

**Village of Sugar Grove**  
**Regular Board Meeting**  
**July 19, 2005**  
**6:00 P.M.**

President Michels opened the meeting at 6:00 p.m. and asked that Trustee Wolf lead the Pledge. President Michels then asked that the roll be called

**Present:** President Michels, Trustee Geary, Trustee Johnson, Trustee Renk, Trustee Bohler (6:20 p.m.), Trustee Wolf and Trustee Heineman.

**Quorum Established.**

**Also Present:**

Village Administrator Brent Eichelberger, Clerk Cynthia Welsch, Chief Brad Sauer, Attorneys Dean Frieders and Peter Wilson, Finance Director Justin VanVooren, Community Development Director Scott Buening, and Public Works Director Tony Speciale.

**PUBLIC HEARING(S)**

**Annexation of Property off Norris Road – Cell Tower**

President Michels opened the public hearing for comments on the proposed annexation of Cell Tower Property On Norris Road. No member of the public stepped forward and President Michels adjourned the public hearing to July 5, 2005 at 6:05 p.m.

**APPOINTMENTS AND PRESENTATION**

**2009 Solheim Cup Presentation**

Representatives of Rich Harvest Farms gave a presentation on the Solhiem Cup, its meaning, importance and an overview of how Rich Harvest Farms came to host the 2009 Solheim Cup. It was also explained that this event could have an impact on Sugar Grove and the surrounding communities, positively, as it will be bringing in visitors from all the United States and Europe. Rich Harvest Farms will donate any proceeds to charity and will not be profiting from the event. The charities that will benefit are the LPGA and the Hook a Kid on Golf foundation. Rich Harvest is asking the Sugar Grove support and promotes the event, as it is a patriotic event and one that will showcase the community.

**PUBLIC COMMENTS ON ITEMS SCHEDULED FOR ACTION**

President Michels called for any public comments on the items scheduled for action on the agenda. No member of the public stepped forward and this portion of the agenda was closed.

**CONSENT AGENDA**

- 1. Approval: Minutes of the June 28 and July 5, 2005 Meetings
- 2. Approval: Vouchers
- 3. Approval: Treasurers Report

Trustee Johnson moved to **approve the consent agenda items as presented**. Trustee Renk seconded the motion. President Michels then called for a roll call vote.

AYE:	Johnson	NAY:	None	ABSENT:	Bohler
	Geary				
	Renk				
	Heineman				
	Wolf				

**Motion Carried.**

**GENERAL BUSINESS**

**Annexing Territory – Cell Tower on Norris Road**

Trustee Johnson moved to **Adopt Ordinance 2005-0719A, An Ordinance Annexing Territory to the Village of Sugar Grove, Kane County, Illinois, Cell Tower off Norris Road**. Trustee Bohler seconded the motion. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	None	ABSENT:	Bohler
	Renk				
	Johnson				
	Heineman				
	Wolf				

**Motion Carried**

**Open Space Acquisition Recommendations**

Trustee Geary moved to **accept the Open Space Recommendations, with the transportation plan overlays, and to forward to the Kane County Forest Preserve District the recommendations and ask for their consideration of purchase of these parcels with their Open Space funds**. Trustee Renk seconded the motion. Trustee Renk then gave a presentation of the committee’s findings, and how they came to recommend the properties. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	None	ABSENT:	Bohler
	Heineman				
	Renk				
	Johnson				
	Wolf				

**Motion Carried**

**Authorization of Illinois Tomorrow Grant**

Trustee Renk moved to adopt a Resolution authorizing the Village President to Execute the Intergovernmental Agreement with IDOT for the Illinois Tomorrow Grant. Trustee Geary seconded the motion. Community Development Director Buening explained that this grant was previously awarded and as the Village did not hear anything the area that was to be studied was already done. This agreement changes the area of study, as approved by the State, the downtown area along Route 47. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	None	ABSENT:	None
	Renk				
	Bohler				
	Heineman				
	Wolf				
	Johnson				

**Motion Carried**

**NEW BUSINESS**

None

**REPORTS**

Trustee Bohler stated that unless there was a significant amount of rainfall the fireworks on July 30, 2005 would be cancelled.

Trustee Johnson asked how the water situation was in Sugar Grove. Public Works Director Speciale stated that the wells were holding their level fairly well, however the pumps are running constantly. The Board discussed a ban and staff replied that the ordinance as written gives authority to the President, Public Works Director or the Village Administrator to issue and executive proclamation, restricting water use.

President Michels stated that he, Trustee Heineman and Administrator Eichelberger would be meeting with Kane County Board Chairperson, Karen McConaughay on July 20, 2005.

