

**September 04, 2012  
Village of Sugar Grove  
Regular Board Meeting  
6:00 PM**

President Michels opened the meeting at 6:00 PM and asked that Trustee Montalto lead the Pledge. The roll was then called.

**Present:** President Michels, Trustee Renk, Trustee Paluch, Trustee Bohler, Trustee Johnson, Trustee Montalto, and Trustee Geary.

**Absent:** Trustee Renk

Quorum Established.

**Also Present:**

Administrator Eichelberger, Attorney Andersson, Finance Director VanVooren, Chief Moser , Clerk Galbreath, Engineer Pieotrowski, Director of Public Works Speciale, Community Development Director Young, Streets and Properties Supervisor Payton and Utilities Supervisor Merkel.

**PUBLIC HEARINGS**

None.

**APPOINTMENTS AND PRESENTATIONS**

**Aurora Area Convention and Visitors Bureau (AACVB)**

Mr. Chris Hamilton, Director of the AACVB gave a presentation on the services performed by the AACVB for the communities it serves. He outlined the new items they were adding and stated that the communities can come to expect more involvement from AACVB, from social media coverage to advertising of local events both small and large to not only the general public but locally. He also stated that a yearly review and update would personally be given, not just every 5 years when the agreement is up for renewal.

**PUBLIC COMMENTS ON ITEMS SCHEDULED FOR ACTION**

President Michels called for any public comments on items scheduled for action (all items were read and announced).

Connie Ferreli, addressed the Board concerning Video Gambling. She asked that the Board opt out a she felt that there would be no financial gain for anyone and a social loss for all. Sugar Grove has high standards for building etc. and should hold to high standards in all aspects of life in Sugar Grove.

Keith Duff, Village Bible Church, stated that he once again would ask the Board to opt out. He stated that laws are often put into place to save people from themselves and also read a letter from a member of his church that had first hand expiereince of living with a gambler.

Mrs. Massif, stated that as a mother she asked the Board to opt out, that she had moved to a family friendly town and would like to see it stay that way.

Cliff Barker, American Legion, asked the Board to allow video gaming. He stated many things in life can allegedly harm a person but people should take responsibility for themselves and what

their children are exposed to.

Jon Pilkington stated that he had respect for the Board and understood that they had to make some tough decisions. He asked as a parent that the Board make the decision to opt out of video gaming.

Hearing no further comments President Michels closed this portion of the agenda at 6:40 p.m.

**CONSENT AGENDA**

- a. Approval: Minutes for August 21 Meeting
- b. Approval: Vouchers
- c. Proclamation: National Chamber of Commerce Week
- d. Proclamation: "No Text On Board" Pledge Day
- e. Resolution: Approving a Professional Services Agreement for Water System Needs with Layne Christensen

Trustee Johnson **moved to approve the Consent Agenda as presented.** Trustee Bohler seconded the motion. President Michels then called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

**GENERAL BUSINESS**

**Ordinance Opting Out of Video Gaming**

Trustee Montalto **moved an Ordinance Banning Video Gaming pursuant to 230 ILCS40/27.** Trustee Johnson seconded the motion.

Trustee Geary state that he felt that the Village should place a non-binding referendum on the ballot. Administrator Eichelberger stated that while the Village can, it will of course be non-binding and the public also has the right to petition for a binding referendum. Trsutee Montalto stated he agreed that it should go to vote. Trustee Paluch also stated he felt a referendum was in order. Trustee Geary questioned what would happen if the Village did not opt out, the Legion put in machines and in April 2013 it was turned down (gaming was disallowed). Attorney Andersson stated all machines would have to be removed.

President Michels called for further discussion and hearing none, called for a roll call vote.

AYE:	Geary	NAY:	Johnson	ABSENT:	Renk
	Paluch		Bohler		
	Montalto				

Motion Carried.

All those voting Aye followed with a statement that this should go to referendum in April 2013.

**Resolution Authorizing Entering Into an Intergovernmental Agreement with the Aurora Area Convention and Visitor Bureau**

Trustee Geary **moved adopt a Resolution Authorizing Entering Into an Intergovernmental Agreement with the Aurora Area Convention and Visitor Bureau.** Trustee Johnson seconded the motion. President Michels called for further discussion and hearing none, called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

**Approval Amending the Approval of the 5th Amendment to the Prairie Glen (Stillwater) Development Agreement**

Trustee Johnson **moved approve amending the approval of Ordinance 20120807D amending the Prairie Glen Development Agreement to remove the above ground pool condition.** Trustee Bohler seconded the motion. It was clarified that the vote this evening was not a vote on the amendment, simply removing the pool condition asking that the CCR's be amended to allow above ground pools with certain conditions. President Michels called for further discussion and hearing none, called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

