

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

**Village Board Meeting
April 26, 2010**

In Village President Michelini's absence, Village Clerk Argo called the meeting to order at 7:00 p.m. and asked all present to join her in the Pledge of Allegiance.

Roll Call

Trustee Felten	Yea	Trustee Keck	Yea
Trustee Kaczmarek	Yea	Trustee Watermann	Yea
Trustee Lee	Yea	Trustee Heinz	Yea

Also present: Acting Chief of Police Dan Meyers, Assistant to the Village Manager Mera Johnson, Director of Finance Jeff Zoephel, Director of Community Development Jane Tompkins, Director of Public Works Michael Pubentz, Village Attorney Peter Wilson, Village Engineer Peter Wallers, Members of the Press and others.

Trustee Felten moved **to appoint Trustee Keck Village President Pro Tem.** Trustee Heinz seconded this motion.

5 Yea. 0 No. Motion Carried. Trustee Felten, Kaczmarek, Watermann, Lee, Heinz voting yea.

Public Participation

A. Recognition of Helen Prester as a Certified Municipal Clerk.

Deputy Village Clerk Prester was unable to attend tonight's meeting. This item will be deferred to a future date.

B. Proclamation Designating May 2-8, 2010 as Municipal Clerks Week.

Village President Pro Tem Keck read a Proclamation recognizing the role of the office of Village Clerk. He acknowledged the role they have as the professional link between the citizens and agencies of government. President Michelini has proclaimed the week of May 2-8, 2010 as Municipal Clerks Week and extended appreciation to Municipal Clerk Barbara Argo and Deputy Clerk Helen Prester.

Trustee Heinz moved **to approve a Proclamation Designating May 2-8, 2010 as Municipal Clerks Week in the Village of Montgomery.** Trustee Felten seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Heinz, Felten, Keck, Kaczmarek, Watermann, Lee voting yea.

C. Proclamation Designating May 2010 as Building Safety Month.

Village President Pro Tem Keck read a Proclamation proclaiming May 2010 to be Building Safety Month in the Village of Montgomery. Building Safety Month is sponsored by the International Code Council and is intended to remind the public that our local code officials assure us of safe and livable buildings.

Trustee Felten moved **to approve a Proclamation Designating May 2010 as Building Safety Month in the Village of Montgomery.** Trustee Heinz seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Felten, Keck, Kaczmarek, Watermann, Lee, Heinz voting yea.

D. Proclamation Designating May 2010 As National Preservation Month.

Village President Pro Tem Keck read a Proclamation proclaiming May 2010 as National Preservation Month in the Village of Montgomery, stating the importance to celebrate the role of history in our lives and the heritage that has shaped us as people. He asked the people of Montgomery to join fellow citizens across the United States in recognizing and participating in this special observance.

Trustee Lee moved to **approve a Proclamation Designating May 2010 As National Preservation Month in the Village of Montgomery.** Trustee Heinz seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Lee, Heinz, Felten, Keck, Kaczmarek Watermann voting yea.

E. Catrina Zinzer, 242 Parker Court, Regarding Parker Court Issues and Mailboxes.

Ms. Zinzer was unable to attend tonight's meeting.

Board, Commission and Committee Reports
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A. Beautification Committee – Trustee Jeanne Felten

The Beautification Committee will meet on Wednesday May 19, 2010 at 6:00 p.m. at the Village Hall. The flower boxes on the bridge will be planted on Saturday, May 15th.

B. Development Committee – Trustee Andy Kaczmarek

The Development Committee will meet on Thursday, May 27, 2010 at 7:30 a.m.

C. Finance Committee – Trustee Jeanne Felten

The Finance Committee will meet on Wednesday, May 12, 2010 at 6:30 p.m.

D. Historic Preservation Commission – Village President Marilyn Michelin

The Historic Preservation Commission will meet Monday, May 17, 2010 at 6:30 p.m.

E. Intergovernmental and Community Committee –Trustee Peter Heinz

The Intergovernmental and Community Committee will meet on Thursday, April 29, 2010 at 8:00 a.m.

