

**MINUTES FOR THE REGULAR MEETING
OF THE CORPORATE AUTHORITIES OF THE
VILLAGE OF CAMPTON HILLS
AUGUST 2, 2017
7:00 P.M.**

CAMPTON TOWNSHIP COMMUNITY CENTER
5N082 OLD LAFOX ROAD
CAMPTON HILLS, ILLINOIS

1. **CALL TO ORDER**

President Blecker called the meeting to order at 7:01 p.m.

2. **ROLL CALL**

Clerk Quail called the Roll:

Present

Trustee Andersen

Trustee George

Trustee Girka

Trustee Tyrrell

Absent

Trustee O'Dwyer

Trustee Millette

Also Present

Administrator Searl

Clerk Quail

3. **PLEDGE OF ALLEGIANCE**

President Blecker led all those present in the Pledge of Allegiance.

4. **PUBLIC COMMENTS**

Dave Phillips, representing the Campton Township Solid Waste Disposal District (CTSWDD), appeared before the Board to provide an update on the 2015, contract with Waste Management. He stated that, overall, residents are selecting more limited lower cost services as opposed to higher cost services. He reported that Waste Management has been a good partner thus far.

Trustee Tyrrell asked how we can encourage residents to recycle more. Trustee George inquired if they might consider eliminating the option of a 96-gallon refuse cart, only offering a 64 or 35 gallon to direct residents toward increasing use of the recycling cart.

Mr. Phillips explained that they could take those things into consideration in 2019, in preparation for the 2020 contract. He further explained that household waste is becoming more recyclable than it was in 2015.

Trustee Tyrrell expressed his interest in following a truck or visiting a recycling plant to become more informed about exactly what is recyclable.

Trustee Andersen asked on behalf of a neighbor about special pickup; and Mr. Phillips said that Waste Management has a call center which responds to those requests, and that stickers are available for purchase to tag extra refuse.

Trustee Girka asked if it is up to the collector to pick up certain types of extra refuse. He inquired as to whether or not Waste Management can enforce recycling; and he recalled an average recycling rate of about 26%, which he recalled from a WGN news report. Mr. Phillips added that the CTSWDD's recycling rate is 35%.

The Board collectively expressed praise for CTSWDD's efforts.

5. **CONSENT AGENDA**

- a. Motion to approve the minutes of the July 18, 2017 Regular Meeting
- b. Motion to approve the minutes of the July 19, 2017 Special Meeting
- c. Motion to approve the minutes of the July 25, 2017 Special Meeting
- d. Motion to approve payment of bills per Warrant List #18-07
- e. Motion to accept the resignation of Joe Carpenter as Chairman of the Plan Commission

MOTION TO APPROVE THE CONSENT AGENDA, BASED ON THE CURRENT VERSION OF ITEM A, made by Trustee Tyrrell; and seconded by Trustee George.

Roll Call Vote

[AYES: 4]
Andersen

[NAYES: 0]

Motion **CARRIED**

George
Girka
Tyrrell

6. ACTION ITEMS

- a. Recognition of Dave Newkirk for his time as a volunteer on the Public Works Committee

President Blecker presented a Proclamation recognizing Dave Newkirk for his work on the Public Works Committee. He expressed accolades and appreciation for Mr. Newkirk's important contribution to the Village and exemplary service to the residents. The Board applauded Mr. Newkirk's dedication.

- b. **MOTION TO RECONSIDER THE RE-APPOINTMENT OF SUE WINDLAND TO THE COMMUNITY RELATIONS COMMITTEE FOR A TERM TO EXPIRE AUGUST 30, 2018**, made by Trustee Tyrrell; and seconded by Trustee Andersen.

Voice Vote: [AYES: 4] [NAYES: 0] Motion **CARRIED**

- c. **MOTION TO RE-APPOINT SUE WINDLAND TO THE COMMUNITY RELATIONS COMMITTEE FOR A TERM TO EXPIRE AUGUST 30, 2020 (A 3-YEAR TERM IN ACCORDANCE WITH SECTION 2-5-1 OF THE CAMPTON HILLS VILLAGE CODE)**, made by Trustee Tyrrell; and seconded by Trustee George.

Voice Vote: [AYES: 4] [NAYES: 0] Motion **CARRIED**

Trustee Tyrrell and President Blecker both expressed high praise for Ms. Windland's work on behalf of the Community Relations Committee, particularly noting her hard work on the National Night Out event.

