

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF METTAWA, ILLINOIS, HELD AT THE HOUR OF 7:30 P.M. ON FEBRUARY 19, 2019 IN THE COTTONWOOD ROOM OF THE HILTON GARDEN INN HOTEL, 26225 N. RIVERWOODS BOULEVARD, METTAWA, ILLINOIS

A. CALL TO ORDER

Mayor Urlacher called the meeting to order at 7:30 p.m.

B. ROLL CALL

Upon a call of the roll, the following were:

Present: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne and Mayor Urlacher

Absent: None

Mayor Urlacher declared a quorum present.

Also, present: Village Administrator, Bob Irvin; Village Clerk, Sandy Gallo; Representative of the Firm of James Anderson Company, Scott Anderson; Village Attorney, Jim Ferolo of Klein Thorpe & Jenkins, Ltd; Financial Consultant, Dorothy O'Mary

C. APPROVAL OF MINUTES:

Board Meeting Minutes: January 15, 2019

The Village Board meeting minutes were reviewed. It was moved by Trustee Sheldon and seconded by Trustee Brennan that the minutes of the Board Meeting of January 15, 2019 be approved and be placed on file.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

D. APPROVAL OF BILLS

Trustee Maier stated one additional invoice is being added to the report. The Camiros invoice for the January services in the amount of \$3,240.

Trustee Maier reported the amount for bills to be paid is \$103,019.93.

It was moved by Trustee Maier and seconded by Trustee Brennan to approve payment of the bills.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

E. TREASURER'S REPORT

Presentation of the Treasurer's Summary Report for the Month of January 2019

It was moved by Trustee Maier and seconded by Trustee Sheldon that the Board acknowledges receipt of the January 2019 Treasurer's Summary Report and it be placed on file.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

F. PUBLIC HEARING

G. COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

H. COMMISSION AND COMMITTEE REPORTS FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON

1. Finance Committee

a. Update on Village Budget for FY 2019-2020

Trustee Maier stated the Board members will be provided a copy of the proposed budget in their March packet. The final budget will be voted on and approved at the April Board meeting. This year's capital improvements expenditures are low mainly to all of the Village's roads having been repaired or repaved in the recent years.

b. Other Matter

Trustee Maier added the Village currently has a balance of \$25,106 on the books from a Letter of Credit relating to Sanctuary Estates. No further expenses will be

applied towards this balance. At the March Board meeting, an update will be provided on how the payment will be handled.

2. Public Works Committee

a. Update on Maintenance and Capital Improvement Items for the FY2019-20 Budget

Trustee Towne said no major capital improvements are being scheduled this year, except for the two culverts to be completed. Public Works is under budget from last year due to the weather limitation of work being accomplished. Two other road areas are currently being studied for drainage issues which may be added to the schedule.

b. Update on Right-of-Way Mowing for 2019

Trustee Towne said the right-of-way bids will be opened on Friday, March 8th. The Committee will discuss the bid outcome at their March meeting.

c. IDOT Resolution for Construction on State Highways for 2019-2020

Trustee Towne said the IDOT resolution is a state document which is required to be approved by each municipality. The Committee approves of this resolution.

d. Update on Potential Water Main Extension South of Route 60 Along St. Marys Road and Other Water Main Inquiries

Trustee Towne said the Committee recommends an updated water main cost letter be mailed out to the 20 property owners to determine their interest. Village Administrator Irvin added the letter will include updated cost and the details regarding forming an SSA for the project. The property owners will have 30 days to respond to the survey letter. Village Administrator Irvin mentioned should the response be positive; an intergovernmental agreement will be entered with Lake County for the extension.

e. Update on Various Drainage Issues

Trustee Towne said two other drainage issues are currently being studied.

f. Other Matters

Trustee Towne said he received a letter from the Deerpath Farm HOA subdivision regarding the signal timing on Bennett Road. The street light on Bennett Road and Route 60 turning left into the subdivision is too short. Trustee Towne said he test drove the signal timing and it was indeed too short for one car to enter let alone a

second car. Trustee Towne added the subdivisions entrance road has a bump when entering the subdivision. This bump causes the driver to enter slowly, which creates another safety issue with a short signal time. In addition, Deerpath Farm would like the Village to discuss the pending Peter Baker invoice of when the first grinding was completed on the entrance road as well. The Village Engineer Jamie Anderson recommends the road to be grinded further down to make the entrance easier for the residents.