**PUBLIC COMMENTS**

None

**ADJOURNMENT**

Trustee Geary moved to adjourn the regular meeting to the end of the Committee of the Whole (to follow the COWT meeting). Trustee Johnson seconded the motion. All members in attendance voted AYE. .

**Respectfully submitted, Cynthia L. Welsch, Acting Village Clerk**

**Village of Sugar Grove  
Committee of the Whole Meeting  
July 19, 2005  
6:30 P.M.**

**CALL TO ORDER**

**Present:**

President Michels, Trustee Johnson, Trustee Bohler, Trustee Geary, Trustee Heineman, Trustee Wolf and Trustee Renk

**Quorum Established**

**Also Present:**

Village Administrator Brent Eichelberger, Clerk Cynthia Welsch, Chief Brad Sauer, Attorneys Dean Frieders and Peter Wilson, Finance Director Justin VanVooren, Community Development Director Scott Buening, and Public Works Director Tony Speciale.

**Plat of Easement Vacation and Grant of at Route 47**

The Board reviewed the request and supporting documentation for the vacation of an easement and granting of easement at the NW Corner of IL Route 47 and West Park Avenue and agreed that the vacation and granting of easements was appropriate. Staff was directed to prepare and place an Ordinance Vacating and Granting Easement at the NW Corner of I Route 47 and West Park Ave and to place the ordinance for adoption on the August 2, 2005 consent agenda for approval.

**US Route 30 and Dugan Road Annexations**

The Board discussed the annexation of these properties and concurred that the annexation was appropriate and the zoning as commercial with the addition of a special use for 10 years or until sale for the use of a residence with the vehicle repair facility was appropriate. Staff was directed to begin annexation proceedings for the three properties.

**3 Yorkshire Court Annexation**

The Board reviewed the documentation presented and agreed that the annexation was appropriate at this time. Staff was directed to place the annexation on a future Board agenda and to issue the water/sewer permit.

**Home Rule Presentation**

Attorney's Dean Frieders and Peter Wilson of Mickey, Wilson, Weiler, Renzi and Andersson gave the Village Board an overview of Home Rule and Non-Home Rule Communities. The definitions as applied by state statute were given and the differences were outlined. Home Rules or Dillons Rules status is expressly given by statute. A community can chose to give up the status of home rule by referendum. To be a home rule community the community must either be 25,000 (at least) or go to referendum to achieve to the status. The difference that is mostly quote in the two, is that of taxation, as home rule communities have a greater power to tax however, there are other areas that a community gains more power in when they have the home rule status. A booklet was given, and is available in the Village Hall.

**ADJOURNMENT OF COMMITTEE OF THE WHOLE – OPEN ADJOURN MEETING AND CONVENE TO CLOSED SESSION**

Trustee Geary moved to Adjourn the Committee of the Whole, Open the Adjourned Regular Meeting of July 19, 2005 and to adjourn to Closed Session to discuss Personnel and Litigation and to reconvene to possibly take action. Trustee Johnson seconded the motion. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	Wolf	ABSENT:	Johnson
	Renk				
	Bohler				
	Heineman				
	Wolf				

**Motion Carried**

**RECONVEN TO THE ADJOURNED JULY 19, 2005 MEETING**

Trustee Geary moved to Reconvene to the Adjourned Regular Session Trustee Heineman seconded the motion. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	Wolf	ABSENT:	Johnson
	Renk				
	Bohler				
	Heineman				
	Wolf				

**Motion Carried**

**Intergovernmental Agreement – Telecommunications**

Trustee Wolf moved to approve an intergovernmental Agreement for the payment of Attorney Fees. Trustee Heineman seconded the motion. President Michels called for discussion and hearing none asked that the roll be called.

AYE:	Geary	NAY:	Wolf	ABSENT:	Johnson
	Renk				
	Bohler				
	Heineman				
	Wolf				

**Motion Carried**

Trustee Johnson **moved to Approve the contract riders to the Employment Agreements for the, Administrator, Community Development Director, Finance Director, Police Chief and the Director of Public Works.** Trustee Bohler seconded the motion. Trustee Geary asked that the contract riders be presented individually for consideration. President Michels asked for amended motion and hearing none asked that the roll be called on the motion as stated.

AYE:	Geary	NAY:	Wolf	ABSENT:	Johnson
	Renk				
	Bohler				
	Heineman				
	Wolf				

**Motion Carried**

**ADJOURNMENT**

Meeting was adjourned at 9:07 p.m., motion made by Trustee Johnson, seconded by Trustee Heineman.

Respectfully submitted, Cynthia L. Welsch, Acting Village Clerk