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

The Montgomery Anniversary Committee will meet on June 21, 2010 at 6:30 p.m.

Consent Agenda

- A. *Minutes of the Village Board Meeting of April 12, 2010.***
- B. *Accounts Payable through April 20, 2010 in the Amount of \$224,159.84.***
- C. *Accounts Receivable Report for March 2010.***
- D. *Appointment by the Village President of Steve Bohler, 1823 Winmont Court, to the Police Pension Board for a Term from May 1, 2010 through April 30, 2013.***
- E. *Appointment by the Village President of Ann Marie Pawlisz, 2506 Hartfield Drive, to the Board of Fire and Police Commissioners for a Term from May 1, 2010 through April 30, 2013.***
- F. *Resolution 10-011 Declaring a Default by Huntington Chase Limited Partnership and Kimball Hill Inc., for the Development Known as Huntington Chase Subdivision.***

Trustee Lee moved **to approve the Consent Agenda.** Trustee Watermann seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Heinz, Felten, Keck, Kaczmarek, Watermann, Lee voting yea.

Items for Separate Action

A. *Recommendation of the Plan Commission on the Fox Valley Park District's Stuart Sports Complex and Jericho Lake Park.*

Director Tompkins provided a follow up on several items discussed at last week's Committee of the Whole meeting in regard to the Stuart Sports Complex. She confirmed that the Fox Valley Park District is planning to provide a traffic analysis. No information is available to be shared with the Village at this time. The Phasing Plan is available for the Board review and discussion.

Trustee Watermann moved **to Approve a Recommendation of the Plan Commission on the Fox Valley Park District's Stuarts Sport Complex and Jericho Lake Park.** Trustee Felten seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Watermann, Lee, Heinz, Felten, Keck, Kaczmarek voting yea.

B. *Revolving Loan Fund Agreement with Fox River Foods.*

Director Tompkins reminded the Board that they had initially approved this loan agreement in July 2009. While preparing the agreement, the Village Attorney determined that there were several issues that needed to be resolved with Chase Bank, Fox River Foods' primary lender. Staff and the Village Attorney have worked with both Chase Bank and Fox River Foods and all parties are now ready to move forward with this agreement.

Trustee Felten moved **to approve a Revolving Loan Fund Agreement with Fox River Foods.** Trustee Heinz seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Felten, Keck, Kaczmarek, Watermann, Lee, Heinz voting yea.

C. *Resolution 10-012 Authorizing the Purchase of Electricity for Street Lighting Purposes.*

The Village is a member of NIMEC (Northern Illinois Municipal Electrical Cooperative). They are recommending that members take advantage of the upcoming deregulation of street lighting by participating in that bid process. Due to the volatility of the market, bids usually must be accepted within 24 hours. Director Pubentz commented that he anticipates an approximate 15% increase if the Village procures electricity for street lighting from ComEd, but expects NIMEC to be cost neutral.

Trustee Watermann moved **to approve Resolution 10-012 Authorizing the Purchase of Electricity from the Northern Illinois Municipal Electrical Cooperative for Street Lighting Purposes.** Trustee Lee seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Watermann, Lee, Heinz, Felten, Keck, Kaczmarek voting yea.

D. *Resolution 10-009 Use of FY2009 Motor Fuel Tax for Road Salt Purchases in the Amount of \$75,465.74.*

Director Pubentz reminded the Board that in June of last year the Board passed a resolution authorizing the use of 2009 MFT Funds for winter 2008/2009 salt requirements. IDOT has now asked that rather than creating a new account in 2009, that the Village add this as an addendum to the 2008 fund. Resolution 10-009 will provide for this change.

Trustee Heinz moved **to approve Resolution 10-009 Use of FY 2009 Motor Fuel Tax for Road Salt in the Amount of \$75,465.74.** Trustee Felten seconded this motion.

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6 Yea. 0 No. Motion Carried. Trustee Heinz, Felten, Keck, Kaczmarek, Watermann, Lee voting yea.

