



**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 SEPTEMBER 6, 2005**

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**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, Jim Steigert, Brian Dianis, Barbara Read. A quorum was established.  
Staff in attendance: Administration – William Ganek, Robert Mitchard, Jeff Mihelich, Russ Laine.  
Attorney – Kelly Cahill, Engineer – Frank Cuda.

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

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

**OATH OF OFFICE:** Clerk Kautz administered the Oath of Office to Police Officers Deborah Scott and Mark Zahara.

**AUDIENCE PARTICIPATION:**

1. Richard Delisi, 440 N. Harrison, Algonquin, voiced concern regarding the way he and his fiancé were treated by Aspen Homes when they closed on their new home. There was a major water leak before the closing on the property that apparently destroyed the hardwood floors and since the closing, Aspen has not been willing to replace the damaged flooring. Mr. Delisi said other experts have inspected the damage and stated the hardwood should be replaced. He came before the Board to say he does not want other prospective buyers to be treated the way they have been treated by Aspen. President Schmitt suggested that since it was not a structural problem, the Village has no say in the matter but he will talk to Aspen's management. He also suggested that Mr. Delisi retain an attorney.

**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. Historic Commission meeting of 07/13/05 and Workshops of 07/16 & 07/23/05
2. Village Board meeting of 08/16/05
3. Committee of the Whole meeting of 08/23/05

Moved by Spella, seconded by Read, to approve the Consent Agenda of September 6, 2005 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 2005-O-44, AMENDING VARIOUS SECTIONS OF THE ALGONQUIN MUNICIPAL CODE REGARDING FIRE ALARM SYSTEMS AND FIRE SUPPRESSION SYSTEMS**
2. **ORDINANCE 2005-O-45, AMEND CHAPTERS 11 & 14 OF THE ALGONQUIN MUNICIPAL CODE REGARDING LEASH REQUIREMENTS**
3. **ORDINANCE 2005-O-46 AMEND SECTION 6A.33-C, OF THE ALGONQUIN MUNICIPAL CODE REGARDING SEWER CONNECTION FEES**
4. **ORDINANCE 2005-O-47 AMEND SECTION 41.18, STOP INTERSECTIONS OF THE ALGONQUIN MUNICIPAL CODE**

C. **Authorize Agreements**

1. **WITH THE ALGONQUIN/LAKE IN THE HILLS FIRE PROTECTION DISTRICT REGARDING MANDATORY INSTALLATION AND MONITORING OF WIRELESS RADIO ALARM SYSTEMS**
2. **WITH ALGONQUIN TOWNSHIP ROAD DISTRICT FOR MAINTENANCE OF KLASSEN ROAD**

Moved by Steigert, seconded by Glogowski, to approve the Omnibus Agenda of September 6, 2005.

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 09/06/05 in the amount of \$1,330,947.11 and Payroll dated 08/31/05 in the amount of \$392,608.07.

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

Motion carried; 6-ayes, 0-nays.

**PAYMENT OF BILLS:**

General Fund	\$241,402.40
Cemetery Fund	6,794.00
Motor Fuel Tax Fund	145,012.65
Street Improvement Fund	512,895.05
Swimming Pool Fund	5,606.42
W & S Operating Fund	113,562.78
W & S Improvement Fund	283,447.78
Insurance Fund	58.33
Vehicle Maintenance Fund	<u>22,167.70</u>
Total	\$1,330,947.11

**COMMITTEE & CLERK'S REPORTS:**

**COMMITTEE OF THE WHOLE** ~ Trustee Smith read minutes from the August 23 Committee meeting. The minutes are on file at Village Hall. Some items were on tonight's Omnibus Agenda. The following Board action is required at this time.

Community Development

1. Moved by Smith, seconded by Dianis, to pass **ORDINANCE 2005-O-48, AUTHORIZING EXECUTION OF AN ANNEXATION AGREEMENT FOR PROPERTY KNOWN AS THE CORPORATE CAMPUS PHASE 3**

Roll call vote; voting aye -- Smith, Glogowski, Dianis, Steigert, Read, Spella, President Schmitt.

Motion carried; 7 ayes, 0 nays.

2. Moved by Smith, seconded by Read, to pass **ORDINANCE 2005-O-49, ANNEXING THE PROPERTY KNOWN AS THE CORPORATE CAMPUS PHASE 3**

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

Motion carried; 6 ayes, 0 nays.

3. Moved by Smith, seconded by Read, to pass **ORDINANCE 2005-O-50, GRANT ZONING AND APPROVE THE PRELIMINARY PLANNED DEVELOPMENT FOR PROPERTY KNOWN AS THE CORPORATE CAMPUS PHASE 3**

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

Motion carried; 6 ayes, 0 nays.

Public Works & Safety

1. Moved by Smith, seconded by Spella, to award the bid for the installation of RAS Pump Number 3 & VFD Control Panel to Illinois Pump Inc. in the amount of \$12,486.00.

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

Motion carried; 6 ayes, 0 nays.

*(The following action regards the Cornish Park Improvements)*

2. Moved by Smith, seconded by Glogowski, to approve and award the bid for 02B Excavation to Schneider excavation in the amount of \$154,882.00.

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

Motion carried; 6 ayes, 0 nays.

