

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF METTAWA, ILLINOIS, HELD AT THE HOUR OF 7:30 P.M. ON TUESDAY, SEPTEMBER 16, 2014 IN THE COTTONWOOD ROOM OF THE HILTON GARDEN INN HOTEL, 26225 N. RIVERWOODS BOULEVARD, METTAWA, ILLINOIS.**

**A. CALL TO ORDER**

Mayor Urlacher called the meeting to order at 7:30 p.m.

**B. ROLL CALL**

Upon a call of the roll, the following were:

Present: Trustees Armstrong, Brennan, Clark, Lane, Maier, Towne and Mayor Urlacher

Absent: None

Mayor Urlacher declared a quorum present.

Also present: Village Administrator Bob Irvin; Scott Anderson, representative of the firm of James Anderson Co., Village Attorney James V. Ferolo of Klein Thorpe & Jenkins, Ltd.; Village Clerk Cathy Nelson, and Financial Consultant, Dorothy O'Mary

**C. APPROVAL OF MINUTES:**

**Regular Meeting of the Regular Meeting of the Board: August 19, 2014**

It was moved by Trustee Brennan seconded by Trustee Clark that the minutes of the Regular Meeting of August 19, 2014 be approved as presented.

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

Nay: None

Mayor Urlacher declared the motion carried and the minutes approved and placed on file.

**D. APPROVAL OF BILLS**

1. Bills Submitted for Payment

**And**

2. Other Bills Paid by the Village Treasurer in Anticipation of This Meeting.

It was moved by Trustee Maier, seconded by Trustee Lane to approve bills submitted for payment and other bills paid by the Village Treasurer in anticipation of this meeting for a total amount of \$176,298.30

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

Nay: None

**E. TREASURER'S REPORT**

Presentation of the Monthly Report for the Month of August, 2014

It was moved by Trustee Maier, seconded by Trustee Brennan that the Board acknowledge receipt of the August, 2014 Treasurer's Report and place it on file.

Upon a call of the roll, the following voted:

Aye: All

Nay: None

Mayor Urlacher declared the motion carried.

**F. COMMUNICATIONS AND PETITIONS FROM THE PUBLIC**

1. Citizens to be Heard Not Listed Elsewhere on This Agenda:

a. Resident Mickey Chainski reported that she has been hearing gun fire on nearby property. The current ordinance allows use of guns on private property and she feels this is dangerous and requested that the ordinance be reviewed and revised.

After brief discussion, Mayor Urlacher directed that the Board review the ordinance and it be discussed at the October Board meeting.

b. Resident Niko Boulieris addressed the Board on behalf of his family regarding the tree trimming currently occurring around the village. He stated that brush has been cut surrounding their property without any notice and asked for an explanation. Trustee Armstrong explained that Ash, Buckthorn and hazardous trees needed to be trimmed, and brush cut back to allow for snow plowing. Discussion ensued.

2. Written communications of citizens to be read:  
No communications were read

**G. COMMISSION AND COMMITTEE REPORTS FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON.**

1. Finance Committee:

a. Recommendation to Approve an Ordinance Declaring Surplus Funds and Directing Local Tax Reimbursements Pursuant to the Illinois Fiscal Responsibility Law.

Trustee Maier presented the Committee recommendation of a rebate of 8 times village property tax in an amount not to exceed \$400,000.00. Discussion ensued regarding the decrease from 10 to 8 times, which is due to increase in expenditures by the village.

- b. Recommendation to Approve a Resolution Authorizing the Village President and Clerk to Execute a Public Deposits Pledge Agreement with The Northern Trust Company.  
Trustee Maier presented and explained this Resolution Authorizing an agreement with the Northern Trust which will help insure deposits.
  - c. Update: Finance Option for Possible Village Hall  
Trustee Maier reported to the Board that the committee has researched options for financing a possible Village Hall and recommends a 25 year commercial mortgage as the best option.
  - d. Other Matters: None Presented
2. Public Works Committee
- a. Update: Status of Bradley Road Construction Project.  
Trustee Armstrong updated the Board that the project is a week behind schedule due to culvert work and weather
  - b. Discussion Regarding 2014 Maintenance Activities and Contracts Pending Thereof. No discussion held
  - c. Update: Drainage  
Trustee Armstrong reported that drainage work at the Oasis is on hold pending the proposal for the trail from Pearson, Brown & Associates. Other areas on Bradley Road and Old School Road needing drainage repair due to the harsh winter were discussed.
  - d. Update: Waterlines  
Trustee Armstrong updated the Board that the discussion of creating a special service area for the St. Marys/Little St. Marys area is on hold until an accurate cost estimate can be obtained. The area south of St. Marys is in the works.
  - e. Discussion Regarding Village Hall Options and Potential Site Selection.  
Trustee Armstrong stated that an additional site (north of the Costco parking lot) has been added into the mix and is being researched prior to making a recommendation to the Board.
  - f. Recommendation to Approve an Ordinance Amending Section 10.304(A)(1) of the Village Code Regarding Signs in the H, Office/Hotel District.  
Administrator Bob Irvin presented the recommended amended ordinance which has been precipitated by AbbVie wanting a non-lit sign on the western face of their building on Riverwoods Boulevard.