3. Parks and Recreation Committee

a. Update on Maintenance and Capital Improvement Item for the FY2019-20 Budget

Trustee Sheldon said the Committee is requesting a significant increase in their budget to continue improvements throughout the Village. Trustee Sheldon said the request is to increase the budget by \$100,000 for various improvements to be completed.

b. Recommendation to Approve the Proposal from Forest Builders for Oasis Park Landscaping in an Amount Not to Exceed \$17,500

Trustee Sheldon said the Committee obtained a number of proposals for some plantings to occur at the Oasis Park. The Committee is looking for approval for the Forest Builders proposal not to exceed \$17,500 which will include butterfly gardens, trees and other plantings. Trustee Bohm mentioned the plantings would include pollinator gardens along the trail, some plants for shade and plants along the culvert.

c. Update on Oasis Grant Area and Drainage Swale Enhancement

Trustee Sheldon said the swale area within the Oasis Park plantings have been included in this year's budget to beautify this area.

d. Update on Plans for the Village Property on St. Marys Road and Route 60

Trustee Sheldon stated the Committee is interested in removing the buckthorn within the Village's corner lot on St. Marys Road and Route 60 to establish this area as open space. The Committee is discussing going out to bid for this project.

e. Update on Plans for Grainger Properties after Purchase

Trustee Sheldon said she has reviewed Grainger's mowing contractor details for the 114 acres the Village will be purchasing. The contractor has indicated they have mowed this area but it appears it has not been the case. Trustee Sheldon indicated Grainger's land is severely wet and the plans are to farm the land.

f. Other Matters

Trustee Bohm said he read in the Daily Herald that Grainger was included in the Fortune magazine list as one of the most admired companies. Trustee Bohm added AbbVie was listed in the same article as the #8 for pharmaceuticals. Trustee Bohm mentioned the residents need to recognize that Mettawa has several world headquarters and competitive businesses all located within our town.

4. Safety Commission

a. Status and Activity Update

Trustee Pink said the Howe Security truck is currently being serviced. As a result, a smaller car is being utilized during the repair period.

Trustee Pink said she along with Village Administrative Irvin attended a Sheriff's Department meeting. However, the two Lake County representatives that attended the meeting were unable to answer some of Trustee Pink and the Village Administrator's questions. The Sheriff's Department has offered the speed trailer once more to the Village in order to gather data. The speed trailer will be posted on Bradley Road and Old School Road. Trustee Pink said should the data reflect speeders on these roads; the Sheriff's Department can provide special details based on the data.

Village Administrator Irvin said the Sheriff's Department is currently undergoing a number of changes but they have been made aware of the Village's needs.

Trustee Sheldon asked if the speed limit around Costco was discussed at their meeting. Village Administrator Irvin said Trustee Bohm made that request; the Village will be submitting that request in a formal letter to Lake County.

Resident, Tom Lys (25300 N Nektosha Way) said people pull out of Costco rather quickly. Mr. Lys indicated it would nice to address this problem area with a stop sign.

Resident, Tom Heinz (27157 N. St. Marys Road) asked about the status on Howe Security receiving a communication radio. Village Administrator Irvin said Lake County is due to follow-up with us. Trustee Pink added the Lake County personnel who could have made a radio decision did not attend our meeting.

b. Other Matters

5. Zoning, Planning and Appeals Commission Report

a. Update on the February 11th ZPA Meeting

Village Attorney Ferolo said the ZPA held a public hearing for the Grainger rezoning on January 8th. The ZPA made a recommendation as a result of this

meeting to the Village Board for the rezoning to be approved. Village Attorney Ferolo added it was at the January Village Board meeting that it was discovered a number of vacant properties that did not receive proper notification of the January public hearing. As a result, the Board passed a motion asking Grainger to reissue notices to those property owners primarily vacant properties Grainger knew did not receive proper public hearings notice for January. The Board also passed a motion to direct the Village Attorney to prepare an ordinance approving Grainger's rezoning. This ordinance has not been provided. Village Attorney Ferolo added Grainger did resend the public hearing notices for the February 11th meeting. The one property owner that was not sent the January meeting notice testified at the February meeting. No further public hearings or actions will be taken regarding the Grainger rezoning.

Village Attorney Ferolo said following the February ZPA meeting, the Board's intend is to prepare an ordinance accepting the recommendations of the ZPA and amend the annexation agreement by adding two exhibits. One exhibit will be the covenants that govern the Grainger property that are recorded against the Grainger property. The second exhibit would include the settlement agreement between Grainger and Mettawa from 1994, in which Mettawa agrees to be bound by those covenants. Village Attorney Ferolo said the annexation agreement amendment is intended to include Grainger's approvals which were received from Lake County. The next Board meeting will be held as a public hearing to amend the annexation agreement which would be considered along with the rezoning ordinance relative to the Board's recommendation.

