



MINUTES

Village Board Meeting
Tuesday, November 6, 2018

Cary Village Hall
655 Village Hall Drive
Cary, IL 60013

Mark Kownick, Mayor

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 Covelli, Weinhammer, Betz, Kraus, McAlpine and Cosler

Absent: None

Others present included Village Administrator Rife, Police Chief Finlon, Finance Director DuCharme, Public Works Director Morimoto, Management Analyst Sage, Village Attorney Uhler 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

Scott Coffey, Cary Community Consolidated School District No. 26, thanked the Village for its efforts in the Safe Routes to School grant application. Mr. Coffey asked if monthly financial updates regarding Village finances could be posted on the website. Administrator Rife stated staff would look into this and update the website accordingly. Mr. Coffey recommended the Village Board revisit two TIF projects, the Rt. 14 Sidewalk Gap Project and the Eastern Gateway Regional Lift Station project. Mr. Coffey stated there is a disparity between the assessed value and the selling prices for both the Selcke property and the Jack's Channel property.

There being no further comments from the public, Mayor Kownick closed Open Forum at 6:14 p.m.

V. Mayor's Report

Mayor Kownick provided an update on the McHenry County Economic Development Corporation's Annual Dinner.

Mayor Kownick provided an update on the St. Barnabas Lutheran Church Forum.

Mayor Kownick proclaimed November 15, 2018 as World Pancreatic Cancer Day.

VI. Trustee Reports

Trustees Betz provided an update on the McHenry County Council of Governments Meeting.

Trustee Covelli attended a law enforcement women’s conference hosted by the Village of Cary and stated it was very well done. Trustee Covelli thanked Officer Saavedra for her efforts in putting the event together.

VII. Consent Agenda

1. Consider for Approval the Warrant Dated November 6, 2018
2. Consider for Approval Minutes of the October 16, 2018 Village Board Meeting
3. Consider for Approval Minutes of the October 16, 2018 Committee of the Whole Meeting
4. Consider for Approval a Resolution Authorizing the Village Administrator to Execute a Contract Amendment to the Wastewater Treatment Plant Phase I Improvement Construction Contract with Manusos General Contracting, Inc., Fox Lake, Illinois, for a Deduction to the Contract in the Amount of \$96,800.00 and Approve a Contract Amendment to Extend the Final Completion Date to February 28, 2019 with Substantial Completion by October 31, 2018
5. Consider for Approval a Resolution Authorizing the Village Administrator to Execute a Contract Amendment to the Construction Engineering Services Contract with Strand Associates, Inc., Joliet, Illinois for Work Associated with the Wastewater Treatment Plant Improvements in the Additional Amount of \$24,620.00 and Approve a Contract Amendment to Extend the Final Completion Date to April 30, 2019
6. Consider for Approval the Village’s Annual Treasurer’s Report as Required by State of Illinois Compiled Statutes to be filed with the Municipal Clerk, the McHenry County Treasurer and Published in the Local Newspaper Within 6 months After the End of the Fiscal Year
7. Consider for Approval a Resolution Supporting the Village of Cary’s Application in Partnership with School District 26 for Safe Routes to School Program Grant Funding Towards the W. Main Street Safety Improvements near Briargate Elementary School

Motion: *Trustee McAlpine moved, seconded by Trustee Cosler, to approve Consent Agenda Items #1 – #7.*

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

Nays: *None*

Abstain: *None*

Motion Carried

VIII. Items for Separate Action

1. Consider for Approval the Receipt and Acceptance of the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended April 30, 2018 and the Auditor’s Required Communication Letter

Motion: *Trustee McAlpine moved, seconded by Trustee Kraus to approve the receipt and acceptance of the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended April 30, 2018 and the auditor’s required communication letter.*

Discussion

Finance Director DuCharme introduced Ed Tracy, Vice President of Seldon Fox, LTD. Mr. Tracy provided an overview of the Comprehensive Annual Financial Report (CAFR).

Trustee Cosler asked Mr. Tracy if another certificate, the Distinguished Budget Award, would be more of an asset to the Village versus the Certificate of Excellence in Financial Reporting, which the Village currently has. Mr. Tracy stated both certificates have value. Administrator Rife stated the Distinguished Budget Award is a multi-year process and he has discussed this with Finance Director DuCharme.

