

MEETING OF SEPTEMBER 17, 2008

The regular meeting of the Board of Trustees, Village of Elwood, was called to order at 7:00 PM, September 17, 2008. All board members present.

Also present: Aimee Ingalls, Ed Graham, Dave Albert and Scott Haywood

Meeting opened with Pledge to Flag.

A motion by Trustee Matichak to amend the Agenda to add Bob Braun to Executive Session, reference Litigation. Seconded by Trustee Jones. A voice vote was called: Trustee Bernhard – yes, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – yes, Trustee Matichak – yes. Motion carried.

PUBLIC COMMENTS

Gerald Gruber, Cobblestone – regarding snow bird policy, we are retired and go away for the winter and return in the spring. Village has been compassionate to residents. Do not change the policy. No water and sewer used while we are gone. Mentioned that other Village's policy while people are gone. The new proposal too excessive and high. Please do not discriminate the seniors.

PRESENTATION OF MINUTES

The minutes of the Workshop of August 13, 2008, Regular Meeting of August 27, 2008 and Special Meeting of September 10, 2008 were presented.

A motion by Trustee Matichak to approve the minutes of Workshop of August 13, 2008, Regular Meeting of August 27, 2008 and Special Meeting of September 10, 2008 as presented. Seconded by Trustee LaPaglia. All voted in favor of motion. Motion carried.

PRESENTATION OF BILLS

Bills for the previous month were presented.

A motion by Trustee Jones to approve bills as presented. Seconded by Trustee Kucera. A voice vote was called: Trustee Bernhard – yes, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – yes, Trustee

Matichak – yes. Motion carried.

OATH OF OFFICE

The following were given the Oath of Office by Clerk Pat Buchenau.

Doug Jenco	Planning Board
Brian Keith	Park Committee
Joe Resendiz	Board of Appeals
Lance Vinsel	Board of Appeals

AN ORDINANCE ACCEPTING A SPECIAL WARRANTY DEED FROM CENTERPOINT INTERMODAL, LLC CONVEYING CERTAIN PARCELS OF REAL ESTATE AND AUTHORIZING EXECUTION OF AN EASEMENT AGREEMENT FOR ACCESS THERETO

A motion by Trustee Kucera to table Ordinance Accepting a Special Warranty Deed from CenterPoint Intermodal, LLC Conveying Certain Parcels of Real Estate and Authorizing Executio of an Easement Agreement for Access Thereto. Seconded by Trustee Bernhard. All voted in favor of motion. Motion carried.

AN ORDINANCE ESTABLISHING CABLE/VIDEO SERVICE PROVIDER FEE

A motion by Trustee Kucera to table Ordinance Establishing Cable/Video Service Provider Fee. Seconded by Trustee Bernhard. All voted in favor of motion. Motion carried.

AN ORDINANCE ESTABLISHING STANDARDS FOR CABLE/VIDEO SERVICE PROVIDER FEE AND PEG ACCESS SUPPORT FEE

A motion by Trustee LaPaglia to table Ordinance Establishing Standards for Cable/Video Service Provider Fee and Peg Access Support Fee. Seconded by Trustee Kucera. All voted in favor of motion. Motion carried.

A motion by Trustee LaPaglia to table Ordinance Establishing Standards for Cable/Video Service Provider Fee and Peg Access Support Fee. Seconded by Trustee Jones. All voted in favor of motion. Motion carried.

AN ORDINANCE ESTABLISHING STANDARDS FOR THE CONSTRUCTION OF FACILITIES ON THE RIGHTS-OF-WAY

A motion by Trustee Kucera to table Ordinance Establishing Standards for the Construction of Facilities on the Rights-of-Way. Seconded by Trustee LaPaglia. All voted in favor of motion. Motion carried.

**RESOLUTION FOR THE ADOPTION OF AN AMENDED
OFFICIAL CALENDAR FOR CALENDAR YEAR BEGINNING
JANUARY 1, 2008 AND ENDING DECEMBER 31, 2008**

Aimee Ingalls – by changing the date of the Finance Committee will be able to get all the bills in that need to be paid and not have to carry them over and get charged late fees. Will change date just for fiscal year 2008.

A motion by Trustee Kucera to approve Resolution for the Adoption of an Amended Official Calendar for Calendar Year Beginning January 1, 2008 and Ending December 31, 2008. Seconded by Trustee Jones. A voice vote was called: Trustee Bernhard – yes, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – yes, Trustee Matichak – yes. Motion carried. Resolution 2008-09-02

WATER BILLING PROCEDURES

Aimee Ingalls – we do not have a snow bird policy, just a vacant property policy. The intent was not for a specific segment of population or those that go away and come back. The language was very vague. Everyone is required to pay a minimum, discount for snow birds, would have to apply to anyone that does not use the minimum. Staff recommendation is to change the language in the policy regarding vacant property. We want to accomodate, term inactive service fee proposed, have to be gone for six months, discount garbage fee. Rates will be going up in January.

