. He asked for the following Board action:

Moved by Steigert, seconded by Spella, to pass **ORDINANCE 2004-17, AUTHORIZING EMINENT DOMAIN PROCEEDINGS RELATING TO PROPERTY LOCATED IN ARTHUR TRAUBE & COMPANY'S FOX RIVER VIEW SUBDIVISION TRACT 1 WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF ALGONQUIN, KANE AND MCHENRY COUNTIES, ILLINOIS**

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

Motion carried; 6-ayes, 0-nays.

**NEW BUSINESS:** None

**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 9:18 PM.

Respectfully submitted:

Approved this 4th day of May, 2004:

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*Village Clerk, Gerald S. Kautz*

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*Acting Village President, John Schmitt*