

**Village of Montgomery  
200 North River Street  
Montgomery, Illinois 60538**

**Village Board Meeting  
June 28, 2010**

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	Yea
Trustee Kaczmarek	Absent	Trustee Watermann	Yea
Trustee Lee	Absent	Trustee Heinz	Yea

Also present: Village Manager Anne Marie Gaura, Village Attorney Steve Andersson, Acting Chief of Police Daniel Meyers, Director of Finance Jeff Zoepfel, Assistant to the Village Manager Mera Johnson, Director of Community Development Tompkins, Director of Public Works Michael Pubentz, Village Engineer Peter Wallers, Members of the Press and others.

### **Public Participation**

#### ***A. Swearing In of Police Sergeant Armando Sanders.***

Acting Chief of Police Meyers introduced Armando Sanders and his family to the Board. Acting Chief Meyers commented that Sgt. Sanders joined the Montgomery Police Department in 2003. He has worked as the Village's Gang Officer and was nominated as Police Officer of the Year by Kane County in 2008. He is a graduate of North Central Collage and is currently participating in the Leadership Program sponsored by the Village. Village President Michelini administered the oath of Office and congratulated Sergeant Sanders on his promotion.

#### ***B. Recognition of Police Sergeant Armando Sanders and Police Officer Ashley Mauer for Wildlife Rescue.***

Acting Chief Meyers recognized Police Officer Ashley Mauer and Sergeant Armando Sanders for rescuing 11 baby ducklings out of a storm sewer on two separate occasions. Residents had made calls to other agencies seeking assistance, but the Village's Police Department was the only agency that responded to this concern.

#### ***C. Bob Walker, 2334 Ferdinand Lane, Regarding Wildlife Rescue.***

Mr. Walker and his wife came before the Board to thank the officers for rescuing the baby ducklings. Mr. Walker commented that the efforts of Sergeant Sanders and Officer Mauer are a reflection of the quality of people the Village has hired to serve and protect its residents.

#### ***D. Proclamation in Honor of Settler's Cottage.***

President Michelini read a Proclamation honoring Settler's Cottage, a small house that was constructed in 1840 and is one of the first homes built in the Village. Thanks to staff efforts to

obtain grants and donations, Montgomery has been able to preserve this cottage at no expense to the taxpayers. The Settlers Cottage will serve as a local museum.

Trustee Heinz moved **to Approve a Proclamation honoring the completion of the restoration of Settler's Cottage.** Trustee Felten seconded this Motion.

4 Yea. 0 No. 2 Absent. Motion Carried. Trustee Heinz, Felten, Keck, Watermann voting yea. Trustee Kaczmarek and Trustee Lee absent.

***E. Recognition of Historic Preservation Commission Members for the Restoration of Settler's Cottage.***

President Michelini recognized members of the Historic Preservation Commission for their efforts to restore Settler's Cottage. She reminded the Board that this has been a six-year project that has been entirely funded by grants and donations. Thanks were extended to Jeanette Lee, Gene Michaels, Tom Yaikitis, John Aman, Pat Torrance, Ken Eggert and Debbie Buchanan and they were recognized for their commitment to this project.

***F. Tim Ivers and Al Sadikovski, Gray's Mill, Regarding a Liquor License Request.***

Mr. Ivers was in attendance, but Mr. Sadikovski was not present at tonight's meeting so no presentation to the Board was made.

***G. Lyn Weber, 2409 Mayfield Drive, Regarding the Mayfield Drive Traffic Study.***

Ms. Weber reminded the Board that she had come before the Board on April 12<sup>th</sup> regarding speeders on Mayfield Drive. The Board's response at that time was to implement a no tolerance policy for speeding on Mayfield Drive for a defined period of time. The results of that initiative were discussed at a Village Meeting on May 24<sup>th</sup>. Ms. Weber was disappointed that staff had not notified her or other Mayfield Drive residents about this meeting and the results of the most current traffic study. She stated the findings of Mayfield Drive residents were in direct opposition of what staff had reported. Ms. Weber invited local officials and newspapers come and talk to her about these concerns and see for themselves the how fast vehicles travel on Mayfield Drive.

Village Manager Gaura stressed that staff is taking these concerns seriously and considerable time and effort has been put forth in this regard. She stated she has full confidence in the findings of the Police Department and stressed that Village staff will continue to coordinate efforts with Mayfield Drive residents and the Police Department to resolve this issue to the satisfaction of all concerned.

<b>Board, Commission and Committee Reports</b>
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***A. Beautification Committee - Trustee Jeannie Felten***

The Beautification Committee meeting scheduled for Wednesday July 21, 2010 has been canceled. The next meeting will be Wednesday, August 18, 2010 at 6:00 p.m.

**B. Development Committee - Trustee Rob Watermann**

The Development Committee will meet Thursday, July 29, 2010 at 7:30 a.m.

**C. Finance Committee - Trustee Bill Keck**

The Finance Committee will meet on Wednesday, July 14, 2010 at 6:30 p.m.

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

The Historic Preservation Commission will meet Monday, July 19, 2010 at 6:30 p.m.

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

The Intergovernmental and Community Committee will meet Thursday, July 8, 2010 at 8:00 a.m.

**F. Montgomery Anniversary Committee - Trustee Bill Keck**

The Anniversary Committee has no meetings scheduled at this time. Trustee Keck commented that there are a variety of different events scheduled in the coming months and residents should check the Village website and newsletter for up to date information.

