



## **MINUTES**

### **Revised**

Village Board Meeting  
Tuesday, June 20, 2017  
6:00

Cary Village Hall  
655 Village Hall Drive  
Cary, IL 60013

#### **I. Call to Order**

This meeting was called to order at 6:00 p.m. by Mayor Kownick.

#### **II. Roll Call**

Present: Mayor Kownick and Trustees Betz, Covelli, Weinhammer, Kraus, McAlpine and Cosler.

Absent: None

Others present included Village Administrator Rife, Village Clerk Rhodes, Community Development Director Brian Simmons, Public Works Director Erik Morimoto, Financial Consultant Michael DuCharme, Police Chief Patrick Finlon, Finance Manager Mary Ventrella, Village Attorney Julie Tappendorf and members of the audience per the sign-in sheet.

#### **III. Pledge of Allegiance**

Mayor Kownick led in the recitation of the Pledge of Allegiance.

#### **IV. Open Forum**

There being no comments from the public, Mayor Kownick closed Open Forum at 6:02 p.m.

#### **V. Mayor's Report**

1. Mayor Kownick stated the recognition of Nancy Bragg for Service as Village Clerk will be rescheduled.
2. Mayor Kownick reported he was asked to testify in support of Mercy Healthcare's proposed microhospital in Crystal Lake.
3. Mayor Kownick proclaimed July 2017 as National Recreation and Parks Month in the Village of Cary.

#### **VI. Consent Agenda**

1. Consider for Approval the Warrant Dated 06/20/2017
2. Consider for Approval Minutes of the June 6, 2017 Village Board Meeting
3. Consider for Approval Minutes of the June 6, 2017 Committee of the Whole Meeting
4. Consider for Approval an Ordinance Approving the Most Recently Adopted Prevailing Wage Rates for Laborers, Workers and Mechanics Contractually Employed by the Village of Cary

5. Consider for Approval an Ordinance Amending Section 10.32.005 “Parking Prohibited” of the Village of Cary Code of Ordinances for Prairie Street
6. Consider for Approval the Closure of Certain Streets for the Cary 26 Education Foundation 5K Shuffle
7. Consider for Approval a Resolution Appointing Jacob Rife as the Village of Cary’s representative to the Southeast Emergency Communication Center (SEECOM) Executive Board
8. Consider for Approval a Motion to Award the Fox Trails Sidewalk Extension Construction Bid to the Lowest Responsive and Responsible Bidder, Alliance Contractors, Inc., Woodstock, Illinois, in the Bid Amount of \$287,293.70, and Adopt a Resolution Authorizing the Village Administrator to Execute a Contract with Alliance Contractors, Inc., and to Approve a Contingency of up to Ten Percent for Unforeseen Changes in Scope for a Maximum Project Budget of \$316,023.07
9. Consider for Approval a “Class F” Temporary Liquor License Permit, Waiving the Noise and Amplification Ordinance (Section 5.20), Waiving the Restrictions of the Temporary Sign Ordinance (Section 14.38.400), and Temporary Road Closures to the Cary Grove Area Chamber of Commerce for the Cary Main Street Fest on September 16, 2017 and September 17, 2017

***Motion: Trustee Cosler moved, seconded by Trustee Kraus to approve Consent Agenda Items #1 - #4 and #6 - #9***

***Ayes: Betz, Cosler, Covelli, Kraus, McAlpine, Weinhammer***

***Nays: None***

***Abstain: None***

***Motion Carried***

5. Consider for Approval an Ordinance Amending Section 10.32.005 “Parking Prohibited” of the Village of Cary Code of Ordinances for Prairie Street

***Motion: Trustee McAlpine moved, seconded by Trustee Kraus to approve the Ordinance Amending Section 10.32.005 “Parking Prohibited”***

Discussion

Police Chief Finlon provided background on the current parking restrictions in place from May 1 – August 31.

Director Morimoto discussed current and alternate parking restrictions.

Trustee Covelli asked if inbound traffic would be obstructed if parking was allowed on the east side.

Director Morimoto stated traffic would be obstructed if another car is exiting Prairie onto West Main as the closest parking space is a car length from the stop sign. Flipping the parking to the west side whenever a car parked on the street, a full lane width to enter Prairie would be maintained.

Mayor Kownick asked if there is parking on one side of the street will there be ample room for buses to get through.

Director Morimoto stated buses will be able to get through.

Administrator Rife stated Cary District 26 representatives were consulted by the Police Department and they had no opinion on the matter.

Trustee Weinhammer asked if during the baseball season, they cannot park on both side of the street.