- d. **MOTION FOR THE BOARD TO REVIEW OF KANE COUNTY PETITION FROM JAMES IANNANTONE, 43W185 BURLINGTON ROAD, ELGIN, IL TO AMEND THE ZONING TO F1 FOR STAFF DIRECTION**, made by Trustee Tyrrell; and seconded by Trustee Andersen.

Trustee Tyrrell noted that he attended the Planning & Zoning meeting in which this matter was discussed; and explained the confusion over the oddly shaped parcel which the resident would create with the amendment. Administrator Searl noted that he reached out to the county to verify the parcel sizes; and that the county did not anticipate a problem in the future development of the land.

Trustee Tyrrell explained that the Plan Commission discussed that the remaining property remain zoned "F" and not "F1." He urged the Board to place a condition on their recommendation that the remaining property stay "F" zoned. Trustees Andersen and George concurred.

Trustee George noted that the Board should be clearer about its position on permeable paving and dark skies.

Trustee Tyrrell **WITHDREW THE MOTION**, after the Board determined a motion was not necessary; and further directed Administrator Searl to include the following in the Village's letter to Kane County:

1. That any future development on the property respect the regulated green infrastructure on the property (including permeable paving) and protect the local groundwater supply, sensitive aquifers, and threatened and endangered species;
2. That the County take all measures possible to ensure that the 16+ acres remain zoned "F;"
3. That any future development on the property respect the Village's "dark skies" ordinance;
4. That the County require the residual land remain zoned "F" per the condition set forth in Item 3 of the Kane County Zoning Board's Findings of Fact Sheet, namely: *"The subject property is suitable for the intended use, except the size of it is being reduced to less than 40 acres and is too small to comply with the F District. Therefore, the reclassification to the F1 District is appropriate to enclose the existing residence and leave the remaining acreage in the F district."*

- e. **MOTION TO APPROVE PAYMENT OF \$1,069.35 TO LEGISLATIVE COUNSEL, MONTANA & WELCH**, made by Trustee Andersen; and seconded by Trustee Girka.

Trustee Tyrrell questioned why four votes would be required for approval on this matter. Administrator Searl read from the Municipal Handbook, and affirmed that the matter would indeed require four votes.

Trustee George expressed concern about voting on this matter in the absence of two other Trustees; and Trustee Girka stated the importance for the Village to fulfill its obligation to pay bills for services which had been rendered.

Roll Call Vote: [AYES: 3] [NAYES: 1] Motion **FAILED**
Andersen George
Girka
Tyrrell

f. MOTION TO APPROVE THE RETENTION OF MONTANA & WELCH AS LEGISLATIVE COUNSEL AT AN HOURLY RATE OF \$175.00 SUBJECT TO THE APPROVED FISCAL YEAR LEGAL BUDGET, made by Trustee Girka and seconded by Trustee Andersen.

Trustee Tyrrell encouraged the Board to consider that this matter is not a new liability. He explained his understanding that Attorney Tappendorf's recommendation is that Montana & Welch submit a letter of engagement if the Board intends to retain Montana & Welch for its legislative counsel. Trustee Andersen confirmed that the Board does indeed presently have the engagement letter from Montana & Welch.

Trustee Girka asked for clarification on the intent of item f. Trustee Tyrrell said the legislative code encourages that the Board retain a legislative attorney, so it is in the best interest of the Board to retain someone for that role.

Trustee Andersen reassured the Board that it could hire anyone it wishes, and must have a letter of engagement from whichever entity that may be.

Trustee Tyrrell discouraged the Board from any delay in approving this matter. Discussion followed about the importance of achieving at least near-perfect attendance when voting.

Trustee Tyrrell concurred with Trustee Girka that the Board must be sensitive to incurring extraneous legal fees.

Trustee George reiterated the importance of having more Trustees present for this vote, and for that reason, she indicated she would intend to vote against the approval.

Trustee Girka acknowledged an understanding of the role of Montana & Welch as legislative counsel. He thanked President Blecker for being conscientious about managing legal fees.

Trustee Andersen WITHREW HER SECOND OF THE MOTION.

MOTION TO TABLE APPROVAL OF THE RETENTION OF MONTANA & WELCH AS LEGISLATIVE COUNSEL AT AN HOURLY RATE OF \$175.00 SUBJECT TO THE APPROVED FISCAL YEAR LEGAL BUDGET, made by Trustee Tyrrell; and seconded by Trustee George.