E. *Resolution 10-010 Use of FY2010 Motor Fuel Tax for Road Salt Purchase in the Amount of \$143,193.24.*

Approval of this Resolution will allow the Village to use Motor Fuel Tax Funds to procure road salt in FY 2010.

Trustee Lee moved **to approve Resolution 10-010 Use of FY2010 Motor Fuel Tax for Road Salt Purchase in the amount of \$143,193.24.** Trustee Felten seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Lee, Heinz, Felten, Keck, Kaczmarek, Watermann, Lee voting yea.

F. Award of Bid to T.L.C. Group of Clarendon Hills, IL for Village-Wide Ornamental Bed and Shrub Maintenance Services in the Amount of \$42,941.50.

Director Pubentz advised that while a number of bid packages were pulled, only three contractors submitted bids. He intends to talk with several of those contractors to get an understanding as to why more bids were not returned.

Of the three bid packages returned, only one, T.L.C Group, met a new requirement that stipulates the company must employ a qualified supervisor or superintendent. This individual must be certified or licensed by one of several entities (i.e., Illinois Landscapers Association, Illinois Green Association, and others). A four-year degree in horticulture or equivalent training and experience is also acceptable.

Trustee Waterman moved **to approve Award of Bid to T.L.C. Group of Clarendon Hills, IL for Village Wide Ornamental Bed and Shrub Maintenance Services in the Amount of \$42,941.50.** Trustee Felten seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Watermann, Lee, Heinz, Felten, Keck, Kaczmarek voting yea.

G. Waiver of Bid and Award of Contract to Pizzo and Associates, Ltd. for Native Landscape and Water Quality Maintenance Services in an Amount Not to Exceed \$148,480.00.

Director Pubentz reminded the Board that it is planned to have Pizzo and Associates continue to maintain detention basins in the Village's Special Service Areas through the 2010 growing season and then put this work out for bid for the following growing season.

Director Pubentz provided a breakdown of the basins in the Village, and reminded the Board that the Village taken ownership of a number of basins this year, which is reflected in the quote provided by Pizzo.

Trustee Felten **moved to Waive Bids and Award a Contract to Pizzo and Associates Ltd. For Native Landscape and Water Quality Maintenance Services in an Amount not to Exceed \$148,480.00.** Trustee Watermann seconded this motion.

6 Yea. 0 No. Motion Carried. Trustee Felten, Keck, Kaczmarek, Watermann, Lee, Heinz voting yea.

Items for Discussion

A. Farmers Market.

Assistant Johnson advised that the City of Aurora is canceling one of their Farmers Markets this year and she is seeking approval from the Board to hold a Farmers Market on the Plaza on Tuesdays during this coming summer. She suggested that some of the vendors from Aurora might want to participate, as well as other local businesses. Hours would be from 10:00 a.m. to 2:00 p.m. Vendors would have to pay a \$40.00 application fee. It was agreed that this would be a wonderful use of the Village Plaza. She will keep the Board updated on this endeavor.

New or Unfinished Business

A. Letters to the Editor

Trustee Lee questioned why Trustee Kaczmarek had written a letter to the editor implying that the Village had raised taxes and decreased services. Both Trustee Watermann and Trustee Lee reminded Trustee Kaczmarek that taxes may have increased on his tax bill, but they were not taxes levied by the Village of Montgomery.

Executive Session

There was no Executive Session this evening.

Future Meetings

- A. Village Board Meeting - Monday, May 10, 2010 at 7:00 p.m.
- B. Plan Commission Meeting - Thursday, May 13, 2010 at 7:00 p.m.
- C. Committee of the Whole Meeting - Tuesday, May 18, 2010 at 7:00 p.m.
- D. Village Board Meeting - Monday, May 24, 2010 at 7:00 p.m.

Adjournment – 8:20 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.**

6 Yea. 0 No. Motion Carried. Trustee Heinz, Felten, Keck, Kaczmarek, Watermann, Lee voting yea.

Barbara G. Argo
Village Clerk