Police Chief Patrick Finlon stated after August 31<sup>st</sup>, parking is currently allowed on both sides of the street. During times of higher volume, parking would be similar to the restrictions for Krenz and Seebert.

Residents Robin and Chip Chiapetta, 338 West Main, stated they are requesting parking be allowed on one side of Prairie.

Trustee Kraus stated the parking restrictions on Seebert restricts parking on the west side, Prairie street changes precedence by restricting parking on the east side, similar to Krenz.

***Motion to Amend: Trustee Weinhammer moved, seconded by Trustee Kraus to amend the motion to allow parking without restriction on the West and East side of Prairie Street.***

***Ayes: Betz, Cosler, Covelli, Kraus, Weinhammer***

***Nays: McAlpine***

***Abstain: None***

***Motion to Amend Carried***

***Motion: Trustee Weinhammer moved, seconded by Trustee Kraus to approve Amended Motion to allow parking without restriction on the West and East side of Prairie Street***

***Ayes: Betz, Cosler, Covelli, Kraus, Weinhammer***

***Nays: McAlpine***

***Abstain: None***

***Motion Carried***

**VII. Items for Separate Action**

1. Public Hearing to Consider for Approval an Ordinance Making the Annual Appropriation Ordinance for the Village of Cary, McHenry County, Illinois, for the Fiscal Year Beginning May 1, 2017 and Ending on April 30, 2018

***Motion: Trustee Cosler moved, seconded by Trustee Kraus to Recess the Village Board meeting to open a Public Hearing to Consider for Approval an Ordinance Making the Annual Appropriation Ordinance***

Discussion

There being no discussion from the public, Mayor Kownick closed the Public Hearing at 6:32 pm.

***Ayes: Betz, Cosler, Covelli, Kraus, Weinhammer, McAlpine***

***Nays: None***

***Abstain: None***

***Motion Carried***

2. Consider for Approval Making the Annual Appropriation Ordinance for the Village of Cary, McHenry County, Illinois, for the Fiscal Year Beginning on May 1, 2017 and Ending on April 30, 2018

***Motion: Trustee McAlpine moved, seconded by Trustee Kraus to Approve Making the Annual Appropriation Ordinance for the Village of Cary, McHenry County, Illinois, for the Fiscal Year Beginning on May 1, 2017 and Ending on April 30, 2018***

Discussion

Finance Manager Ventrella stated the 2018 Fiscal Year Operating Budget was previously approved by the Village Board in April 2017. Finance Manager Ventrella reviewed the Appropriation Ordinance.

***Ayes: Betz, Cosler, Covelli, Kraus, Weinhammer, McAlpine***

***Nays: None***

***Abstain: None***

***Motion Carried***

3. Consider for Approval a Resolution Awarding a Community Event Grant to the Cary Grove Area Chamber of Commerce for the Main Street Fest in the Amount of \$8,000

***Motion: Trustee Kraus moved, seconded by Trustee McAlpine to Approve a Resolution Awarding a Community Event Grant to the Cary Grove Area Chamber of Commerce for the Main Street Fest in the Amount of \$8,000***

Discussion

Administrator Rife provided an overview of the Community Event Grant Program. Administrator Rife stated the grants are a budgeted item and these grant awards are within budget.

Trustee Covelli stated that the Cary Main Street Fest is a phenomenal event for the Village. Trustee Covelli added however that the Cary Grove Area Chamber of Commerce stated the Main Street Fest was a profitable event for the Chamber last year. Trustee Covelli also stated that the Chamber said the money would be saved for a rainy-day fund. Trustee Covelli stated the Village should consider its own budget challenges. Trustee Covelli stated she will vote no on all Community Event Grants given projected Village deficit the Village is facing next year.

Trustee Cosler asked who will be voting on the grants tonight given there may be a conflict of interest for Trustee McAlpine.

Trustee McAlpine stated she is a volunteer for the Board on the Chamber of Commerce and pays the same membership fees as other Chamber of Commerce members. Trustee McAlpine states she has no financial interest in the Chamber of Commerce and will not recuse herself from this vote.

Trustee Weinhammer expressed her concern about Trustee McAlpine voting on the grant due to a potential conflict of interest.

David Miller of Lake Julian Contracting stated he did not agree with putting funds into the Community Event Program and then voting against granting of the funds.

Trustee Covelli stated just because something is budgeted for does not mean that you agree with it and you still have to vote on it. Mr. Miller also responded to Trustee Cosler by the board not giving money it is shady on your part.

Mayor Kownick explained that their rainy day fund means that if there is a storm on the day of the weekend they will have money in the bank to pay for all they are liable for; all of the services they are contracted for. The cost of rain insurance is astronomical and it's just not worth it. We made a commitment to the chamber with regards to this and we are not doing our community any justice by pulling funding for our largest event that we have in town.

