

**Village of Sugar Grove
Regular Board Meeting**

March 20, 2007

6:05 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 Wolf, Trustee Geary, Trustee Renk, Trustee Bohler, Trustee Heineman, and Trustee Johnson.

Quorum Established

Also Present:

Administrator Brent Eichelberger, Clerk Cynthia Welsch, Community Development Director Scott Buening, Attorney Steve Andersson, Public Works Director Tony Speciale, Streets and Properties Supervisor Payton, and Utilities Supervisor Brad Merkel.

PUBLIC HEARINGS

Hannaford Farm Annexation Agreement Amendment

President Michels opened the Public Hearing for the Hannaford Far, Annexation Agreement Amendment and called for any public comments at 6:08 p.m. No member of the public stepped forward and the Public Hearing was closed at 6:10 p.m.

APPOINTMENTS AND PRESENTATIONS

Kane County Emergency Director Donald Bryant gave a presentation on the CodeRed System. Village Staff was directed by the Board to put information on the website and in the next newsletter about the system.

PUBLIC COMMENTS ON ITEMS SCHEDULED FOR ACTION

President Michels called for any public comments on the items scheduled for action on the agenda.

Mr. Roberts, one of the property owners that would be affected by the Ordinance De-annexing Territory that is on this evenings consent agenda stepped forward. Mr. Roberts asked the Board to move forward on the ordinance and stated that it would be in their best interest to do so as an election is pending, he had to pay surveying fees, and that he and other would join in a lawsuit if the de-annexation did not occur and that he did not want to be a part of Sugar Grove. He urged Sugar Grove to work with the Village of Big Rock to amicably settle the boundary lines through agreements and to not force annex anyone.

Mr. Ross Scimeca stated that there is a lot of construction traffic, specifically gravel trucks that start early and go down Merrill Road. They wake him up, he will not let his grandkids outside because the trucks go to fast and the gravel is doing damage to property.

No other member of the public stepped forward and this portion of the agenda was closed at 6:05 p.m.

CONSENT AGENDA

The following items were requested to be removed from the Consent Agenda:

Ordinance De-annexing Territory – Properties Along Granart / Whildin /Camp Dean Roads
 Ordinance Granting a Rear Yard Setback Variance – 1267 Dorr

- a. Approval: Vouchers
- b. Approval: Treasurer’s Report
- c. Resolution: Review and Release of Closed Session Minutes
- d. Ordinance: Declaring Surplus
- e. Resolution: Adopting the 2007 Zoning Map
- f. Approval: Purchase of Bulk Road Salt
- g. Approval: Manholes Repair Contract

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

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

Motion Carried.

At this time, Trustee Kevin Geary left the meeting.

Ordinance De-annexing Territory – Properties Along Granart / Whildin /Camp Dean Roads

Trustee Johnson moved **to Adopt an Ordinance De-annexing Territory – Properties Along Granart / Whildin /Camp Dean Roads**. Trustee Heineman seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

At this Trustee Kevin Geary returned to the meeting.

Ordinance Granting a Rear Yard Setback Variance – 1267 Dorr

Trustee Johnson **moved to Adopt an Ordinance Granting a Rear Yard Setback Variance for property located at 1267 Dorr.** Trustee Heineman seconded the motion. Community Development Director Scott Buening stated that the petitioner has agreed to comply with all conditions. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

GENERAL BUSINESS

Resolution Supporting the Need for the Kaneland Referendum

President Michels read the Resolution Supporting the Need for the Kaneland Referendum. Trustee Johnson **moved to Adopt Resolution Supporting the Need for the Kaneland Referendum.** Trustee Heineman seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Ordinance Amending a PUD Agreement – Prairie Glen & Resolution Granting a Preliminary and Final Plat.

Trustee Johnson **moved to approve an Ordinance Granting a Major PUD Amendment and a Final Planned Unit Development for a multiple office building develop in the Prairie Glen PUD and a Resolution Granting a Preliminary and Final Plat for a Multiple Office Building Development at in the Prairie Glen Office Park.** Trustee Renk seconded the motion. The Community Development Director and the attorney for the petitioner both stated that all items had been worked out. The rear elevation as requested by the Board is presented this evening to aid them in their deliberation. The Board

reviewed the elevation and stated that it is what they were looking for. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Ordinance Amending an Annexation Agreement & Final PUD – Hannaford Farm
 Trustee Renk moved to Approve an Ordinance Amending an Annexation Agreement & Final PUD – Hannaford Farm. Trustee Heineman seconded the motion. Community Development Director Scott Buening stated that this ordinance reflects the changes that the Board requested. Mr. Tim Lund, developer, stated that they have received a letter of approval from Kane County on the needed road improvements. Work should begin this spring. He further stated Denny Road should be extended and that the construction traffic will be using it instead of Merrill. President Michels called for any further discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Resolution Accepting Public Improvements – Lake of Bliss Woods
 Trustee Heineman moved to Approve a Resolution Accepting Public Improvements – Lake of Bliss Woods Units 1 and 2. Trustee Johnson seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Approval Release of Subdivision Bonds – Lakes of Bliss Woods