- g. Recommendation to Approve and Ordinance Amending Chapter 16 (Subdivision Regulation), Article 5, Section 16.505(Construction of Public Improvements Recapture) and Chapter 11(Health and Sanitation), Article IV Section 11.401 (Recapture of Costs Expended by the Village).  
Administrator Bob Irvin presented the recommendation to approve an ordinance regarding recapture of costs expended by the Village. Discussion ensued and Village Attorney James V. Ferolo explained that the ordinance is written to with an interest rate not to exceed 10 percent and will give flexibility and can always be amended. Discussion ensued.
- h. Other Matters: No other matters were discussed.

**3. Parks and Recreation Committee:**

- a. Discussion: MOLA Communication  
The Mettawa Open Lands Association is holding a Wine and Cheese get together on October 5, 2014 at 6:30pm at the Phillips home in Deerpath Farm, Mettawa.
- b. Discussion: Open Space Ad Hoc Panel Communication  
Panel Chairman Denis Bohm presented the recommendation below (c).
- c. Recommendation to Approve a Proposal From WRD Environmental, Inc., 445 N. Sacramento Blvd., Chicago, Illinois for Natural Areas Planning in the Amount of \$29,550.00; Pending Legal Review.  
Mayor Urlacher question Jay Womack from WRD Environmental regarding maintenance costs included for trails and right-of-ways and Mr. Womack stated that they were covered. The \$29,550.00 is a fixed fee.  
The Mayor stated that due to the delay in approval WRD would not be held to the December deadline. Administrator Irvin reported that the cost is covered in the budget (\$15,000.00) with the additional donation of \$25,000.00 by Pegaso Farm.
- d. Other Matters: No other matters presented.

**4. Safety Commission:**

- a. Trustee Clark reported that it has been quiet in the village

**5. Zoning, Planning and Appeals Commission**

No meetings held and nothing to report.

**H. BUSINESS FROM THE BOARD FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON:**

**1. Mayor's Report**

- a. Follow-up/comments Regarding the Village Picnic

Mayor Urlacher reported that the village picnic at St. Basil's was a success, that we are under budget. Suggestions are welcome for improvements for next year. Discussion ensued. Trustee Towne suggested the addition of more "kid-friendly" activities

b. A Brief Summary of the Village Strategic Plan

Mayor Urlacher stated that he felt the village was on track with the 2011 Strategic Plan and that comments will be welcome when it is reviewed at the October Board meeting. The Comprehensive Plan also needs updating and Teska Associates is in the loop to assist with revisions.

e. Building Report: Mayor Urlacher thanked Village Engineer Anderson and Trustee Towne for the report and placed it on file.

f. Village Administrator's Report:

Administrator Irvin reported that:

- The fixes to the railroad crossing on Old School Road are complete. It is scheduled to be rebuild in 2015
- The Sheriff has revised the schedule to cover weekends and tickets have been issued to bikers who are is violation
- He is working on vacating easements south of Route 60 and amending the easements codes regarding trails.

Resident Tom Heinz felt that the railroad crossing on St. Marys Road just south of Old School Road needed repair and Mr. Irving stated that the railroad had inspected the site and it was in good repair.

Mr. Heinz also reported that there is a village map showing trail easements on his property and the property to his north. Mr. Irvin will take a look at these maps for updating.

**2. UNFINISHED BUSINESS:** None presented for discussion

**3. NEW BUSINESS:**

It was moved by Trustee Maier, seconded by Trustee Towne to approve items "a" through "f" under New Business as an omnibus vote.

