

Village President Michelini called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance.

Roll Call

Trustee Felten	Yea	Trustee Keck	Absent
Trustee Mattingly	Yea	Trustee Watermann	Absent
Trustee Lee	Yea	Trustee Heinz	Yea

Also present: Village Manager Anne Marie Gaura, Director of Finance Jeff Zoepfel, Chief of Police Dennis Schmidt, Director of Public Works Mike Pubentz, Director of Building Tim Brophy, Director of Community Development Amy Furfori, Deputy Village Clerk Helen Prester, Administrative Analyst Mera Johnson, Administrative Intern Katie Hertel, Village Attorney Peter Wilson, Village Engineer Peter Wallers, Members of the Press and others.

Public Participation

A. Public Hearing on the Establishment of a Backup Special Service Area No. 30 for Orchard Crossing.

Village President Michelini opened the Public Hearing on the Establishment of a Backup Special Service Area for Orchard Crossing at 7:01 p.m. She explained that this Special Service Area is required by Kane County as a part of their storm water management program. Hearing no comments or questions from the Board or the audience, Village President Michelini closed the Public Hearing at 7:02 p.m.

B. Public Hearing on the Establishment of a Backup Special Service Area No. 31A for the Blackberry Creek Retail Development.

Village President Michelini opened the Public Hearing on the Establishment of Backup Special Service Area No. 31A for the Blackberry Creek Retail Development at 7:03 p.m. Hearing no comments or questions from the Board or the audience, Village President Michelini closed the Public Hearing at 7:04 p.m.

C. Public Hearing on the Establishment of the Backup Special Service Area No. 31B for the Blackberry Creek Retail Development.

Village President Michelini opened the Public Hearing on the Establishment of Backup Special Service Area No. 31B for the Blackberry Creek Retail Development at 7:04 p.m. Hearing no comments or questions from the Board or the audience, Village President Michelini closed the Public Hearing at 7:05 p.m.

D. Public Hearing for the Second Amendment to the Annexation Agreement for Balmorea.

Village President Michelini opened the Public Hearing on the Second Amendment to the Annexation Agreement for Balmorea at 7:05 p.m. Hearing no comments or questions from the Board or the audience, Village President Michelini closed the Public Hearing at 7:06 p.m.

E. *Introduction of Police Records Clerk Elizabeth Darling.*

Chief Schmidt introduced Elizabeth Darling to the Board. Lisa (as she prefers to be called) started working for the Police Department on October 9th as a Records Clerk. Prior to joining the Village, she worked for the Kane County Circuit Clerk's office.

F. *Recognition of Tom Majewski for Conducting the Privy Dig.*

Administrative Intern Katie Hertel introduced Mr. Tom Majewski to the Board. Mr. Majewski was successful in locating a number of different privies on the site of the new Village Hall. He explained that people used privy holes to dispose of their garbage and described how he is able to locate privies by probing the ground. He and his team had the greatest success at the 114 North River Street lot, where he was able to locate and identify Civil War artifacts. He was disappointed that more artifacts weren't found at the Settler's Cottage site, but reminded the Board that a garage had been built on that site in the 1930's, which probably resulted in a lot of dirt being hauled off. The oldest pieces found during the dig dated back to the 1830's. Mr. Majewski was able to determine that the majority of items located had originated in Aurora.

Village Manager Gaura advised the Board that it was Katie's idea to pursue the privy dig and it was thanks to her efforts this project was such a success.

Board, Commission, and Committee Reports

A. *Beautification Committee – Trustee Jeanne Felten*

The next meeting will be held Wednesday, November 15, 2006 at 6:00 p.m. at the Village Hall.

B. *Development Committee – Trustee Lloyd Mattingly*

The next meeting will be held Thursday, November 30, 2006 at 7:30 a.m. at the Village Hall.

C. *Finance Committee – Trustee Jeannie Felten*

The next meeting will be held Tuesday, November 14, 2006 at 6:30 p.m. at the Village Hall

D. *Historic Preservation Commission – Village President Marilyn Michelini*

The next meeting will be held Monday, November 20, 2006 at 6:30 p.m. at the Village Hall.

E. *Intergovernmental and Community Committee – Trustee Peter Heinz*

The next meeting will be held Tuesday, December 12, 2006 at 8:00 a.m. at the Village Hall.

Consent Agenda

A. *Minutes of the Committee of the Whole Meeting of October 17, 2006.*

B. *Minutes of the Village Board Meeting of October 23, 2006.*

C. *Accounts Payable through November 7, 2006 in the Amount of \$1,477,049.85.*

D. *Building Report for the Month of October 2006.*

E. *Request from the Fox Valley Fox District to Waive Fees in the Amount of \$2,305 for the Blackberry Trail Park.*

F. *Ordinance 1290 Establishing a Standard Process for Surplus Property (Waiver of First and Passage on Second Reading).*

- G. Ordinance 1264 Proposing the Establishment of Backup Special Service Area No. 30 for Orchard Crossing (Waiver of First and Passage on Second Reading).**
- H. Ordinance 1267 Proposing the Establishment of Backup Special Service Area No. 31A for the Blackberry Creek Retail Development (Waiver of First and Passage on Second Reading).**
- I. Ordinance 1269 Proposing the Establishment of Backup Special Service Area No. 31B for the Blackberry Creek Retail Development (Waiver of First and Passage on Second Reading).**
- J. Ordinance 1287 Rezoning Fox River Foods from B-2 General Retail Business District and M-2 General Manufacturing District to M-1 Limited Manufacturing District (Waiver of First and Passage on Second Reading).**

Trustee Mattingly moved **to approve the Consent Agenda.** Trustee Felten seconded this motion.

