



MINUTES

Village Board Meeting
Tuesday, July 16, 2019

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 Betz, Kraus, Covelli, Collier, Weinhammer and McAlpine

Absent: None

Others present included Village Administrator Rife, Public Works Director Morimoto, Community Development Director Simmons, Police Chief Finlon, Management Analyst Sage, Village Attorney Uhler, Village Attorney Milluzzi 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

Mayor Kownick recognized Al Ribbon of the Public Works department on his 30-year employment anniversary.

Mayor Kownick made a motion to approve the appointment of Frank O'Laughlin to the Board of Zoning, Planning & Appeals for a 5-Year Term (May 1, 2018 – April 30, 2023).

Trustee Weinhammer stated she would like to see an open application process for appointments in the future.

Motion: Trustee McAlpine moved, seconded by Trustee Betz, to approve the appointment of Frank O'Laughlin to the Board of Zoning, Planning & Appeals for a 5-year term (May 1, 2018 – April 30, 2023).

Ayes: Collier, McAlpine, Covelli, Kraus, Weinhammer, Betz
Nays: None
Abstain: None

Motion Carried

Mayor Kownick made a motion to approve the appointment of James Graziano to the Board of Zoning, Planning & Appeals for a 5-Year Term (May 1, 2019 – April 30, 2024).

Motion: *Trustee McAlpine moved, seconded by Trustee Betz, to approve the appointment of James Graziano to the Board of Zoning, Planning & Appeals for a 5-year term (May 1, 2019 – April 30, 2024).*

Ayes: Collier, McAlpine, Covelli, Kraus, Weinhammer, Betz
Nays: None
Abstain: None

Motion Carried

Mayor Kownick made a motion to approve the appointment of James Levicki to the Board of Police Commissioners for a 3-Year Term (May 1, 2019 – April 30, 2022).

Motion: *Trustee Collier moved, seconded by Trustee McAlpine, to approve the appointment of James Levicki to Board of Police Commissioners for a 3-Year Term (May 1, 2019 – April 30, 2022).*

Ayes: Collier, McAlpine, Covelli, Kraus, Weinhammer, Betz
Nays: None
Abstain: None

Motion Carried

Mayor Kownick commended Chief Finlon and the Police Department on its enforcement efforts regarding fireworks this past 4th of July holiday.

Mayor Kownick stated the Village of Cary was named one of the safest cities in Illinois in a report by Home Security Advisor and commended Police Department staff.

VI. Trustee Reports

Trustee McAlpine attended a senior picnic recently and discussed how seniors could stay informed of Village news. Since many seniors do not utilize social media, printouts of the Village's e-newsletter will be available at the Kraus Senior Center.

VII. Consent Agenda

1. Consider for Approval the Warrant Dated July 16, 2019
2. Consider for Approval Minutes of the June 18, 2019 Village Board Meeting
3. Consider for Approval Minutes of the June 18, 2019 Committee of the Whole Meeting
4. Consider for Approval a Resolution Authorizing Certain Closed Session Meeting Minutes Not for Release [R19-07-01]

5. Consider for Approval an Ordinance Granting a Conditional Use and Variance for Two Electronic Message Center Signs for the Property Located at 815 Feinberg Court, Cary, Illinois [O19-07-01]
6. Consider for Approval an Ordinance Eliminating a “Class J” Liquor License [O19-07-02]

Motion: *Trustee McAlpine moved, seconded by Trustee Kraus, to approve Consent Agenda Items #1 - #6.*

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

Nays: *None*

Abstain: *None*

Motion Carried

VIII. Items for Separate Action

1. Consider for Approval a Resolution Awarding the Eastern Gateway Lift Station Construction Bid Award to Bolder Contractors, Cary, IL in the Bid Amount of \$826,760.00 and Authorizing the Village Administrator to Approve a 10 Percent Contingency for Unexpected Changes in Scope for a Total Project Amount Not to Exceed \$909,436.00 [R19-07-02]

Motion: *Trustee McAlpine moved, seconded by Trustee Betz to approve a resolution awarding the eastern gateway lift station construction bid award to Bolder Contractors, Cary, IL in the bid amount of \$826,760.00 and authorizing the Village Administrator to approve a 10 percent contingency for unexpected changes in scope for a total project amount not to exceed \$909,436.00.*

Discussion

Director Morimoto provided an overview of the lift station construction project.

Scott Coffey, 24906 N. Wildberry Bend, is not supportive of the lift station project because he believes the development of the Jack’s Channel property is not feasible.

Trustee Kraus stated he prefers to keep the Jack’s Channel property as open space.

Mayor Kownick stated the lift station project is key to economic development of the area, which has been a goal for the past several years.

Trustee Collier asked if the nearby lift station could be modified to accommodate the needs of the area. Director Morimoto stated modification of the nearby lift station constrains the developability of the area. In addition, the topography would pose significant challenges for servicing the lower portion of the Selcke and the Jack’s Channel properties.