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

It was then moved by Trustee Maier, seconded by Trustee Armstrong to approve items "a" through "f" in an omnibus vote:

**OMNIBUS VOTE**

- a. **Consideration of, and Action on, an Ordinance Granting a Special Use Permit for a Large Stable and Associated Structures for Property Commonly Known as 25575 St. Marys Road, Mettawa being Ordinance No. 759**

**OMNIBUS VOTE**

- b. **Consideration of, and Action on, an Ordinance Approving a Plat of Subdivision for the Consolidation of Three Lots of Record at 25575 St. Marys Road, Mettawa being Ordinance No. 760**

**OMNIBUS VOTE**

- c. **Consideration of, and Action on, an Ordinance Approving a First Amendment to Declaration and Grant of Scenic Easement for 25575 St. Marys Road, Mettawa being Ordinance No. 761**

**OMNIBUS VOTE**

- d. **Consideration of, and Action on, an Ordinance Repealing Ordinance No. 552, Adopted January 17, 2006, Regarding the Granting of a Special Use Permit of a Planned Unit Development for Property Generally Located South of Illinois State Route 60 (Townline Road) East of St. Marys Road, Commonly Known as 25575 St. Marys Road, being Ordinance No. 762**

**OMNIBUS VOTE**

- e. **Consideration of, and Action on, an Ordinance Repealing Ordinance No. 551, Adopted January 17, 2006, Regarding the Execution of a Subdivider's Agreement Regulating the Improvement of Real Property Generally Located Adjacent to and East of St. Marys Road, Commonly Known as 25575 St. Marys Road, being Ordinance No. 763**

**OMNIBUS VOTE**

- f. **Consideration of, and Action on, an Ordinance Authorizing the Village President and Village Clerk to Release the Declaration of Covenants, Conditions and Restrictions for 25575 St. Marys Road, Mettawa, being Ordinance No. 764**

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

- g. Consideration of and Action on an Ordinance Declaring Surplus Funds and Directing Local Tax Reimbursements Pursuant to the Illinois Fiscal Responsibility Law.

It was moved by Trustee Brennan, seconded by Trustee Lane to approve an **Ordinance Declaring Surplus Funds in the amount of \$400,000.00 and Direct Local Tax Reimbursements Pursuant to the Illinois Fiscal Responsibility Law, being Ordinance No. 767**

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

- h. Consideration of and Action on an Ordinance Amending Chapter 16 (Subdivision Regulations), Article 5, Section 16.505 (Construction of Public Improvements Recapture) and Chapter 11 (Health and Sanitation), Article IV Section 11.401 (Recapture of Costs Expended by the Village).

It was moved by Trustee Maier, Seconded by Trustee Towne to approve an **Ordinance Amending Chapter 16 (Subdivision Regulations), Article 5, Section 16.505 (Construction of Public Improvements Recapture) and Chapter 11 (Health and Sanitation), Article IV Section 11.401 (Recapture of Costs Expended by the Village), being Ordinance No. 766**

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

- i. Consideration of and Action on an Ordinance Amending Section 10.304 (A)(1) of The Village Code Regarding Signs in the H Office/Hotel District.

It was moved by Trustee Armstrong, seconded by Trustee Maier to approve an **Ordinance Amending Section 10.304 (A)(1) of The Village Code Regarding Signs in the H Office/Hotel District. Being Ordinance No. 765**

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

- j. Consideration of and Action on a Resolution Authorizing the Village President and Clerk to Execute a Public Deposits Pledge Agreement with the Northern Trust Company.

It was moved by Trustee Maier, seconded by Trustee Brennan to approve a **Resolution Authorizing the Village President and Clerk to Execute a Public Deposits Pledge Agreement with the Northern Trust Company, being Resolution No. 14-19**

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

- k. Consideration of an Action on a Proposal From WRD Environmental, Inc., 445 N. Sacramento Blvd., Chicago, Illinois for Natural Areas Planning in the Amount of \$25,800.00; Pending Legal Review.

It was moved by Trustee Maier, seconded by Trustee Brennan to approve a Proposal From WRD Environmental, Inc., 445 N. Sacramento Blvd., Chicago, Illinois for Natural Areas Planning in an Amount not to exceed \$29,550.00; Pending Legal Review.

Upon a call of the roll, the following voted:

AYE: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

NAY: None

Mayor Urlacher declared the motion carried.

**J. EXECUTIVE SESSION:**

No Executive Session was held, so Items "J" through "M" were not necessary

**N. ITEMS TO BE REFERRED:** None

**O. FOR INFORMATION ONLY:** No Items

**P. ADJOURNMENT**

With no further business to conduct, it was moved by Trustee Brennan seconded by Trustee Lane that the meeting be adjourned.

In Favor: All

Opposed: None

Mayor Urlacher declared the motion carried and the meeting adjourned at 8:28 p.m.

Cathy Nelson, Village Clerk