



Village of Algonquin
Minutes of the Committee of the Whole Meeting
Held On August 11, 2020
In the Village Board Room

AGENDA ITEM 1: Roll Call to Establish a Quorum

Trustee Sosine, Chairperson, called the Committee of the Whole meeting to order at 7:30 p.m.

Present: Trustees John Spella, Janis Jasper, Jerry Glogowski, Laura Brehmer, Jim Steigert, and Acting President Debby Sosine. A quorum was established

Staff Members Present: Village Manager, Tim Schloneger; Assistant Village Manager, Michael Kumbera; Public Works Director, Robert Mitchard; Assistant Public Works Director, Michele Zimmerman; Community Development Director, Russ Farnum; Police Chief John Bucci; Chief Innovation Officer, Kevin Crook; Deputy Village Clerk, Michelle Weber; Economic Development Planner, Peggy Blanchard; Management Analyst, Matt Bajor; and Village Attorney, Kelly Cahill.

AGENDA ITEM 2: Public Comment

Lake Braewood questions and comments were held until after the presentation. Additional Comments were submitted via email, which were read aloud. (see attached)

AGENDA ITEM 3: Recognize Veronica Walker as McHenry County Chiefs of Police Scholarship Recipient

Chief John Bucci read a letter on behalf of the McHenry County Chiefs Association congratulating Veronica Walker on being awarded the associations college scholarship.

AGENDA ITEM 4: Lake Braewood Corridor Study Presentation

Mr. Mitchard explained the history of Lake Braewood and the following troubling conditions associated with the Lake for more than five years: on-going high water levels, flooding, and silt inundation, and pollutants. These issues have made maintenance of this stormwater facility increasingly difficult and next to impossible to safely achieve. In response to resident concerns regarding these issues, the Village hired Christopher B. Burke Engineering to look at the lake and adjacent riparian corridors to garner what could be studied about the drainage and condition of this part of the Village.

After hydraulic modeling of the drainage tributary, a bathymetry study of silt deposits at the bottom of the lake, the historical condition of the land and technical guidance in the Jelke-Fox River Watershed Plan, CBBEL formed a concept plan for restoration of the Lake Braewood corridor, which will alleviate residential concerns as well as addressing current environmental regulations and maximizing cost effectiveness.

Following Mr. Mitchard's summary of the Lake Braewood situation, Dave Buckley of Christopher B. Burke Engineering presented an overview of the concept plan, detailing out options, phasing, current and past regulations, and costs associated with each option.

Following the presentation, Ms. Sosine opened up the meeting to public comment/questions associated with Lake Braewood.

Dan (Zoom), Cincy Caba, 1330 Braewood Dr; Daniel Hall, 1020 Gaslight Dr; Kritian Green, 1010 Gaslight Dr.; and Cheryl Cipparone, 1100 Gaslight Dr.; All expressed concerns about the plan including reduction of property values, esthetics, safety of a bike path adjacent their backyards, and the joy they currently have fishing and kayaking in the lake.

Following public comments, Ms. Sosine requested comments from the Committee.

Mr. Steigert he understands this is a conceptual plan and there is a lot to take in. There is not only a health and safety issue but a high cost involved to bring it to the standards of the IDNR. He understands the residents' concerns, and he looks forward to more meeting and public input to get a clearer picture of what needs and will take place. In addition, with the E. coli contamination fishing for anything other than sport, could become a major health issue. He also wanted the Committee to remember, the Fields property was purchased as a passive park and for the enjoyment of all residents as a whole and he is in favor of the path. Ms. Jasper asked if there are any amenities around the current lake such as a bike path or a park and what happens next?

Mr. Mitchard explained, there is not any current structural amenities. However, there is a walking buffer, anywhere from 10 to 20 feet, along the perimeter of the lake to allow the community to use the public lake. If the Village was to keep the lake a lake, the Village would need to acquire easements from the property owners as required by the IDNR. The cost to purchase the easement was not included within the presentation and it would be additional costs that would need to be encumbered.