Prior to a vote to table the motion to retain Montana & Welsh- Trustee Tyrrell questioned the need of 4 affirmative votes to approve the motion since the Village Board had previously voted to retain the firm as legislative legal counsel with an expenditure cap. Trustee Tyrrell further stated that this particular vote only reaffirms that previous decision and would approve an engagement letter that was thought to have previously existed so it does not involve a new expenditure nor ordinance approval.

Voice Vote [AYES: 3] [NAYES: 1] Motion **TABLED**

Trustee Girka requested a two-minute recess; and President Blecker ordered a recess at 7:53 p.m. The meeting resumed at 7:55 p.m.

7. DISCUSSION ITEMS

a. SECTION 319(h) Grant – Nonpoint Source Pollution Control Financial Assistance Program

Administrator Searl presented the grant program to the Board and explained that this item is for planning next year, and encouraged the Board to identify different areas of interest and need.

Trustee Andersen recommended that this go in the budget planning for the next fiscal year.

Administrator Searl explained that there is a cost-share connected with the application(s).

Trustee George noted that there are drain tile opportunities and possibilities for shoreline enhancements for ponds with erosion issues. Trustee Tyrrell asked if it is for private or public ponds; and Trustee George said she believes it would be either public or private.

Trustee George encouraged the Board to explore its options with this grant program; and President Blecker suggested that the property owner could pay the cost share. Trustee Andersen noted that the Board could be the conduit to accomplishing such projects with the residents. Trustee Andersen further noted that a list and cost by budget type would be necessary for fiscal planning.

Trustee Tyrrell noted that this program covers a wide range of topics. He asked if there had been an effort to prioritize. President Blecker stated that some conversations with the Township would be required for some areas.

Trustee George noted that there are opportunities in the category of education (for speakers, seminars and programming), citing a topic like farmable land, or producing leaflets.

8. PROJECTS/UPDATES

- Trustee Tyrrell asked for a follow-up on the Ponderosa property and the issue of the abandoned vehicles. Administrator Searl explained that the Village sent a certified letter regarding the inoperable vehicles. He further noted that the property owner has until Friday, August 4th to request a hearing. If the owner does not respond by the deadline, the Village will work with the Village prosecutor to obtain an administrative warrant. To date, there has been no request for a hearing made by the property owner. Administrator Searl noted that the resident has a long track record of non-responsiveness to communications. He explained that Police Chief Hoffman personally attempted to deliver a copy of the letter. The letter had been copied on red paper and posted to the door. An officer observed that the red letter was gone the next day.
- Administrator Searl raised the question of temporary food vendor permits, since many communities do have such food vendors licenses. He asked if there needs to be an ordinance for food vendors, because such permits are currently treated as a “peddler permit.” Trustee George asked if it is worth the time and trouble having a separate permit, and offered a suggestion that the current form be modified to include a category for “food vendor.”

Discussion followed about what requirements from the County might be relevant for health department/inspection.

Trustee Tyrrell offered the idea that, in order to obtain a peddler permit for food, the applicant should be required to have the appropriate licensing from the county health department.

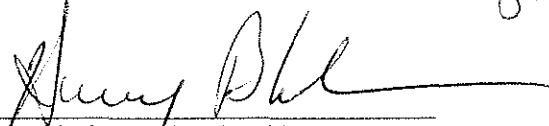
- Discussion followed about the “no solicitor” stickers. Trustee Girka asked if the new zoning administrator has any experience with enforcement of no solicitor. Administrator Searl said he would consult Mr. Fitzgibbon.

9. CLOSED SESSION - There was no closed session.

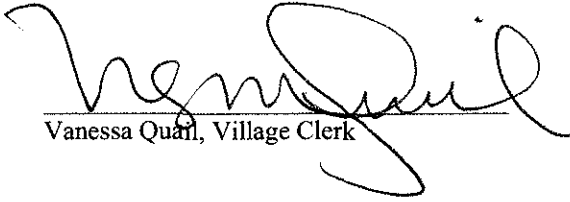
10. MOTION TO ADJOURN THE MEETING at 8:21pm made by Trustee Andersen: and seconded by Trustee Tyrrell.

Voice Vote: [AYES: 4] [NAYES: 0] Motion **CARRIED**

Approved this 15th day of August, 2017



Harry Blecker, Village President



Vanessa Quail, Village Clerk