Trustee Johnson moved to **Approved the Release of Subdivision Bonds BE0949647, 140482 and BE1835101 to \$25,000 upon the submittal of a Maintenance Bond in the amount of \$150,860.42 with a release of \$25,000 when all work completed by Hannaford Farm has been reimbursed for the Lakes of Bliss Woods.** Trustee Renk seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Resolution Approving a Construction Contract – Cardinal Drive Extension

Trustee Johnson moved to **Adopt a Resolution Approving a Construction Contract – Cardinal Drive Extension with RA Ubert in an amount not to exceed \$199,998.25.** Trustee Geary seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Ordinance Adopting an Emergency Operations Plan

Trustee Geary moved to **Adopt an Ordinance Adopting an Emergency Operations Plan and a Continuity of Operations Plan.** Trustee Johnson seconded the motion. President Michels called for any discussion by the Board and hearing none then called for a roll call vote.

AYE:	Geary	NAY:	None	ABSENT:	None
	Wolf				
	Renk				

	Johnson				
	Bohler				
	Heineman				

Motion Carried.

Ordinance Amending Parking Standards

Trustee Johnson **moved to Adopt an Ordinance Amending Parking Standards.** Trustee Bohler seconded the motion. President Michels stated that he felt that a good compromise was made with the standards. Trustee Geary asked for the item to be tabled for further review. President Michels and Trustee Johnson stated that this has been discussed and reviewed and staff has indicated that they would monitor parking at these types of facilities. President Michels called for any further discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

Ordinance Establishing a Non-Home Rules Sales Tax

Trustee Johnson **moved to Adopt an Ordinance Establishing a Non-Home Rules Sales Tax.** Trustee Renk seconded the motion. President Michels stated that the implementation of the tax has been debated and asked that Board to move forward in the implementation. The Board once again discussed the tax the needed economic development and infrastructure improvements throughout the Village. Also discussed was the message to the voters about the tax and the fact that the voters did vote for the tax. Trustees Heineman and Wolf both stated that because they felt that the intent for the use of the funds that was implied prior to the passage of this referendum was not fulfilled they would not be voting affirmatively for this ordinance this evening. President Michels called for any further discussion by the Board and hearing none then called for a roll call vote.

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

Motion Carried.

NEW BUSINESS

None

REPORTS

Public Works Director Speciale stated that he and the Utilities Supervisor Brad Merkel had attended the APWA Conference. The conference was great and Jeff Freeman of EEI, Inc won an award.

Trustee Johnson report of the upcoming Chamber of Commerce activities.

President Michels asked for an update on the status of the county smoking ban. Staff will present an update next meeting ordinance of the countywide and tri-cities status.

PUBLIC COMMENTS

President Michel asked if anyone was present that would like to address the Board. Dave Decker complimented the Board on passing the sales tax. President Michels called for any further comments and hearing none the public comments portion of the agenda was closed.

ADJOURNMENT

Trustee Geary **moved to adjourn the regular meeting at 7:25 p.m.** Trustee Johnson seconded the motion. All members in attendance voted **AYE**.

Respectfully submitted, Cynthia L. Welsch, Village Clerk

March 20, 2007
Committee of the Whole Meeting
6:30 p.m.

Present: President Michels, Trustee Wolf, Trustee Geary, Trustee Renk, Trustee Bohler, and Trustee Johnson

Quorum Established

Absent: Trustee Heineman

Also Present:

Administrator Brent Eichelberger, Clerk Cynthia Welsch, Community Development Director Scott Buening, Attorney Peter Wilson, Public Works Director Tony Speciale and Utilities Supervisor Merkel.

Rezoning, Preliminary Plat & Preliminary PUD – SW Corner of Route 47 and Park Avenue

Community Development Director Scott Buening explained the request for rezoning and the items that are still pending (conditions). The petitioner then gave a brief overview of the project. The Board discussed the lighting, signage, landscaping, and uses for the area. The Board agreed that the landscaping should not hide the development area. The lighting was approved as presented. The uses were approved after further discussion and explanation that each lot would need to present separately as this is a PUD it is required. The Board asked that staff double check that banks and gas stations are special uses in this development. It was explained by staff that the signage would also be addressed in the PUD. The petitioner agreed to all conditions as suggested. This item will move forward for formal approval in April.

2007 MFT Program

The Board reviewed the 2007 MFT program as presented by staff and approved of the program as presented. This item will move forward for formal approval in April.

Meeting Adjourned at 8:10 p.m.

Respectfully submitted, Cynthia Welsch, Village Clerk