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

Nays: *None*

Abstain: *None*

Motion Carried

2. Consider for Approval an Ordinance Granting Certain Text Amendments to the Village of Cary Zoning Ordinance to Add an Associate Member to the Board of Zoning, Planning and Appeals

Motion: Trustee Kraus moved, seconded by Trustee Betz to approve an ordinance granting certain text amendments to the Village of Cary Zoning Ordinance to add an associate member to the Board of Zoning, Planning and Appeals.

Discussion

Administrator Rife provided an overview of the proposed amendments.

Trustee Covelli stated she would be supportive of language that states the associate member would only vote if there was not a quorum.

Mayor Kownick stated he spoke to ZPA Chairman Khoury, who researched other communities. Mr. Khoury stated that the ZPA recommendation of allowing the associate member to vote in situations where a member was absent was in line with practices of other municipalities. Mayor Kownick stated that it is difficult to find qualified candidates who would accept a condition of not being able to participate except in situations where a quorum is not present.

Trustee Kraus stated he did not support the recommended amendment from the ZPA because he feels recommendations of the ZPA have influence on how the Village Board votes on issues.

Trustee McAlpine supports the recommendation by the ZPA. Trustee McAlpine stated there were previous statements of concern about the potential power an associate member might have. Trustee McAlpine stated since absences have been shown to be random there is no way to predict who the associate member might fill in for or on what cases that come before the ZPA.

Trustee Cosler stated he feels the associate member could potentially be the most powerful member on the ZPA.

Ayes: *McAlpine, Betz*
Nays: *Cosler, Covelli, Kraus, Weinhammer*
Abstain: *None*

Motion Failed

3. Consider for Approval a Resolution Authorizing the Village Administrator to Execute a Settlement Agreement between the Village of Cary and PI Telecom

Motion: *Trustee McAlpine moved, seconded by Trustee Weinhammer to approve a resolution authorizing the Village Administrator to execute a settlement agreement between the Village of Cary and PI Telecom.*

Discussion

None.

Ayes: *Covelli, Betz, Weinhammer, McAlpine, Cosler, Kraus*
Nays: *None*
Abstain: *None*

Motion Carried

4. Motion to Rescind the Village Board's February 6, 2018 Decision Denying an Ordinance Granting a Conditional Use for a Telecommunications Antenna for the Property Located at 30 Northwest Highway

Motion: *Trustee McAlpine moved, seconded by Trustee Betz to rescind the Village Board's February 6, 2018 decision denying an ordinance granting a conditional use for a telecommunications antenna for the property located at 30 Northwest Highway.*

Discussion

None.

Ayes: *Covelli, Betz, Weinhammer, McAlpine, Cosler, Kraus*
Nays: *None*
Abstain: *None*

Motion Carried

5. Motion to Rescind the Village Board’s February 6, 2018 Decision Related to the Approval of an Ordinance Granting a Conditional Use for a Telecommunications Antenna for the Property Located at 30 Northwest Highway

Motion: *Trustee Kraus moved, seconded by Trustee McAlpine to rescind the Village Board’s February 6, 2018 decision related to the approval of an ordinance granting a conditional use for a telecommunications antenna for the property located at 30 Northwest Highway.*

Discussion

None.

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

Nays: *None*

Abstain: *None*

Motion Carried

6. Consider for Approval an Ordinance Granting a Conditional Use for a Telecommunications Antenna for the Property Located at 30 Northwest Highway

Motion: *Trustee McAlpine moved, seconded by Trustee Weinhammer to approve an ordinance granting a conditional use for a telecommunications antenna for the property located at 30 Northwest Highway.*

Discussion

None.

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

Nays: *None*

Abstain: *None*

Motion Carried

7. Consider for Approval an Ordinance Amending Title 3 of the Village Code to Add a New Chapter 3.60 to Establish Procedures for Donations to the Village

Mayor Kownick entertained a motion to table this item for further discussion. So moved by Trustee McAlpine, seconded by Trustee Cosler.

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

Nays: *None*

Abstain: *None*

Motion Carried

8. Consider for Approval an Ordinance Accepting a Warranty Deed for the Transfer of Property from Lafarge Aggregates/Meyer Material to the Village of Cary **(Continued to November 20, 2018)**

Administrator's Report

None.

IX. Department Head Reports

None.

XI. Future Agenda Items and Discussion by Village Board

Trustee Weinhammer would like to address the topic of social media with the input of the Police Department.

XII. Adjourn

There being no further items to discuss, a MOTION was made to adjourn the meeting at 6:55 p.m.

MOTION: Trustee Weinhammer

SECOND: Trustee Cosler

The Voice Vote noted all ayes and the motion carried.

Respectfully Submitted,



Susan Greene, Deputy Village Clerk