



**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 6, 2008**

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**CALL TO ORDER:** Village President John Schmitt brought 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 Robert Smith, Jerry Glogowski, Deborah Sosine, Brian Dianis, John Spella, Jim Steigert. A quorum was established. Staff in attendance: Administration – Jeff Mihelich, Jenna Kollings, Robert Mitchard, Ed Urban. Attorney – Kelly Cahill.

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

**ADOPT AGENDA:** Moved by Smith, seconded by Glogowski, to adopt tonight's agenda as printed, deleting Item 18, Executive Session. Voice vote: ayes carried.

**PROCLAMATION:** Deputy Clerk Kollings read a proclamation proclaiming National Police Week – May 11 through May 17, 2008 and Peace Officers' Memorial Day – May 15, 2008.

**ADMINISTER OATHS OF OFFICE:** Deputy Clerk Kollings administered oaths of office to police officers Justin Falardeau and Nathanael Stenger.

**AUDIENCE PARTICIPATION:**

1. Victoria Holguin, 2073 Waverly Lane, presented concerns about activities related to the Brunswick Zone off of Randall Road, particularly related to trespassing. She lives in the area of the Galena and Country Homes off of Stonegate and Peachtree Lane. She is concerned about the condition of the property. The fence at Brunswick is not serving its intended purpose and needs to be extended. She shared her concerns with Katie Parkhurst on March 26, and Ms. Parkhurst explained at that time that the homeowners could install a fence at the homeowners' expense. She wants a solution that will benefit all parties.
2. Bonnie Eleder, 4 Cedar Grove Court, lives in the Willoughby Farms Country Homes. She shares the same concerns as Ms. Holguin. Teens are trespassing across private property, especially across the property between the townhomes and Arbordale Court and by the building under construction. Children are littering and swinging off of tree branches. She is also concerned that children will fall into the detention basin. She anticipates that damage to property will increase with the onset of warmer weather. She is concerned about vandalism. Having a fence along the length of the property is a good idea. At the initial meeting regarding the Galleria, she remembers that the developer addressed many concerns, including the berm and a six-foot security fence along the berm. She also has concerns about noise and lighting. The decorative and other lighting is extremely bright. Most of their bedrooms face the Brunswick Zone. She is also concerned about the impact on property values. She will continue to keep an eye out and will note detailed information about future issues.
3. Chris Morecraft, 2112 Peach Tree Lane, is the President of the Homeowners' Association for Galena Condos at Willoughby Farms. He was at a Village Board meeting a year ago with the same concerns that he will express at this meeting. Previously, the neighborhood signed a petition requesting that the Brunswick Zone project cause minimal impact on the community. His concerns tonight are as follows:
  - 1) The impact of noise. This is a substantial problem. He has been communicating with John Schmitt and Katie Parkhurst. The proposal from Brunswick a year ago indicated that the building would be soundproof. This is not the case. It sounds to him like a party is going on; he can hear the loudspeakers through the walls. External noise is also an issue. He has called the Police Department several times regarding the noise.
  - 2) The driveway at the back of the building was, according to the developer, intended for fire access only, but is now being used by the general public for access around the building. Mr. Morecraft would like to see signage or some other deterrent to eliminate this traffic.
  - 3) He is concerned about the amount of debris along the property line.
  - 4) People are trespassing on private property to get around the fence.
  - 5) Lighting is an issue; the strip lighting on the back of the

Brunswick building has no focus. He requested that any new developments in the Galleria have controlled lighting.

4. Linda Simmons, 12 Cedar Grove Court, is the President of the Homeowners' Association for Willoughby Farms Country Homes. She has received the same complaints regarding Brunswick Zone as previously mentioned. The biggest need is an extended fence. Also, kids like to play on the dirt mound. All properties are negatively impacted by flying dirt in the neighborhood. Last year, residents were promised that a berm and a fence would be installed. She is concerned about decreasing property values. Paths are forming across private property due to the trespassing. She has notified the police, but there is not much that they can do. She is concerned that, when school gets out for the summer, there will be an increase in the number of children trespassing in the area. There needs to be a solution to these issues.
5. Peggy Roberts, 12 Arbordale Court, stated that her house abuts vacant land and the furniture store. She watched outside for 20 minutes on a Sunday and noted 25 children trespassing. She experienced vandalism in her garage.
6. Maureen Jarnutowski, 36 Arbordale Court, stated that she agrees with the previous comments about Brunswick Zone. Her patio faces Stonegate, and she has witnessed increased speeding and trash on her property. She requested that the Village Board do more for residents instead of businesses. She has reported speeding to the Police Department; it is most notable during rush hour and after school.
7. Patricia Zelko, 905 Eineke Blvd., explained that she lives in a 55 and older community – Grand Reserve. In December 2007, she sent a letter to Bill Ganek regarding traffic through her neighborhood; she was referred to Sergeant Merritt. She is concerned about speeding, particularly at Eineke and Spella. The volume of traffic is enormous. Ms. Zelko read a letter from one of her neighbors to Mr. Ganek sent about two weeks ago regarding traffic and speeding concerns. On April 30, a speed hump was installed. Traffic has not slowed down. Bus drivers are also speeding while they are talking on cell phones; she has reported this to the school district, but there has been no improvement. The police were in her neighborhood today monitoring traffic from 2:00 to 2:40 p.m. At 2:50 p.m., she pulled into her garage and witnessed two schoolchildren drag racing from Harnish to Boyer Road. She needs help and answers from the Village Board.