Trustee LaPaglia – does Waste Management charge us?

Aimee – no they do not. Question is what is a temporary vacancy, vacant homes for ninety (90) days.

Trustee Matichak – how many houses are vacant?

Aimee – three (3).

Joe Neese – would like to have shut off even if there is a fee, worried about pipes. Would like to shut off in front of house.

Aimee – if Village grows, could become a problem to deal on an individual basis or a general policy.

Trustee Matichak – how long have the snow birds paid the \$75.00?

Aimee – was approved May 2007.

A motion by Trustee LaPaglia to adopt a policy amendment related to temporary vacation of property and requests for temporary disconnection of water, sewer and garbage service as described in the Policy Memo of Village Administrator, Aimee Ingalls dated September 12, 2008 and direct staff to make any written policy changes necessary and consistent therewith. Seconded – call for a second three (3) times, no call. Motion denied.

Frank Offerman of Archer Lane – feel the same as Joe Neese, charge the \$75.00.

Aimee – was must incorporate this into the policy.

Trustee LaPaglia – this is for six or seven people in the Village. I do not use the minimum, I should be treated the same way. May become a problem.

Gerry Gruber – other cities do, this is not fair.

A motion by Trustee Matichak to charge \$75.00 snow bird policy, vacant over five (5) months, water shut off at street and charge \$75.00 re-connect fee. Without minimum, keep it as it has been. Seconded by Trustee Jones. A voice vote was called: Trustee Bernhard – no, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – no, Trustee Matichak – yes. Motion carried.

LETTER OF CREDIT REDUCTION – Elwood Town Center Units 2 and 3

Letter of Credit reduction, new Letter of Credit in the amount of \$110,543.60. Recommendation from Baxter Woodman.

A motion by Trustee LaPaglia to accept Letter of Credit for Elwood Town Center Units 2 and 3 with a new amount of \$110,543.60. Seconded by Trustee Jones. All voted in favor of motion. Motion carried.

HIRING OF RECEPTIONIST

Aimee Ingalls – staff is recommending the hiring of Julie Friebele for the receptionist position. Seven candidates were interviewed.

A motion by Trustee Jones to hire Julie Frieble as the new Receptionist. Seconded by Trustee Kucera. A voice vote was called: Trustee Bernhard – yes, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – yes, Trustee Matichak – yes. Motion carried.

BOARD REPORTS

PARK AND RECREATION – Trustee LaPaglia

Nothing to report

FINANCE COMMITTEE – Trustee Kucera

Nothing to report

PUBLIC WORKS – Pro Tem Village President Strawn

Problem with screen at the waste water treatment plant.

COMMUNITY EVENTS – Trustee Bernhard

Nothing to report

DEPARTMENT REPORTS

VILLAGE ADMINISTRATOR – Aimee Ingalls

Public Hearing for Plan Commission regarding the Comprehensive Plan Update, to be held Tuesday, September 23, 2008.

FINANCE – Nick Narduci

No report – was not present at the meeting.

POLICE – Chief Albert

Nothing to report

PUBLIC WORKS – Scott Haywood

Screen at water/sewer plant needs to be replaced, cost very high, will work with EMC to get replaced. Little Park – bathrooms are complete. Fountain has been installed.

EMC – Corey Byington

We had a good month, no problems, minor work on the lift station on Morris Street.

Pro Tem Village President Strawn appointed Trustee Jones to Public Works.

Trustee Kucera asked about Phase 5 of Meadowbrook, is Chalen going to do anything?

Aimee Ingalls – we are pursuing, will send you a memo.

A motion by Trustee Bernhard to go into Executive Session to discuss personnel and litigation. Seconded by Trustee Matichak. A voice vote was called: Trustee Bernhard – yes, Trustee Jones – yes, Trustee Kucera – yes, Trustee LaPaglia – yes, Trustee Matichak – yes. Motion carried.

A motion by Trustee Matichak to go back in Open session. Seconded by Trustee Kucera. All voted in favor of motion. Motion carried.

A motion by Trustee Bernhard to adjourn meeting. Seconded by Trustee LaPaglia. A voted in favor of motion. Motion carried.

Pat Buchenau
Village Clerk