

**Village of Montgomery  
1300 South Broadway  
Montgomery, Illinois 60538**

**Village Board Meeting  
September 22, 2008**

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	Yea
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 Michael Pubentz, Director of Community Development Jane Tompkins, Assistant to the Village Manager Mera Johnson, Deputy Village Clerk Helen Prester, Village Attorney Peter Wilson, Village Engineer Peter Wallers, Members of the Press and others.

### **Public Participation**

***A. Public Hearing on the Habitat for Humanity Annexation Agreement for 1330 Pearl Street.***

President Michelini opened the Public Hearing at 7:03 p.m. Attorney Wilson reminded the Board that a Public Hearing is required prior to the Board taking action on any annexation agreements. Hearing no comments or questions from the Board or the audience, President Michelini closed the Public Hearing at 7:05 p.m.

***B. Public Hearing on Proposed Backup Special Service Area No. 35 for RJ Keck.***

President Michelini opened the Public Hearing on the proposed RJ Keck Special Service Area at 7:06 p.m. Attorney Wilson stated that this backup service area is required by the Village's Stormwater Ordinance. It provides monies for the repair and maintenance of the area in the event the property owner is unable to fund this expense. Hearing no comments or questions from the Board or the audience, President Michelini closed the Public Hearing at 7:08 p.m.

***C. Introduction of Building Inspections Supervisor Leroy Molinari.***

Director Tompkins introduced the Village's new Building Inspections Supervisor, Leroy Molinari, to the Board. He has been with the Village for three months and has more than 30 years of experience in building inspection and plan review. Prior to coming to work for Montgomery, he was employed by Highwood, Highland Park and Des Plaines, and has numerous building related certifications.

***D. Margie Govern, Aurora, Regarding Charges for a Final Water Bill from 2004.***

Ms Govern has property at 174 Marsch Avenue in Montgomery. On August 29th of this year, she received identical water bills, resulting in a double payment to the Village. The Finance Department contends one of these charges is an outstanding balance from 2004. President Michelini asked Director Zoepfel to review these duplicate charges and to get back to Ms. Govern with an explanation.

**E. Taser Demonstration**

The Taser demonstration has been postponed to a future meeting.

**Board, Commission and Committee Reports**

**A. Beautification Committee - Trustee Jeannie Felten**

The Beautification Committee will meet on Wednesday, October 15, 2008 at 6:00 p.m. at the Village Hall.

**B. Development Committee - Trustee Lloyd Mattingly**

The Development Committee meeting scheduled for Thursday, September 25, 2008 has been canceled. The next meeting will be held on October 23, 2008 at 7:30 a.m. at the Village Hall.

**C. Finance Committee - Trustee Jeanne Felten**

The Finance Committee will meet on Wednesday, October 8, 2008 at 6:30 p.m. at the Village Hall.

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

The Historic Preservation Commission will meet Monday, October 20, 2008, at 6:30 p.m. at the Village Hall.

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

The Intergovernmental and Community Committee will meet on Tuesday, October 14, 2008 at 8:00 a.m. at the Village Hall.

**F. Montgomery Anniversary Committee - Trustee Lloyd Mattingly**

The Montgomery Anniversary Committee will meet November 2, 2008 at the dedication of the time capsule at the new Village Hall.

**Consent Agenda**

**A. Minutes of the Village Board Meeting of August 25, 2008.**

**B. Minutes of the Village Board Meeting of September 8, 2008.**

**C. Accounts Payable through September 16, 2008 in the Amount of \$474,804.01.**

**D. Accounts Receivable Report for the Month of August 2008.**

**E. Appointment by the Village President of Matthew Brolley, 115 Case Street, to the Plan Commission to Fill a Vacancy through January 31, 2009.**

**F. Appointment of Marilyn Michelini, 1105 South Lincoln Avenue, to the Beautification Committee for a Term from August 1, 2008 through July 31, 2010.**

**G. Recommendation of the Historic Preservation Commission on a Grant Application to Wal-Mart for \$796.00 for Past Perfect Software.**

**H. Resolution 08-016 Authorizing Execution of a Work Authorization and Special Construction Charge for AT&T in the Amount of \$3,986.23.**

**I. Technical Services Agreement with the Regional Transportation Authority for the Park-and-Ride Facility Location Study and Transit Oriented Development Plan.**

**J. Ordinance 1375 Establishing Backup Special Service Area No. 34 for the Montgomery Business Center (Waiver of First and Passage on Second Reading).**

**K. Ordinance 1378 Proposing the Establishment of a Backup Special Service Area No. 35 for RJ Keck (Waiver of First and Passage on Second Reading).**

Trustee Heinz moved **to Approve the Consent Agenda.** Trustee Felten seconded this motion.