President Schmitt indicated that the speed hump is temporary. Ms. Zelko responded that they have been told that the speed monitor would be installed, but she hasn't seen it yet. She requested that either school buses be prohibited from driving in this area or the street converted to one-way.

8. Bill Shatkus and Joe McCamant, 271 Prestwicke Blvd., spoke on behalf of their neighborhood, many of whom were present at the meeting. They live on Prestwicke by Whitehall and Algonquin Road. Their street serves as a cut-through to go east on Algonquin Road. They are concerned about the safety of the children in their neighborhood. They requested one, two, or three speed humps be installed. They feel that this would slow down traffic. They indicated that a traffic study was conducted a few years ago but that the results indicated that a speed hump wasn't warranted. They asked if it is efficient to continue to contact the Police Department who respond and write down license plate numbers. They inquired whether or not, as an alternative, a couple of stop signs could be installed--something to slow down the traffic.

President Schmitt responded that the problem with speeding is prevalent throughout the community and the region. The Village has increased the police force. They have also tried speed humps, but they have proven counterproductive. Mr. Schmitt stated that the Village is continuing to focus on this problem by conducting speed studies and patrols. This is a difficult situation.

Mr. Mihelich thanked the residents for bringing their concerns forward. He stated that, for many residents, they have lived for years by quiet farm fields. He would like to address their concerns, as follows: 1) Noise – He has personally visited Brunswick Zone and did not hear any noise at 8:00 p.m. He understands that the noise issues occur from 10:00 p.m. to 1:00 a.m. He will bring this to the attention of Brunswick Zone. He will ask Acting Chief Urban to have patrols monitor the situation in the evening. The Police Officers will issue warnings, and tickets if they can prove that noise is an issue. 2) Trash – Construction

debris will continue to be a problem for many years to come. Property maintenance staff will monitor the situation. He asked residents to notify his department if trash is an issue. 3) Berming and landscaping. Over time, as the landscaping grows, the foliage on the berm will block the building to a greater degree. 4) Fence – Ms. Parkhurst’s comment regarding the fence was intended to acknowledge that homeowners can put in their own fence as an option before the Brunswick fence is extended. He will contact Brunswick Zone regarding extending the fence. Brunswick only owns one lot; when the Galleria is extended further south, he will ask the developer to extend the fence. 5) Lighting – Brunswick Zone has made modifications to the lighting on the north face of the building. He was not aware that the easterly lighting was a concern. He will take a look at this, and possibly ask Brunswick to turn off those lights.

Acting Police Chief Urban indicated that Brunswick Zone pays for two officers to patrol inside and outside the building on the weekends for eight hours each night. Mr. Mihelich indicated that the Police will continue to extend patrols. 6) Mr. Mihelich stated that it appears that the primary problem is the trespassing of teens. He suggested that they get information out to the neighborhood via their homeowners’ association newsletter and talk to the parents of teenagers regarding the problem. The Village can canvass the neighborhood with flyers, encouraging parents to talk to their children about not trespassing. He asked residents to note when they see an incident – write down the date and time.

Regarding traffic at Prestwicke and Grand Reserve, Mr. Mihelich stated that speeding and traffic are concerns in any community throughout the United States. If you look at traffic studies, residents would be surprised that, in many cases, people in the neighborhoods are doing the speeding. He will ask the Police Department to do a traffic study and install the speed monitors when the monitors are available. The monitors have proven to be an effective deterrent; he will add their neighborhoods on the list to receive the monitors. Speed cushions have been installed in some neighborhoods. They have to rotate them as there is only one. He asked residents to record license plates and times of speeders, and let Acting Chief Urban know of violations. Mr. Mihelich stated that the traffic volume at Grand Reserve is below the capacity of the road per the study. The Police Department has done directed patrols in this area. He has two suggestions: first, he will reach out to School District 300 and ask them to try different bus routes. Second, he will ask the School District to talk to students about respecting their neighbors. Also, right now, their neighborhood is isolated between the shopping center and the high school. Once development occurs behind the JCPenney, there will be more roadway options for travelers. Mr. Mihelich advised that the Village will continue to monitor the situation.

