

President Brolley called the meeting to order at 7:05 p.m. followed by the Pledge of Allegiance.

Roll Call

Trustee Sperling	Yea	Trustee Jungermann	Yea
Trustee Lee	Yea	Trustee Marecek	Yea
Trustee Heinz	Absent		

Also present: Administrator Jeff Zoephel, Attorney Laura Julien, Chief of Police Phillip Smith, Director of Community Development Rich Young, Acting Director of Public Works Mark Wolf, Village Clerk Penny Fitzpatrick, Members of the Press and others. Director of Finance Justin VanVooren arrived at 7:24 p.m.

Public Participation

A. Public Comments.

No Public Comments were shared.

B. MEDC Update.

Executive Director Charlene Coulombe-Fiore provided MEDC updates and recent board changes. She announced the upcoming 2019 MEDC Golf Outing, Holiday Party and Montgomery Property Tour event dates and thanked everyone for their support and partnership. Trustee Sperling inquired and Director Fiore noted the Showcase Montgomery Property Tour was planned for October 10, 2019 and would cover a variety of types of properties and land throughout the Village.

Consent Agenda

A. Minutes of the Village Board Meeting of February 25, 2019.

B. Building Report for February 2019.

C. Water Production Report for February 2019.

D. Accounts Payable through March 7, 2019 in the Amount of \$445,903.25.

E. Appointment of Mike Hammond, 1854 Cambridge Lane, to the Plan Commission for a term through January 31, 2024.

F. Appointment of Patrick Kelsey, 1323 Hickory Ridge Drive, to the Plan Commission for a term through January 31, 2024.

Trustee Jungermann **moved to approve Items A-F on the Consent Agenda.** Trustee Marecek seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Sperling and Trustee Lee voting yea.

Items for Separate Action

A. Recommendation of the Plan Commission on PC 2018-021 Special Use Request for Outdoor Storage Located at 800 S. River Street – F.H. Paschen.

President Brolley noted the Plan Commission Recommendation for an Outdoor Storage Special Use Request and Ordinance 1850 would be discussed together and voted on separately. Director Young summarized the Plan Commission's recommendation. He noted the property at 800 S. River Street was being used for outdoor storage and was a non-conforming use. He shared that staff and the Plan Commission recommended that a temporary special use be granted, with access to the site limited to Railroad Street.

Board discussion and concerns were shared regarding crane usage on site, language in the ordinance specifically addressing truck traffic only on Railroad Street, enforcement of the ordinance and recourse if the applicant did not vacate the property at the end of their temporary special use. Attorney Julien commented on how code enforcement would apply if the special use agreement was violated.

Additional Board discussion was had regarding whether Fox Metro had acquired the property in question and what their position was in regard to this temporary special use. Gregg Ingemunson, attorney for Fox Metro, noted they had purchased the property at 800 S. River Street and approved of the temporary special use request by F.H. Paschen. Jim Habschmidt, CFO for F.H. Paschen, clarified that they were in the process of moving all of their construction equipment and material storage to another location and planned to be gone from the site at by the end of the year. He thanked Director Young and staff for navigating them through the temporary special use application process. President Brolley noted he was pleased with the applicant's cooperation and compliance with the agreement, with the ownership change of the property to Fox Metro and with the planned removal of the construction equipment by the end of the year.

Trustee Sperling **moved to approve the Recommendation of the Plan Commission on PC 2018-021 Special Use Request for Outdoor Storage Located at 800 S. River Street – F.H. Paschen.** Trustee Marecek seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Sperling, Trustee Lee, Trustee Jungermann and Trustee Marecek voting yea.

B. Ordinance 1850 Granting a Temporary Special Use for Outdoor Storage at 800 S. River Street (F.H. Paschen) (First Reading).

President Brolley shared that no action would be taken on Ordinance 1850 at this time and that it could be added to the Consent Agenda at a future meeting.

C. Award of a Contract to Geneva Construction Company for the 2019 MFT & Infrastructure Road Program in the Amount of \$3,403,781.03.

President Brolley shared that Items for Separate Action C., D., and E. would be discussed together and voted on separately. Administrator Zoepfel summarized the Award of a Contract to Geneva Construction for the 2019 MFT & Infrastructure Road Program, the Professional Services Agreement with EEI, Inc. for Construction Engineering and Resolution 2019-004 Authorizing the Use of MFT Funds for Roadway Improvements. President Brolley commented that the 2019 Road Program included resurfacing ten miles of roadway which would be a huge improvement for the Village.

Trustee Marecek **moved to approve the Award of a Contract to Geneva Construction Company for the 2019 MFT & Infrastructure Road Program in the Amount of \$3,403,781.03.** Trustee Jungermann seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Sperling, Trustee Lee and Trustee Jungermann voting yea.

D. Resolution 2019-004 Authorizing the Use of MFT Funds for Roadway Improvements.

President Brolley requested a motion for Resolution 2019-004 as per the earlier discussion.

Trustee Marecek **moved to approve Resolution 2019-004 Authorizing the Use of MFT Funds for Roadway Improvements.** Trustee Jungermann seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Sperling, Trustee Lee and Trustee Jungermann voting yea.

E. Professional Services Agreement with Engineering Enterprises, Inc. for Construction Engineering for the 2019 MFT & Infrastructure Road Program in the Amount of \$301,725.00.

President Brolley requested a motion for the Professional Services Agreement with EEI, Inc. for Construction Engineering as per the earlier discussion.

Trustee Marecek **moved to approve the Professional Services Agreement with Engineering Enterprises, Inc. for Construction Engineering for the 2019 MFT & Infrastructure Road Program in the Amount of \$301,725.00.** Trustee Jungermann seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Sperling, Trustee Lee and Trustee Jungermann voting yea.