5 Yea. 0 No. 1 Absent. Motion Carried. Trustee Heinz, Felten, Mattingly, Watermann, Lee voting yea. Trustee Keck absent.

**Items for Separate Action**

**A. Recommendation of the Plan Commission on PC 08-025 SLE II on the Site, Landscape, and Engineering Plans for a Burger King.**

Burger King is seeking approval of a site, landscape and engineering plan review for a new restaurant to be built in the Orchard Crossing development. The building will be approximately 2,660 square feet and will front Route 30. The Plan Commission has recommended conditional approval.

Trustee Mattingly moved **to approve a Recommendation of the Plan Commission on PC 0-025 SLE II on the Site, Landscape and Engineering Plans for a Burger King.** Trustee Heinz seconded this motion.

5 Yea. 0 No. 1 Absent. Motion Carried. Trustee Mattingly, Watermann, Lee, Heinz, Felten voting yea. Trustee Keck absent.

**B. Ordinance 1380 Authorizing the Execution of an Annexation Agreement for the Habitat for Humanity Property at 1330 Pearl Street (Waiver of First and Passage on Second Reading).**

Fox Valley Habitat for Humanity plans to build a home on this lot that will be similar to those already constructed on Pearl Street and Sherman Avenue.

Trustee Lee moved **to Waive First and Pass on Second Reading Approval of Ordinance 1380 Authorizing the Execution of an Annexation Agreement for the Habitat for Humanity Property located at 1330 Pearl Street.** Trustee Felten seconded this motion.

5 Yea. 0 No 1 Absent. Motion Carried. Trustee Lee, Heinz, Felten, Mattingly, Watermann voting Yea. Trustee Keck absent.

**C. Ordinance 1381 Annexing, Zoning and Granting a Special Use for Habitat for Humanity (Waiver of First and Passage on Second Reading).**

Ordinance 1381 annexes and sets forth the zoning for the property at 1330 Pearl Street.

Trustee Heinz moved **to Waive First and Pass on Second Reading Ordinance 1381 Annexing, Zoning and Granting a Special Use for a Habitat for Humanity.** Trustee Felten seconded this motion.

5 Yea. 0 No. 1 Absent. Motion Carried. Trustee Heinz, Felten, Mattingly, Watermann, Lee voting yea. Trustee Keck absent.

***D. Intergovernmental Agreement with the Montgomery-Countryside Fire Protection District for Dispatch Services.***

Trustee Mattingly moved **to Table Action on an Intergovernmental Agreement with the Montgomery-Countryside Fire Protection District for Dispatch Services until the October 22, 2008 Village Board Meeting.** Trustee Felten seconded this Motion.

5 Yea. 0 No. 1 Absent. Motion Carried. Trustee Mattingly, Watermann, Lee, Heinz, Felten voting yea. Trustee Keck absent.

***F. Intergovernmental Agreement with Waubensee Community College for Dispatch Services.***

Chief of Police Schmidt reminded the Board that this is the third Dispatch Agreement to come before the Board. It formalizes the Village's agreement with Waubensee to provide dispatch services to their Police Department. The College Board of Trustees has already approved this agreement.

Trustee Mattingly moved **to approve an Intergovernmental Agreement with Waubensee Community College for Dispatch Services.** Trustee Heinz seconded this motion.

4 Yea. 0 No. 1 Absent. 1 Abstain. Motion Carried. Trustee Mattingly, Lee, Heinz, Felten voting yea. Trustee Keck absent. Trustee Watermann abstained.

**Items for Discussion**

There were no Items for Discussion this Evening.

**New or Unfinished Business**

There was no New or Unfinished Business to come before the Board this Evening.

**Executive Session**

There was no Executive Session this Evening.

**Future Meetings**

- A. Plan Village Board Meeting - Monday, October 13, 2008 at 7:00 p.m.
- B. Plan Commission Meeting - Thursday, October 16, 2008 at 7:00 p.m.
- C. Committee of the Whole Meeting - Tuesday, October 21, 2008 at 7:00 p.m.
- D. Village Board Meeting - Monday, October 27, 2008 at 7:00 p.m.

**Adjournment – 7:25 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.**

5 Yea. 0 No. 1 Absent. Motion Carried. Trustee Heinz, Felten, Mattingly, Watermann, Lee voting yea. Trustee Keck absent.

Barbara G. Argo  
Village Clerk