## APPOINTMENTS

The following are the annual appointments of the Village President with Advice & Consent of the Village Board.

### **ECONOMIC DEVELOPMENT COMMISSION**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Thomas J. McCabe, Jr.	Member	05/06/2008-05/03/2011
Jerome W. Pinderski, Jr.	Member	05/06/2008-05/03/2011
Jack Navarrete <sup>(1)</sup>	Member	05/06/2008-05/03/2011
Mary Fioretti <sup>(2)</sup>	Member	05/06/2008-05/05/2009
(1) Appointment fills the expired term of Michael D. Reilly.		
(2) Appointment fills the vacant seat of Carl Schnecke.		

### **HISTORIC COMMISSION**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Marie Coleman	Member	05/06/2008 - 05/03/2011
Donald V. Purn	Member	05/06/2008 - 05/03/2011

### **PLANNING & ZONING COMMISSION**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Margaret M. Auger	Member	05/06/2008 - 05/07/2013

**POLICE COMMISSION**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Ronald Gorecki	Member	05/06/2008 - 05/03/2011

**POLICE PENSION BOARD**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
David M. Comstock	Member	05/06/2008 - 05/04/2010

Moved by Smith, seconded by Glogowski, to advice and consent to the President's Appointments as listed above. Roll call vote; voting aye – Smith, Glogowski, Sosine, Dianis, Spella, Steigert.  
Motion carried; 6-ayes, 0-nays.

**APPOINTMENT OF VILLAGE STAFF & CHAIRPERSONS:**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Russell B. Laine	E.S.D.A. Coordinator	05/06/2008 - 05/05/2009
John R. Walde	Village Treasurer	05/06/2008 - 05/05/2009
Stephen M. Karaba	Economic Development Commission Chairperson	05/06/2008 - 05/05/2009
Jeffrey L. Jolitz	Historic Commission Chairperson	05/06/2008 - 05/05/2009
Margaret M. Auger	Planning and Zoning Commission Chairperson	05/06/2008 - 05/05/2009
Brian Martin	Electrical Commission Chairperson	05/06/2008 - 05/05/2009

Moved by Dianis, seconded by Spella, to advice and consent to the President's Appointments as listed. Roll call vote; voting aye – Dianis, Spella, Steigert, Smith, Glogowski, Sosine.  
Motion carried; 6-ayes, 0-nays.

**VILLAGE ATTORNEY**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Kelly Cahill	Village Attorney	05/06/2008 - 05/05/2009
Zukowski, Rogers, Flood, McArdle, et.al.		

Moved by Sosine, seconded by Glogowski, to advice and consent to the President's Appointments as listed. Roll call vote; voting aye -- Sosine, Dianis, Spella, Steigert, Smith, Glogowski.  
Motion carried; 6-ayes, 0-nays.

**VILLAGE ENGINEER**

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM</u></b>
Michael E. Kerr	Village Engineer	5/06/2008 - 05/05/2009
Christopher B. Burke Engineering, Ltd.		

Moved by Spella, seconded by Sosine, to advice and consent to the President's Appointments as listed. Roll call vote; voting aye -- Spella, Steigert, Smith, Glogowski, Sosine, Dianis.  
Motion carried; 6-ayes, 0-nays.

**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 Held March 12 and Workshop Meetings Held March 15 and 22, 2008
2. Liquor Commission Meeting Held April 15, 2008
3. Village Board Meeting Held April 15, 2008
4. Committee of the Whole Meeting Held April 22, 2008

**Moved by Spella, seconded by Smith, to approve the Consent Agenda of May 6, 2008 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 2008-O-14, APPROVING FINAL PLAT OF SUBDIVISION AND FINAL PLANNED DEVELOPMENT FOR A 1,728 SQUARE FOOT RESTAURANT AND ISSUING A SPECIAL USE PERMIT FOR A DRIVE-THROUGH AND OUTDOOR SEATING AREA ALL ON A PORTION OF LOT 6 IN THE OAKRIDGE COURT SHOPPING CENTER (SONIC)**
- 2. ORDINANCE 2008-O-15, APPROVING A FINAL PLANNED DEVELOPMENT FOR AN 8,000 SQUARE FOOT RETAIL BUILDING ON LOT 2 OF THE RANDALL CROSSING SHOPPING CENTER (MEN'S WEARHOUSE)**