**Resolution Engineering Agreement – Mallard Point/Settlers Ridge Water Main**

Trustee Johnson moved approve a Resolution # 20120904PW2 authorizing an agreement with Engineering Enterprises, Inc. for the Design and Construction Engineering Services for the Watermain Improvements from the Mallard Point to Settlers Ridge Subdivisions pending the Village acquiring the necessary easements subject to attorney review. Trustee Montalto seconded the motion. The Board discussed this project and the future needs of the water system. Staff was asked to obtain updated costs for the looping of the system in county PUD of Pestbury. Trustee Geary asked if this would allow the hydrant that has been out of service for sometime in Mallard Point. Public Works Director Speciale, answered yes, as this would allow the hydrant to be repaired without having to shut off the water to the whole subdivision, which would also require a boil order. President Michels called for further discussion and hearing none, called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

**Resolution 2012 Non-MFT Road Program**

Trustee Johnson moved to reject the 2012 Pavement Maintenance Program Bids, waive the bidding process and approve Resolution 20120904PW3 authorizing an agreement with Geneva Construction Company in the amount of \$154,277.40. Trustee Geary seconded the motion. It was explained that because of pricing some items were removed and others added giving the Village a more favorable program for the amount of available funds. The Board asked staff obtain quotes for Joy St and Court to be presented at budget for consideration. They also asked when the MFT funds would be freed up from bond payment. Finance Director VanVooren stated in 2014. Trustee Geary asked if they could be re-issued. Mr. VanVooren stated it would be more expensive to do this, it would be more cost effective to issue new bonds. President Michels called for further discussion and hearing none, called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

## **NEW BUSINESS**

None.

## **REPORTS AND COMMENTS**

Community Development Director Richard Young stated that Copley is moving forward with their convenience care center.

Trustee Geary asked how the Mallard Point drainage project was going. It was reported that the project is moving along very well. The floating easement has worked well due to the ground conditions. Dewatering will start probably in the next week or so. The restrictor will be left at the end to help with water flow as the County has some work to complete on the south end of the project.

Trustee Paluch stated that a resident had contacted him regarding illegal dumping in the lot behind the post office. Staff will put a reminder in the next newsletter that people should not dump in any empty lots.

## **UPDATES**

Trustee Paluch stated the next meeting for the 2013 Corn Boil will be on September 13<sup>th</sup>. Trustee Johnson gave a Chamber of Commerce and Kaneland Booster update.

## **AIRPORT REPORT**

None.

## **PUBLIC COMMENTS**

None.

## **Adjournment**

As there was no further business meeting was moved to be adjourned by Trustee Johnson and seconded by Trustee Geary at 7:55 p.m. All members in attendance voted Aye in a voice vote.

**September 04, 2012  
Committee of the Whole**

President Michels opened the meeting and asked that be called.

**Present:** President Michels, Trustee Renk Trustee Paluch, Trustee Renk, Trustee Bohler, Trustee Johnson, Trustee Montalto, and Trustee Geary.

Quorum Established.

**Also Present:**

Administrator Eichelberger, Attorney Wilson, Finance Director VanVooren, Chief Moser, Clerk Galbreath, Engineer Burroughs, and Director of Public Works Speciale.

**Public Comment**

None.

**Discussion Hannaford Farms Home Owners Association Tolling Agreement**

It was explained that this agreement preserves the HOA of Hannaford Farms rights by extending the date that they could be allowed to take any action regarding the letter of credit for the subdivision. The HOA rep's have indicated that they have no intention of pressing a suit but have concerns of them giving up their rights prior to the end of the current litigation over the LOC.

The Board reviewed the agreement and agreed that as it placed no liability on the Village it would be in the Village's best interest to continue to work with the HOA and approve this agreement. Staff was directed to place this item on the next consent agenda for approval.

**Discussion Amending Development Escrow Provisions**

The proposal to change the current reimbursement for costs such as legal and engineering for the review, approval and monitoring of a subdivision was reviewed by the Board. The Board agreed that amending the subdivision control for a pay as you go (invoiced) system versus the current flat fee was in the best interest of the Village. Staff was directed to prepare an amendment and to bring it back for formal approval.

**Discussion Additional Authorized Investment Vehicle - Institutional Investment Trust**

The Board reviewed the documentation submitted to be a part of the Institutional Investment Trust and found it to be an acceptable investment vehicle for the Village. Staff was directed to place the formal approval on the consent agenda at the next meeting.

**Closed Session Litigation**

Trustee Geary **moved to adjourn to closed session to discuss litigation as per the exception to the open meetings act and to adjourn there from, taking no action.** Trustee Johnson seconded the motion. President Michels called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Renk
	Paluch				
	Geary				
	Montalto				
	Bohler				

Motion Carried.

Meeting Adjourned at 8:15 p.m.

Respectfully Submitted, Cynthia Galbreath, Village Clerk