b. Other Matters

I. BUSINESS FROM THE BOARD FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON:

1. Mayor's Report

a. Moratorium Extension on the Issuance of Citations Regarding Poultry

Mayor Urlacher said the Board is able to extend the length of the moratorium without the need of holding another public hearing before the ZPA. The ZPA's recommendation included the option for the Village Board to set the length of the moratorium. Mayor Urlacher said it is being suggested to extend the moratorium to be included in Camiros' reviewing period of the zoning ordinance review or 270 days. Should the Village Board desire to have this matter concluded earlier then the ZPA could be asked to complete this reviewing process for an earlier date.

b. Building Report

Mayor Urlacher thanked Village Engineer Scott Anderson for the monthly building report and said it would be placed on file.

c. Other Matters

d. Village Administrator's Report

Village Administrator Irvin said he will be working with Village Engineer Jamie Anderson to submit the ComEd grant program application for a pollinator garden to be planted at Whippoorwill Park. The same application was submitted last year. The program deadline is scheduled for March 15th. The award dates will be announced to the municipalities the last week of June or early July.

2. UNFINISHED BUSINESS

3. NEW BUSINESS

a. Approval of the IDOT Resolution of Construction on State Highways for 2019-2020

It was moved by Trustee Towne and seconded by Trustee Bohm to approve the IDOT resolution of construction on the state highway for 2019-2020.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

b. Approval of an Ordinance Extending the Moratorium on the Issuance of Ordinance Citations for the Keeping and Raising of Poultry within the R-1 and R-2 Single Family Residential Districts

It was moved by Trustee Maier and seconded by Trustee Bohm to approve the ordinance extending the moratorium on the issuance of ordinance citations for the keeping and raising of poultry within the R-1 and R-2 single family residential districts.

Trustee Brennan asked why is the moratorium being continued. Mayor Urlacher replied that the original 120 days approved for the ZPA to draft a recommendation to the Board has proven to not be adequate time. Village Attorney Ferolo said the

ordinance indicates 270 days to provide the time for the ZPA to complete their ordinance review process with Camiros. Village Administrator Irvin said this matter could be addressed separately with Camiros because the other ordinances relate to organization or rewording issues. The ZPA could be asked to address this matter at their April or May meeting to provide the Board the opportunity to vote on this matter later in the fall. Village Attorney Ferolo added this moratorium is for issuing citations for raising poultry; however, the Village does have a moratorium for nuisance citation. If a resident began raising chickens before the initial ordinance that was passed August 21, 2018, the nuisance ordinance can handle issues regarding the poultry's noise or odor matters. This matter can be addressed with a citation. Village Attorney Ferolo said the Village still has the authority to enforce any nuisance citations.

Trustee Brennan asked why can't we have the ZPA address this matter now. Village Attorney Ferolo said the ZPA will need to address it at their meeting. Village Administrator Irvin said the ZPA discussed of moving the chicken matters into the animal section of the code. Other related zoning issues with poultry such as structures will need to be decided too.

Village Attorney Ferolo suggested to pass this ordinance and make a second motion to defer the matter to the ZPA for their review and recommendation. If a recommendation is submitted within 60 days, you can adopt an amended ordinance and terminate the moratorium.

Village Administrator Irvin said his research has shown other municipalities have taken up to 1 year to pass a chicken ordinance. As a result, we should not reduce the time period indicated for ZPA to complete their review on this matter.

Trustee Towne added we currently have no complaints filed in the Village.

Trustee Bohm asked if the various livestock would be included in this study. Village Administrator Irvin said different animals may be addressed in the animal section of the code.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

Village Attorney Ferolo stated the second motion.

It was moved by Trustee Maier and seconded by Trustee Sheldon to approve the second motion to refer the poultry matter to the ZPA for further review and make a recommendation to the Village.

Trustee Bohm asked if this matter will be part of the overall review and zoning regulations. Village Attorney Ferolo said this recommendation is a single matter to address poultry.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

Village Administrator Irvin said the matter will be on the ZPA's agenda for April 2nd.

c. Approval of the Proposal from Forest Builders for Oasis Park Landscaping in an Amount Not to Exceed \$17,500

It was moved by Trustee Maier and seconded by Trustee Brennan to approve the proposal from Forest Builders for the Oasis Park landscaping in an amount not to exceed \$17,500.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried.

J. EXECUTIVE SESSION

K. CALL TO RECONVENE

L. ROLL CALL

M. MATTERS REQUIRING ACTION ARISING AS A RESULT OF THE EXECUTIVE SESSION

N. ITEMS TO BE REFERRED

O. FOR INFORMATION ONLY

P. ADJOURNMENT

With no further business to conduct, it was moved by Trustee Brennan and seconded by Trustee Towne that the meeting be adjourned.

Upon a call of the roll, the following voted:

Aye: Trustees Bohm, Brennan, Maier, Pink, Sheldon and Towne

Nay: None

Absent: None

Mayor Urlacher declared the motion carried and the meeting adjourned at 8:03 p.m.

Sandy Gallo, Village Clerk