<b>Consent Agenda</b>
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**A. Minutes of the Committee of the Whole Meeting of May 18, 2010.**

**B. Minutes of the Village Board Meeting of May 24, 2010.**

**C. Accounts Payable through June 22, 2010 in the Amount of \$615,958.52.**

**D. Accounts Receivable Report for May 2010.**

**E. Building Report for May 2010.**

**F. Cancellation of the Village Board Meeting of July 12, 2010.**

**G. Big H Carnival Amusement Permit.**

**H. Ordinance 1472 Amending Chapter 7 ½, Section 1, Energy Conservation Code (Waiver of First and Passage on Second Reading).**

**I. Ordinance 1469 Regarding Prevailing Wages (Waiver of First and Passage on Second Reading).**

**J. Resolution 10-014 Authorizing the Acceptance of an Easement.**

**K. Recommendation of the Plan Commission on PC 2010-004 Z on a Zoning Ordinance Amendment Addressing Permitted and Special Uses in the Commercial and Manufacturing Districts.**

**L. Ordinance 1470 Amending Sections 9 and 11 – Addressing Permitted and Special Uses in the Commercial and Manufacturing Districts (Waiver of First and Passage on Second Reading).**

**M. Recommendation of the Plan Commission on PC 2010-005 Z on a Windmill Moratorium.**

**N. Ordinance 1471 Enacting a Moratorium on Windmills, Wind Turbines and Other Electricity Generating Wind Devices (Waiver of First and Passage on Second Reading).**

Trustee Heinz moved **to approve the Consent Agenda.** Trustee Felten seconded this Motion.

4 Yea. 0 No. 2 Absent. Motion Carried. Trustee Heinz, Felten, Keck, Watermann voting yea. Trustee Kaczmarek and Trustee Lee Absent.

<b>Items for Separate Action</b>
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**A. Adoption of a Local Agency Agreement for State Participation for the Emergency Road Repair Program and 2010 Motor Fuel Tax Program.**

Director Pubentz reminded the Board that State Representative Linda Chapa Lavia has awarded the Village \$635,000.00 for repairing Village streets as part of the Emergency Repair Program. Director Pubentz commented that one of the unique features of this program is that it will be combining the Village's Motor Fuel Tax Funds under this same Agreement, for a total of \$1,025,609. Director Pubentz estimates these repairs should start some time in August.

Trustee Watermann moved **to Approve Adoption of a Local Agency Agreement for State Participation for the Emergency Road Repair Program and 2010 Motor Fuel Tax Program.** Trustee Felten seconded this Motion.

4 Yea. 0 No. 2 Absent. Motion Carried. Trustee Waterman, Heinz, Felten, Keck voting yea. Trustee Lee and Trustee Kaczmarek absent.

**B. Collective Bargaining Agreement Between the Village of Montgomery and International Operating Engineers, Local 150, Reopener 2010.**

Assistant to the Village Manager Johnson reminded the Board that this Union represents the Village's Public Works employees. Per the original agreement with Engineers Local 50, both parties were to negotiate an economic adjustment rate increase or decrease for the fiscal year

beginning May 1, 2010 and May 1, 2011. Both parties have agreed to a 0% increase in 2010 and a 1% increase in 2011.

Trustee Heinz moved **to Approve a Collective Bargaining Agreement between the Village of Montgomery and the International Operating Engineers Local 50 for Wage Increases in 2010 and 2011.** Trustee Felten seconded this Motion.

4 Yea. 0 No. 2 Absent. Motion Carried. Trustee Heinz, Felten, Keck, Watermann voting yea.

Village President Michelini and Village Manager Gaura thanked the Public Works staff for recognizing the importance of cutting expenses during the current economic crisis.

### Items for Discussion

**A. Code Enforcement Policies and Procedures.**

Village President Michelini stated that this item will be moved to the to the July 26<sup>th</sup> Village Board Meeting.

### New or Unfinished Business

**A. Fieldstone Place Update.**

Village Attorney Andersson updated the Board on a buyer interested in Fieldstone Place. He commented that the builder is very interested in completing this development of town homes and single-family homes and is willing to work with the Village and staff to get this project moving forward. Additional information will be presented at a future Board Meeting.

**B. Retention Basin Maintenance.**

Trustee Heinz voiced concern that Public Works staff was maintaining one of the retention basins, as this work had been contracted out. President Michelini commented that residents had expressed concern about the lack of maintaince at this particular site, so staff had stepped in to manage the situation.

### Executive Session

A. There was no Executive Session this evening.

### Future Meetings

A. Village Board Meeting - Monday, June 14, 2010 at 7:00 p.m. (To be canceled)

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- B. Plan Commission Meeting - Thursday, June 17, 2010 at 7:00 p.m.
- C. Committee of the Whole Meeting - Tuesday, June 22, 2010 at 7:00 p.m.
- D. Village Board Meeting - Monday, June 28, 2010 at 7:00 p.m.

<b>Adjournment – 8:15 p.m.</b>
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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 Yeas. 0 No. 2 Absent. Motion Carried. Trustee Heinz, Felten Keck, Watermann voting yea. Trustee Kaczmarek and Trustee Lee absent.

Barbara Argo  
Village Clerk