Trustee Weinhammer stated tax payers should not be obligated to fund the chambers rainy day fund.

Mayor Kownick stated this money is from video gaming. Trustee Weinhammer stated it should not matter where the revenue is coming from, we have a deficit next year, big picture. Trustee Weinhammer agreed with Trustee Covelli, we need to save. Trustee Weinhammer stated the Cary Main Street Fest would continue without donations from the village.

Trustee Cosler stated the Village donated \$10,000 last year with the understanding 2016 was the final year for the donation. The Village provides in-kind donations as well.

Trustee McAlpine stated she shares the concern for fiscal responsibility. The Village requested organizations submit applications for the grants and to pull back now would not be forthright.

Trustee Kraus stated he feels Cary Main Street Fest defines the community and gives Cary an identity. Trustee Kraus sees this event as a partnership between the Village and the Chamber of Commerce.

**Ayes: Betz, Kraus, McAlpine, Kownick**

**Nays: Cosler, Covelli, Weinhammer**

**Abstain: None**

***Motion Carried***

4. Consider for Approval a Resolution Awarding a Community Event Grant to the Cary Soccer Association for the 2017 Cary Soccer Memorial Tourney in the Amount of \$2,000

***Motion: Trustee McAlpine moved, seconded by Trustee Betz to Approve a Resolution Awarding a Community Event Grant to the Cary Soccer Association for the 2017 Cary Soccer Memorial Tourney in the Amount of \$2,000***

**Ayes: Betz, McAlpine**

**Nays: Cosler, Covelli, Kraus, Weinhammer**

**Abstain: None**

***Motion Failed***

5. Consider for Approval a Resolution Awarding a Community Event Grant to the Rotary Club of Cary Grove for the Cary Summer Farmers' Market in the Amount of \$4,000

***Motion: Trustee Covelli moved, seconded by Trustee Kraus to Approve a Resolution Awarding a Community Event Grant to the Rotary Club of Cary Grove for the Cary Summer Farmers' Market in the Amount of \$4,000***

***Motion to Amend: Trustee Kraus moved, seconded by Trustee Betz to Amend the Motion to reduce the Amount to \$2,000***

**Ayes: Betz, Covelli, Kraus, McAlpine**

**Nays: Cosler, Weinhammer**

**Abstain: None**

**Motion to Amend Carried**

**Motion: To Approve a Resolution Awarding a Community Event Grant to the Rotary Club of Cary Grove for the Cary Summer Farmers' Market in the Amount of \$2,000**

**Ayes: Betz, Kraus, McAlpine, Kownick**

**Nays: Cosler, Covelli, Weinhammer**

**Abstain: None**

**Motion Carried**

6. Consider for Approval a Resolution Awarding a Community Event Grant to the Cary 26 Education Foundation for the 2017 Cary Shuffle 5K in the Amount of \$1,000

**Motion: Trustee Kraus moved, seconded by Trustee McAlpine to Approve a Resolution Awarding a Community Event Grant to the Cary 26 Education Foundation for the 2017 Cary Shuffle 5K in the Amount of \$1,000**

**Ayes: Betz, Kraus, McAlpine, Kownick**

**Nays: Cosler, Covelli, Weinhammer**

**Abstain: None**

**Motion Carried**

7. Consider for Approval an Ordinance Allowing for the Issuance of a "Class J" Liquor License to RSB Wine Bar, Inc. (dba Bella's Bistro Market) for the Property Located at 630 Northwest Highway, Cary, Illinois

**Motion: Trustee Covelli moved, seconded by Trustee Betz to Approve an Ordinance Allowing for the Issuance of a "Class J" Liquor License to RSB Wine Bar, Inc. (dba Bella's Bistro Market) for the Property Located at 630 Northwest Highway, Cary, Illinois**

#### Discussion

Rocky Bhalla, 11 S. Meadow Court, South Barrington, Illinois, presented their architectural drawings for the proposed space and photos from the proposed business location in Round Lake, IL.

Mr. Bhalla stated the proposed Cary location is larger and will feature more products than shown in the photos from Round Lake. The Cary location is a more expensive location and build-out with a large freezer to allow for increased food offerings

Trustee McAlpine expressed a concern on whether this establishment is a gambling parlor or something else and that she still has reservations.

Trustee Betz stated her concern on the hours for the establishment. Mr. Bhalla stated he would like to open around 9-10 a.m. and close at whatever Cary's normal closing hours are for establishments serving alcohol.

Mayor Kownick stated the Village typically allows video gaming as an accessory to an existing business. The Village has previously steered away from gaming cafés. The Mayor added the Village should remain consistent with video gaming requests.