Ms. Brehmer, asked for clarification if the dam was to be maintained, how would the dewatering be done, and would these homeowners have to pay flood insurance? Lastly, personally she would not want to see a bike path going behind these properties.

Mr. Buckley explained, conceptually a bypass channel would be created and there would be a gate within a structure to allow the water levels to come down. Dam reconstruction would have a new embankment, new overflow, new level of construction structure, as well as its own operation and maintenance plan. This area described as a 100-year flood area is currently not on a FEMA map as flood plain. Therefore, at this point flood insurance is not required.

Mr. Glogowski asked, since the levels of E. coli are so high in the lake, what is the level as it goes downstream and enters the river, and will it reduce flooding on Ratt Creek?

Mr. Mitchard explained, water samples were not taken where the creek meets the river downstream. However, during a heavy rain, sediment does go through the dam overflow and deposits into the Fox River, which is a concern. And, this will not correct the Ratt Creek flooding issue.

Mr. Glogowski added, he feels a bridge crossing or something of that nature would be more appropriate for that area, not a bike path. This is something that he feels much thought should be put into, it is a lot of money for the taxpayers of Algonquin and we need to look at what would be best for the Village as a whole.

Mr. Spella indicated the concerns of the residents are important and should be heard, and Algonquin prides itself on transparency. We have to remember this is a conceptual plan and we need to discuss, plan, and get a better understanding of what needs to be done. With that said, before he can make any decision, he needs more information.

Ms. Sosine explained, over the years as Trustee, many of these types of project have been met with resistance from the residents adjacent to the affected property. However, once complete and established they residents enjoy the improvements. With that said, our objective now is to have staff present this in more detail and go out and get residents comments from Gas Light west and other area residents that could find access or benefit from this area. She too feels a bike path coming down into this area would not be conducive. But this is something we could address with an amenities program, which we don't have to do for a while.

AGENDA ITEM 5: Community Development

Mr. Farnum presented:

A. Consider an Extension to the CarMax to Extend the Development Agreement Terms

The Village entered into an agreement with CarMax for the development of their project, within the agreement certain milestones had to be met at certain intervals. However, since approval of the agreement, the Randall Road construction project has become a major impediment to CarMax's completion of their project in a timely manner.

The Randall Road project is a McHenry County DOT project. When the agreement was drafted and negotiated, the Randall Road project construction had not yet begun, and the County was still in the

process of acquiring right of way and easements necessary to build the project. Unbeknownst to either CarMax or the Village Staff, the County acquired (through eminent domain) a substantial construction easement over the property that CarMax was purchasing. That portion of the property is currently occupied by the concrete and asphalt crushing, storage and recycling operations in process for the Randall Road construction project.

The easement occupies a large portion of CarMax's future vehicle display lot. In addition, the location of the easement prevents mass grading the property, connection to utilities, construction of one of the access locations, and other factors related to improving the site. As a result, CarMax cannot even proceed with beginning construction of their building until the easement is vacated.

CarMax and Village Staff worked extensively with McHenry County and the Randall Road contractor to look at alternatives for relocating or eliminating that construction easement. There are no feasible alternatives that offer the convenience and space required to continue these operations. Consequently, CarMax is forced to push back their construction timelines until the County is done with the construction easement, approximately 1-1/2 years overall. It is imperative to note that CarMax is committed to building the Algonquin project and has already made a substantial investment in purchasing the property and proceeding with demolition of the building that was on the property.

Staff is requesting direction to the Village Attorney to draft the requested amendments to the Agreement. Following discussion, regarding projected timeline and property ownership, it was the consensus of the Committee of the Whole to move this to the Board.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.

Motion carried; 6-ayes, 0-nays.

B. Consider a Special Event Permit for the Algonquin Rotary Club Harvest Market September 19, 2020 from 9 am to 4 pm

The Rotary Club of Algonquin has requested approval of the Algonquin Harvest Market for Saturday, September 19, from 9 am to 4 pm. The event is proposed for downtown on Main Street.