4 Yea. 0 No. Motion Carried. Trustee Mattingly, Lee, Heinz, Felten voting yea.

Items for Separate Action

A. First Amendment to the Economic Incentive Agreement with Wal-Mart

Village Attorney Peter Wilson explained that in the original agreement, the Village was responsible for specific tasks associated with this project, including the resurfacing of Orchard Road, installation of a barrier median on Orchard Road and the construction of two right turn lanes for the entrances. Due to a misunderstanding on their part, Wal-Mart has assumed these responsibilities. This amendment adjusts the agreement by shifting these responsibilities from the Village to Wal-Mart. In addition, the amounts provided to the Village for these items under the agreement have been reduced.

Trustee Felten moved **to approve the First Amendment to the Economic Incentive Agreement with Wal-Mart.** Trustee Heinz seconded this motion.

4 Yea. 0 No. Motion Carried. Trustee Felten, Mattingly, Lee, Heinz voting yea.

B. Agreement with Municap, Inc. for Special Assessment Billing and Collection Services.

The Village is seeking to refinance the Special Assessment bonds to take advantage of current, lower interest rates. Residents in the assessment area will benefit from this savings also. In addition, the Village will be contracting with MuniCap, Inc., a third party service, which will provide billing and collection services for this Special Assessment, effective with the billing for payments due in January 2007. Director Zoephel explained that this is at no cost to the Village; all expenses will be provided through the refinancing of the bond issue.

Trustee Mattingly moved **to approve an Agreement with Municap, Inc. for Special Assessment and Collection Services.** Trustee Heinz seconded this motion.

4 Yea. 0 No. Motion Carried. Trustee Mattingly, Lee, Heinz, Felten voting yea.

C. Award of a Bid for the Village Hall Mass Grading and Site Utilities to J&S Construction in the Amount of \$319,316.75.

Engineer Wallers explained that the work detailed in this bid would prepare the new Village Hall site for building. It is his recommendation that the Village award this contract to the low bidder, J & S Construction, at a cost of \$319,316.75. Work on this project will commence some time in March 2007.

Trustee Lee asked when a sign would be erected on this site identifying the Settler's Cottage and announcing the construction of a new Village Hall. Director Furfori took ownership of this request and will report back to the Board at a future meeting.

Trustee Lee moved **to approve Award of a Bid for the Village Hall Mass Grading and Site Utilities to J&S Construction in the Amount of \$319,316.75.** Trustee Heinz seconded this motion.

4 Yea. 0 No. Motion Carried. Trustee Lee, Heinz, Felten, Mattingly voting yea.

Items for Discussion

A. Nicholson School Task Force

The Task Force has had several meetings and is planning on making a recommendation to the School Board next Monday, November 20th. They have reviewed the Master Development Plan compiled by District 129, which details four different options under consideration, all of which call for the closing of Nicholson, Lincoln and Todd Elementary Schools. A review of the data revealed that closure of the targeted schools would element all elementary education buildings south of Prairie Street. In addition, the District itself has projected population growth within both the Lincoln and Nicholson boundaries. Director Furfori commented that the statistics suggest District 129 needs to keep a school in the Village.

The Task Force will be suggesting alternatives for the School Board to review, including an expansion of the Nicholson School campus. The school is situated on approximately 3.6 acres, just shy of the 5.0 acres the District deems necessary for an elementary facility. There are a variety of options available to expand this site to accommodate a more modern facility. One suggestion has been to acquire a portion of the Lyon Metal parking lot that is immediately adjacent to Nicholson. Taylor Street would then be extended to facilitate the flow of traffic in and out of the school site. Engineer Wallers has reviewed this proposal and estimates that the improvements to make this feasible would be somewhere between \$320,000 and \$520,000. The Task Force is looking for support and direction from the Board on how best to move forward on this issue.

It was unanimously agreed that the Task Force and staff should move forward on executing an Intergovernmental Agreement with the West Aurora School District to support the construction of a new elementary school in the Village.

New or Unfinished Business

Trustee Heinz asked that staff proceed with removing campaign signs left in the parkway. Director Pubentz advised that his staff will have this task completed this week.

Executive Session - 8:00 p.m.

Trustee Heinz moved **to adjourn to Executive Session to Discuss Litigation that is Probable or Eminent Pursuant to 5ILCS 120/2(c)11 and to Discuss Collective Bargaining Matters between the Village and its Employees Pursuant to 5ILCS 120/2(c)2.** Trustee Lee seconded the motion.

Motion Carried. Trustee Heinz, Felten, Mattingly, Lee voting yea.

Meeting Reconvened - 8:55 p.m.

Village President Michelini called the meeting back to order at 8:55 p.m.

Future Meetings

Plan Commission Meeting - Thursday, November 16, 2006 at 7:00 PM
Committee of the Whole Meeting - Tuesday, November 21, 2006 at 7:00 PM
Village Board Meeting - Monday November 27, 2006 at 7:00 PM

Adjournment – 9:00 p.m.

Seeking no further business to come before the Board, it was moved by Trustee Heinz and seconded by Trustee Felten to **adjourn the meeting.**

4 Yea. 0 No. Motion Carried. Trustee Heinz, Felten, Mattingly, Lee voting yea.

Barbara G. Argo
Village Clerk