**B. Pass Resolutions**

- 1. RESOLUTION 2008-R-05, AGREEING TO INDEMNIFY THE ILLINOIS DEPARTMENT OF TRANSPORTATION (IDOT) FOR PHOTO ENFORCEMENT EQUIPMENT ATTACHED TO IDOT FACILITIES IN THE VILLAGE OF ALGONQUIN**
- 2. RESOLUTION 2008-R-06, AGREEING TO INDEMNIFY MCHENRY COUNTY FOR PHOTO ENFORCEMENT EQUIPMENT ATTACHED TO MCHENRY COUNTY DEPARTMENT OF TRANSPORTATION FACILITIES IN THE VILLAGE OF ALGONQUIN**

Discussion: Trustee Dianis indicated that, at the recent Committee of the Whole meeting, he opposed the Sonic development. Upon review and reflection of the concessions made by the developer, he is satisfied with the development. President Schmitt stated that he voted "no" at the Committee meeting, and he still has concerns about the Sonic. He does not think that a drive-through restaurant is appropriate for this location.

**Moved by Steigert, seconded by Glogowski, to approve the Omnibus Agenda of May 6, 2008. Roll call vote: voting aye -- Steigert, Smith, Glogowski, Sosine, Spella, Dianis. Motion carried: 6-ayes, 0-nays.**

**APPROVAL OF BILLS:**

**Moved by Dianis, seconded by Spella, to approve the List of Bills for payment dated 05/06/08 and Payroll dated 04/30/08 in the combined amount of \$1,338,795.30 as recommended.**

**Roll call vote: voting aye -- Dianis, Spella, Steigert, Smith, Glogowski, Sosine. Motion carried: 6-ayes, 0-nays.**

**PAYMENT OF BILLS:**

General Fund	\$306,957.04
Cemetery Fund	4,681.42
Street Improvement Fund	398.75
Swimming Pool Fund	311.39
W & S Operating Fund	96,929.17
W & S Improvement Fund	20,122.73
Cul de Sac Fund	4,590.00
Building Maintenance Service Fund	6,149.90
Vehicle Maintenance Service Fund	7,440.46
Debt Service Fund	<u>642.00</u>
Total	\$448,222.86

**COMMITTEE & CLERK'S REPORTS:**

**COMMITTEE OF THE WHOLE** ~ Trustee Glogowski summarized the minutes from the April 22, 2008 meeting that are on file at Village Hall for public viewing. Items on tonight's Omnibus Agenda were discussed at the meeting. The following action is required at this time:

**Moved by Glogowski, seconded by Dianis to approve the bid for Holder Park Parking Lot Replacement to Parking Lot Services Inc. of Woodstock in the amount of \$65,860.16. Roll call vote: Ayes – Glogowski, Sosine, Dianis, Spella, Steigert, and Smith. Motion carries: 6-ayes, 0-nays.**

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

**STAFF REPORTS:**

**ASSISTANT VILLAGE MANAGER** ~ Mr. Mihelich reported the following:

Mr. Ganek is on vacation. He asked Mr. Mihelich to report that he has been working with the McHenry County Council of Governments and President Schmitt regarding the McHenry County 2030 plan, which is consistent with Algonquin's plan. Mr. Ganek has also been involved, in conjunction with the Kane County Highway Department, with the Longmeadow Parkway and Bolz Road bridge projects.

The Community Development Department has been busy working on pedestrian enhancements. The IL Department of Natural Resources toured the Haeger's Bend trail for the conservation grant. He handed out the downtown streetscape plan; it will take a number of years to implement. They will apply for an IDOT grant for phase one of the plan. They will commission a new study of a potential pedestrian crossing over Randall Road. Famous Dave's is under construction. He toured Riverside Square last week; brickwork will begin in the next two weeks. Mr. Mihelich encouraged the Village Board to visit the Algonquin Corporate Campus; Par Development is making good progress on the Corporate Condos.

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

Hanson Road construction will begin next week; detour signs have been posted. The installation of the cover for digester #2 at the Wastewater Treatment Plant has been delayed but will be completed in the near future. There is no additional cost to the Village for the delay. His staff is completing sod repairs and replacement of damaged mailboxes from the winter snowplow season. He has also been busy with recruitment for three open positions and development of a Public Works Strategic Plan.

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

Sergeant Wade Merritt has been recognized as a national traffic judge; the Algonquin Police Department placed in the top three spots in this traffic competition over the past few years. Two officers have been nominated for the Kane County Officer of the Year award; the winner will be selected on May 8. The Police Department hired its 50<sup>th</sup> officer and is now at full complement of personnel.

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

Her office has been busy addressing public works and community development issues, and conducting contract and document review.

**CORRESPONDENCE & MISCELLANEOUS:** None

**OLD BUSINESS:** None

**NEW BUSINESS:** None

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

The meeting was adjourned at 9:10 PM.

Submitted:

Approved this 20th day of May 2008:

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*Deputy Village Clerk, Jenna Kollings*

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*Village President, John Schmitt*