The proposal is to create a "Farmers Market" setting for the day, including closure of Main Street from Washington to Madison, and closure of Madison Street from Main to Harrison. Harrison Street will be highly impacted by construction, so the detour will route Main Street via Washington, Jefferson and Railroad Streets.

The ten-by-ten vendor booths will be set up on the closed portions of Main Street and Washington Street, located a minimum of six feet apart and staggered across the street from each other, providing for plenty of social distancing.

One request by Rotary is that the Village allow pedestrians to carry open alcohol on Main Street and within the event. This will allow local licensed bars and restaurants to offer a signature drink that patrons can buy, and then stroll around Main Street and through the market. Staff has been working on "rules" to allow such a request, that could include (but are not limited to):

1. Open alcohol would only be allowed during the hours of the event, 9 am to 4 pm;
2. Only pedestrians of legal drinking age would be allowed to carry or consume a drink;
3. The drinks must be in a distinctive cup that ties the alcohol service to the Harvest Market event;
4. Alcohol could only be carried or consumed on the sidewalk, an approved on-street seating area, or within the Harvest Market vendor areas; etc.

Staff is still working on appropriate language and other rules that would address any concerns with a "trial run" of allowing open liquor on Main Street. Committee input or direction on appropriate rules would be welcome.

Following some questions and clarification regarding sale of alcohol, consistency of distinctive cups/bracelets, security, and business buy in, it was the it was the consensus of the Committee of the Whole to move this to the Board.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.
Motion carried; 6-ayes, 0-nays.

AGENDA ITEM 4: General Administration

A. Consider the Fiscal Year End 2020 Budget Amendment

Mr. Kumbera explained, this is our annual budget amendment for Fiscal Year Ending April 30, 2020. These expenses have been previously brought to the Board and approved when the expense originally occurred.

It was the consensus of the Committee of the Whole to move this to the Board for approval.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.
Motion carried; 6-ayes, 0-nays.

B. Consider Amending Chapter 6A of the Algonquin Municipal Code

Mr. Bajor explained, they are beginning the process of mailing letters to those customers with meters that require change. These letters include excerpts from the Algonquin Municipal Code that provide for service disconnection in order to properly exchange the meter.

Accordingly, water and sewer operations staff is recommending the removal of text in Chapter 6A for obsolete meter-reading technologies that the Village no longer utilizes prior to distributing letters to customers.

It is recommended that the Board consider and approve Ordinance Amending Chapter 6A, Water and Sewer Department, of the Algonquin Municipal Code to remove the description of the former meter reading equipment and replace it with the current equipment description.

Following some discussion, it was the consensus of the Committee of the Whole to move this to the Board for approval.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.
Motion carried; 6-ayes, 0-nays.

C. Consider A Resolution Authorizing a Binding Public Question on the November 3, 2020, General Election Ballot on the Question of Appointing the Algonquin Village Clerk

Mr. Schloneger explained, this item was brought to him by a few members for the Village Board who wanted the opportunity to place this on the November 3, 2020 ballot. Also, Clerk Kautz, although he was unable to attend the meeting tonight he asked that it be on the record that he fully supports placing this item on the ballot and having this an appointed staff position and not elected.

Ms. Cahill explained, State Statute allows for a home rule community to change a clerk from an elected position to an appointed position by referendum. She also added that she would like to add to the Resolution earlier provided in the packet, language clarifying the appointed position would begin at the conclusion of the current Clerks term, April 30, 2021.

Ms. Jasper asked are there other communities that have done this and how is this person appointed.

Ms. Cahill indicated that many other communities do this and it is very common since this role is very administratively driven. Upon passage, the Board would then, by Ordinance to amend the Village Municipal Code, determine the process of the appointment and the length of the term. But that is something to decide upon passage of the referendum.

Mr. Glogowski added, he too spoke with Clerk Kautz, and he indicated he fully supports the referendum.