F. Award of a Contract to Stewart Spreading for Water Treatment Residuals Removal and Disposal.

Acting Director Wolf summarized staff's recommendation to award a contract to Stewart Spreading for Water Treatment Residuals Removal and Disposal. He noted Stewart Spreading provided the lowest competitive bid for the contract. Trustee Marecek inquired and Acting Director Wolf noted this bid represented a significant savings for this project and the City of Aurora had reported favorable results and a good working relationship with this contractor.

Trustee Jungermann **moved to approve the Award of a Contract to Stewart Spreading for Water Treatment Residuals Removal and Disposal.** Trustee Marecek seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Sperling and Trustee Lee voting yea.

G. Ordinance 1849 Declaring Surplus Equipment (Waiver of First and Passage on Second Reading).

Acting Director Wolf summarized Ordinance 1849 Declaring Surplus Equipment. He noted staff would market these surplus units for resale and requested a Waiver of First and Passage on Second Reading for this item. Trustee Sperling asked and Acting Director Wolf noted the surplus vehicle equipment, including police decals, lighting, radios and computer docking stations, would be removed and used for replacement parts. President Brolley inquired and Director VanVooren advised that the revenue from these units would go back into the Vehicle and Equipment Replacement Fund.

Trustee Jungermann **moved to approve Ordinance 1849 Declaring Surplus Equipment (Waiver of First and Passage on Second Reading).** Trustee Marecek seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Sperling and Trustee Lee voting yea.

President Brolley called a brief recess at 7:59 p.m. and called the meeting back to order at 8:02 p.m.

Items for Discussion

A. Request from Circle K for a Pour Liquor License.

Administrator Zoepfel shared the applicant, Circle K, had requested a Pour Liquor License to secure video gaming. Board discussion was had noting a request like this had not previously been approved or allowed for this purpose. After discussion, President Brolley summarized the Board was not in favor of this request and provided staff with direction to respond accordingly.

B. Orchard Road and Route 30 Update (County's Phase II).

Administrator Zoepfel summarized the status of the Orchard Road and Route 30 Intersection Improvements. President Brolley noted the Phase III Engineering and Construction Funding for this project would still need to be addressed at a future date. Trustee Jungermann inquired about state participation in this project and President Brolley noted Phase II of this project was being funded by Kane County. He also shared that Engineer Wallers would provide further updates on these improvements at a future meeting.

C. Fiscal Year 2020 Capital Improvement, Infrastructure Improvement, and Other Funds Budget.

Director VanVooren summarized details regarding the Fiscal Year 2020 Capital Improvement, Motor Fuel and Infrastructure Improvement Funds, TIF #2 Fund and Vehicle and Equipment Reserve Fund. He further discussed the Aucutt Road, Concord and Galena Traffic Signal and Shared Use Path and Sidewalk Gap Plan improvements, as well as the Property Tax Rebate and Police Department Body Camera Equipment Grant.

Trustee Jungermann requested that the property tax rebate amount for residents be increased from \$45 to \$60 dollars. Board discussion and debate was had, noting further research and analysis would be needed on the issue and increased resident participation in the program should be encouraged. President Brolley summarized a need to review the program, determine if an increased amount was warranted and confirm that the road program would be adequately funded if there were changes to the program. Trustee Sperling asked and Attorney Julien noted she would need to review the ordinance to determine if the wording would need to be amended if the tax rebate amount was increased.

Trustees Sperling, Lee and Marecek inquired and Chief Smith commented that the Police Department's equipment replacement program for vests, radios and vehicles was adequately budgeted for and the Department of Justice had provided the body camera equipment grant. Trustee Marecek inquired and Director VanVooren shared that the body camera equipment and computer storage needed to utilize them was contemplated as well.

New or Unfinished Business

Trustee Marecek shared that he recently attended the Aurora Area Convention and Visitors Bureau annual meeting at the Aurora Fire Museum and commented there was interest in bringing a hotel to the area.

President Brolley summarized that he, Administrator Zoephel, Director Young, Engineer Wallers and Dan Gier recently visited Springfield and lobbied on behalf of the Village and the Metro West Council of Government. He shared they also had productive meetings with the IEPA, DNR, IDOT and Department of Public Health agencies.

Future Meetings

A. Intergovernmental Committee—Monday, March 25, 2019 at 6:00 p.m.

B. Village Board Meeting—Monday, March 25, 2019 at 7:00 p.m.

Adjourn to Executive Session: 8:32 p.m.

A. To Discuss the Appointment or Dismissal of Legal Counsel for the Village Pursuant to 5 ILCS 120/2 (c)(1).

B. To Discuss Litigation, Where the Village of Montgomery Finds That Such Action is Probable or Imminent Pursuant to 5 ILCS 120/2(c)(11).

Trustee Jungermann moved to adjourn to Executive Session To Discuss the Appointment or Dismissal of Legal Counsel for the Village Pursuant to 5 ILCS 120/2 (c)(1) and To Discuss Litigation, Where the Village of Montgomery Finds That Such Action is Probable or Imminent Pursuant to 5 ILCS 120/2(c)(11). Trustee Marecek seconded this motion.

4 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Sperling and Trustee Lee voting yea.

President Brolley noted the Board would not be discussing Item C. To Discuss the Minutes of Meetings for the Purposes of Approval by the Body of the Minutes Mandated by Section 2.06 Pursuant to 5 ILCS 120/2(c)(21) in Executive Session and would not be reconvening to Report on Closed Session Minutes under Items for Separate Action.

With no further business to come before the Board, the meeting adjourned at 9:14 p.m.

Respectfully submitted,

Penny Fitzpatrick
Village Clerk