Trustee Cosler asked if it a permitted use in this zoning classification. Director Simmons stated the use as a deli is a permitted use.

**Ayes: Cosler, Covelli, McAlpine, Kownick**

**Nays: Betz, Kraus, Weinhammer**

**Abstain: None**

***Motion Carried***

8. Consider for Approval a Video Gaming License for RSB Wine Bar, Inc. (dba Bella's Bistro Market) Located at 630 Northwest Highway, Cary, IL 60013

***Motion: Trustee McAlpine moved, seconded by Trustee Weinhammer to Approve a Video Gaming License for RSB Wine Bar, Inc. (dba Bella's Bistro Market) Located at 630 Northwest Highway, Cary, IL 60013***

**Ayes: Covelli, McAlpine**

**Nays: Betz, Cosler, Kraus, Weinhammer**

**Abstain: None**

***Motion Failed***

9. Consider for Approval an Ordinance Establishing Water & Sewer Rates Annually Through April 30, 2023

***Motion: Trustee Kraus moved, seconded by Trustee McAlpine, to Approve an Ordinance Establishing Water & Sewer Rates Annually Through April 30, 2023***

Discussion

Financial Consultant DuCharme provided the background for the proposed water rate increase.

Trustee Cosler stated the Village Board should review the rate increase on an annual basis with the rates to be approved at 5% increase for two years through 2020.



***Motion to Amend: Trustee Cosler moved, seconded by Trustee Weinhammer to Amend Water & Sewer Rates Annually Through April 30, 2020***

***Ayes: Cosler, Betz, Covelli, Kraus, McAlpine, Weinhammer***

***Nays: None***

***Abstain: None***

***Motion to Amend Carried***

Financial Consultant DuCharme stated the two-year rate increase would impact cash flow, reserves and loan structure and would need further study. There may also be an impact on the application for an EPA loan to fund the second project in the third year as the Village will need to demonstrate adequate cash flow and reserves.

Public Works Director Morimoto stated the ability to cover the loan debt from the two capital projects model requires a demonstration of five years for the EPA application. The Village typically plans a five-year projection for capital projects based on industry standards for life expectancy.

Trustee Cosler asked if the EPA loan specifically requires a five-year rate structure. Director Morimoto stated the government requires the Village to demonstrate the ability to cover the costs for the loan with an established means for payment.

Financial Consultant DuCharme stated the increase to the water bill for an average resident would be \$2.00 per month.

***Ayes: Cosler***

***Nays: Betz, Covelli, Kraus, McAlpine, Weinhammer***

***Abstain: None***

***Amended Motion Failed***

***Motion: Trustee McAlpine moved, seconded by Trustee Kraus to Approve an Ordinance Establishing Water & Sewer Rates Annually Through April 30, 2023***

***Ayes: Betz, Covelli, Kraus, Weinhammer, McAlpine***

***Nays: Cosler***

***Abstain: None***

***Motion Approved***

10. Consider for Approval an Ordinance Authorizing the Village of Cary, McHenry County, Illinois to Borrow Funds from the Water Pollution Control Program for the Wastewater Treatment Plant Phase 1 Improvements

**Motion: Trustee McAlpine moved, seconded by Trustee Kraus to Approve an Ordinance Authorizing the Village of Cary, McHenry County, Illinois to Borrow Funds From the Water Pollution Control Program for the Wastewater Treatment Plant Phase 1 Improvements**

**Ayes: Betz, Cosler, Covelli, Kraus, Weinhammer, McAlpine**

**Nays: None**

**Abstain: None**

**Motion Approved**

**VIII. Administrator's Report**

Administrator Rife proposed cancellation of the July 5<sup>th</sup> Village Board and Committee of the Whole meetings. The Village Board supported the cancellation.

**IX. Department Head Reports**

Public Works Director Morimoto provided a status update on the 2017 Road Program. The 2017 Crack Sealing Program has recently begun.

**X. Future Agenda Items and Discussion by Village Board**

None

**XI. Adjourn**

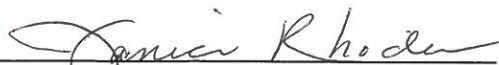
There being no further items to discuss, a MOTION was made to adjourn the meeting at 7:35 p.m.

**MOTION: Trustee Kraus**

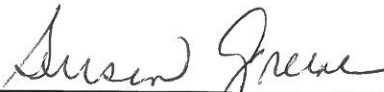
**SECOND: Trustee McAlpine**

**The Voice Vote noted all ayes and the motion carried.**

**Respectfully Submitted,**



Janice Rhodes, Village Clerk



Susan Greene, Deputy Village Clerk