Ms. Sosine explained, over the years this was discussed but extensively over the last 6 months. She feels it is a good idea to move this to an appointed position.

Following the discussion, it was the it was the consensus of the Committee of the Whole to move this to the Board.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.
Motion carried; 6-ayes, 0-nays.

AGENDA ITEM 5: Public Works & Safety

Chief Bucci Presented

A. Consider a Mutual Aid Agreement for McHenry County Sheriff's SWAT Team

Chief Bucci explained the SWAT team agreement commits the Police Department for a four-year term to provide law enforcement services at events and operations when requested by participating agencies. The Police Department has asked for assistance from the SWAT team in the past as support for a local protest and have provided officers for other circumstances throughout the county.

Ms. Jasper asked if the Officers have a choice to apply, how many SWAT members are from the Village, and does the SWAT team supply their vehicles and equipment.

Chief explained, an officer that applies must go through various testing. If they pass, and they are accepted as a SWAT member, most of their supplies are supplied by SWAT.

It was the consensus of the Committee of the Whole to move this to the Board for approval.

Roll call vote; voting aye –Sosine, Spella, Jasper, Glogowski, Brehmer, Steigert.
Motion carried; 6-ayes, 0-nays.

AGENDA ITEM 6: Executive Session

None

AGENDA ITEM 7: Other Business

None

AGENDA ITEM 8: Adjournment

There being no further business, Chairperson Sosine adjourned the meeting at 9:48 p.m.

Submitted: Michelle Weber, Deputy Village Clerk

Public Comment emails:

From: Comcast
To: Public Meeting Comments
Cc: Debby Sosine
Subject: Lake Braewood Corridor Study
Date: Tuesday, August 11, 2020 2:48:52 PM

My name is Ray Ames. I am a Lakeraewood resident for 20 years now. I was surprised to learn late last night about the study being presented at tonight's meeting. After reviewing the topic with many other Lake Braewood residents, I was surprised to learn that none of the people surrounding the lake weren't aware either. I apologize to not being able to attend in person and hoped to have this question considered. Can we, the community of Lake Braewood and Gaslight Terrace West residents, have an opportunity to further understand the proposed plan, all options and ask questions on how this might affect our neighborhood, landscape, taxes and value?

Please consider this prior to any final decisions.

Regards,

Ray Ames
1350 Braewood Drive Algonquin, IL



From: Kim Shallcross
To: Public Meeting Comments
Subject: Public comment
Date: Monday, August 10, 2020 6:51:12 AM

To Whom it May Concern,

First, I would like to take a moment and thank the Village board for actively communicating with me these past few weeks about face coverings. I appreciate that the Village is adhering and enforcing for all stores in the community follow the Illinois mandate. Some of the board members have even taken time out of their day to visit stores. This means a lot to me. Unfortunately, it is not enough. Many companies announced publicly that they are requiring face coverings upon entering their store, but this is not being enforced. I live in Algonquin and shop and work at the Jewel in East Algonquin. I work at night and in a 5 hour shift see between 4-8 customers without face coverings. Apparently it's up to management to enforce this but nothing is being done. This is disappointing.

What more can the Village do to ensure everyone is doing their part during this pandemic? I have heard of other cities putting forth a city ordinance with fines for those not wearing face coverings. Is this something the Village of Algonquin can do? And as of Friday the Governor announced he is making it easier for local health departments and cities to fine stores for not following the face covering mandate.

I know this responsibility doesn't fall solely on the Village of Algonquin and I have been in contact or called the governors office, Mchenry county health dept, and corporate Jewel. It takes a village to work together to ensure the health and safety of all.

Also, I wanted to share this article that I saw the other day:

<https://www.dailyherald.com/news/20200806/a-paradigm-shift-how-st-charles-is-promotingthe-use-of-face-masks>

Thank you for your time.

Kim Shallcross

Please excuse any errors as this was sent from my iPhone