3. Moved by Smith, seconded by Dianis, to approve and award the bid for 02C Site Utilities to Elmwood Enterprises in the amount of \$49,275.00.

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

Motion carried; 6 ayes, 0 nays.

4. Moved by Smith, seconded by Spella, to approve and award the bid for 02E Site Concrete to T. Manning Concrete in the amount of \$74,900.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
5. Moved by Smith, seconded by Glogowski, to approve and award the bid for 02Fa Brick Paving to LPS Paving in the amount of \$76,100.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
6. Moved by Smith, seconded by Read, to approve and award the bid for 02Fb Outcroppings and 02Fc Plantings to Sebert Landscaping in the total amount of \$157,743.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
7. Moved by Smith, seconded by Spella, to approve and award the bid for 03A Building Concrete to WM Tonyan & Son in the amount of 90,800.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
8. Moved by Smith, seconded by Dianis, to approve and award the bid for 04A Masonry to J & E Duff in the amount of \$199,000.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
9. Moved by Smith, seconded by Read, to approve and award the bid for 06A General Trades to RJ Riddle in the amount of \$202,700.00  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
10. Moved by Smith, seconded by Read to approve and award the bid for 09F Painting to All-Tech Decorating in the amount of 19,000.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
11. Moved by Smith, seconded by Read to approve and award the bid for 15A Plumbing to FJ Bero in the amount of \$135,650.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
12. Moved by Smith, seconded by Glogowski, to approve and award the bid for 16A Electric to Benson Electric in the amount of \$211,211.00.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.
13. Moved by Smith, seconded by Spella, to reject and re-bid Trade Packages: 02D Asphalt Paving, and 02H Playground Equipment due to only one bid received and over the estimate budget.  
Roll call vote; voting aye – Smith, Glogowski, Dianis, Steigert, Read, Spella.  
Motion carried; 6 ayes, 0 nays.

#### **General Administration**

1. Moved by Smith, seconded by Spella, to approve the request of Mandile's Restaurant for live outdoor entertainment at their 6th Anniversary event.

Moved by Read, seconded by Spella to amend the motion to add outdoor entertainment to end at 9:00 p.m. on Thursday and Sunday, and 12:00 midnight. on Friday and Saturday evenings.  
Voice Vote; ayes carried

A voice vote was then taken on the original motion as amended. Ayes carried.

**VILLAGE CLERK** ~ Mr. Kautz announced upcoming scheduled Village meetings. He also reported a personal item collection drive for Hurricane Katrina victims will be conducted in

partnership with McHenry County for the next few weeks. Items can be dropped off at Village Hall during regular business hours.

**STAFF REPORTS:**

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

His remarks will be reserved for the Executive Session.

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

Construction Management Illinois Hydraulics was chosen for Pump House with contract to be reviewed. Facilities plan was okayed for Cornish Park by NIPC. High Hill Farms Phase One road grinding will be reviewed. Sewer smoke testing has been completed with issues needed to be addressed.

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

Butera Foods will be moving into the Algonquin Town Center and hopes to be open by the first of the year. The Plan & Zoning Commission will discuss a new fire station, and Corporate Campus Phase Three. The Public Arts Commission is ready to implement a plan in October.

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

His staff is working with IDOT on local road issues. A pre-construction meeting is taking place for the Harrison Street Bridge. Pumps and motors are being installed on Well 13.

**POLICE DEPARTMENT** ~ Chief Laine reported the following:

Police Commission will be testing prospects for new officers in October. The Homecoming Parade for Jacob's High School will be September 16 at 3:30 p.m. One of our officers is being sent to the Hurricane Area to assist with security.

**VILLAGE ATTORNEY** ~ Ms. Cahill reported the following:

Staff has been involved with land acquisitions, and agreements.

**CORRESPONDENCE & MISCELLANEOUS:** None

**OLD BUSINESS:** None

**RECESS INTO EXECUTIVE SESSION:** Moved by Read, seconded by Smith, to recess into Executive Session to discuss land acquisition.  
Voice vote; ayes carried.

The meeting recessed at 8:50 PM

**RECONVENE:** The Regular Meeting was reconvened by President Schmitt at 9:08 PM with all Trustees reporting present.

**REPORT OF DISCUSSION:** Attorney Cahill reported the Board discussed acquiring property for facility expansion with the following Board action required at this time.

1. **Moved by Spella, seconded by Smith, to enter into an agreement to purchase property at 3 Dundee, in unincorporated Algonquin in the amount of \$171,000.00 and authorize the Village Manager to execute the appropriate documents.**

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

**Motion carried; 6-ayes, 0-nays.**

2. **Moved by Dianis, seconded by Glogowski, to pass ORDINANCE 2005-O-51, AUTHORIZE THE VILLAGE MANAGER TO ACCEPT THE CONVEYANCE OF REAL PROPERTY FROM THE KANE COUNTY FOREST PRESERVE DISTRICT**

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

**Motion carried; 6-ayes, 0-nays.**

**NEW BUSINESS:** None

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

The meeting was adjourned at 9:15 PM.

Respectfully submitted:

Approved this 20th day of September, 2005:

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*Village Clerk, Gerald S. Kautz*

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*Village President, John Schmitt*