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

Nays: *Kraus*

Abstain: *None*

Motion Carried

2. Consider for Approval a Resolution Authorizing the Village Administrator to Execute a Construction Engineering Agreement with HR Green, McHenry, Illinois, for the Inspection Services Related to the Eastern Gateway Lift Station Construction in an Amount Not to Exceed \$80,000.00 and Authorizing the Village Administrator to Approve a 10 Percent Contingency for Unexpected Changes in Scope for a Total Project Amount Not to Exceed \$88,000.00 [R19-07-03]

Motion: *Trustee Collier moved, seconded by Trustee McAlpine to consider for approval a resolution authorizing the Village Administrator to execute a construction engineering agreement with HR Green, McHenry, Illinois, for the inspection services related to the eastern gateway lift station construction in an amount not to exceed \$80,000.00 and authorizing the Village Administrator to approve a 10 percent contingency for unexpected changes in scope for a total project amount not to exceed \$88,000.00.*

Discussion

None.

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

Nays: *Kraus*

Abstain: *None*

Motion Carried

3. Consider for Approval an Ordinance Suspending Certain Fees for the Construction of New Single-Family Detached Dwelling Units within the Village of Cary [O19-07-03]

Motion: *Trustee McAlpine moved, seconded by Trustee Kraus to consider for approval an ordinance suspending certain fees for the construction of new single-family detached dwelling units within the Village of Cary.*

Discussion

Director Simmons provided an overview of the proposed ordinance.

Administrator Rife stated there is a 5-year limit on the proposed suspension of fees.

Mayor Kownick stated the surplus properties identified in the proposed ordinance are located in older subdivisions that the Village would like to see developed and on the Village's tax rolls.

Trustee McAlpine stated she supports the proposed ordinance because it provides long-term benefits to the Village.

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

Nays: *Covelli*

Abstain: *None*

Motion Carried

4. Consider for Approval an Ordinance Accepting a Warranty Deed for the Transfer of Property from Lafarge Aggregates/Meyer Material to the Village of Cary [O19-07-04]

Motion: *Trustee McAlpine moved, seconded by Trustee Betz to consider for approval an ordinance accepting a warranty deed for the transfer of property from Lafarge Aggregates/Meyer Material to the Village of Cary.*

Discussion

Director Simmons provided an overview of the proposed ordinance.

Administrator Rife reviewed the significant improvements, projects and funds set aside using the \$7.5 million received by Lafarge/Meyer Materials.

Jim Thomas, 648 Knollwood Drive, asked about deviation from the original agreement with Meyer, enforcement of park property rules once it is opened to the public, potential future mining and litigation regarding possible uncollected fines.

Mayor Kownick stated the end goal was to reach a compromise and open the property to the public. Mayor Kownick stated the Village of Cary Police Department would be responsible for law enforcement on the park property. Mayor Kownick stated any potential future mining by Lafarge/Meyer would require Board approval. Mayor Kownick stated Lafarge/Meyer has worked with the Village on finishing punch list items and reached completion of the majority of work in a timeframe that was to the Village's satisfaction. Additionally, the Village would incur greater costs if litigation was pursued. Mayor Kownick stated by accepting the additional acreage the Village retains more control of the area.

Administrator Rife stated there are some closing documents that need to be completed but the Village's goal is to open the park in the fall.

Scott Coffey, 24906 N. Wildberry Bend, stated he is concerned about the park property not being on the Village's tax rolls.

Mayor Kownick stated completion of the park project is a significant step towards development of the Rt. 31 corridor, which would be a major economic benefit to the Village.

Tim Dennehy, 714 Bayberry Drive, stated he was concerned about future mining on the property. Attorney Uhler stated that mining can only be allowed in the future if publicly decided on by the Village Board.

Trustee McAlpine asked if part of the original agreement included the planting of a significant number of trees and a paved path.

Administrator Rife stated the general landscaping plan included tree seedlings but not full-grown trees.

Director Simmons stated the 2016 agreement outlined a path made of aggregate materials or crushed stone.

Trustees Weinhammer, Kraus and Covelli stated they were disappointed with how Meyer handled the negotiations.

Ayes: Collier, McAlpine, Kraus, Weinhammer, Betz
Nays: Covelli
Abstain: None

Motion Carried

Administrator’s Report

Administrator Rife stated there is an opening for a position on the Board of Police Commissioners. Applications are available on the Village’s website and are due by Thursday, July 18th at 4:00 p.m.

IX. Department Head Reports

Chief Finlon stated National Night out is August 6th. Chief Finlon stated investigations are ongoing regarding vehicle break-ins near Kaper Park. Chief Finlon added that he will make suggestions to the Park District to increase visibility of the parking lot from the street.

Director Morimoto stated the Three Oaks Road project is on schedule for paving and striping to be completed prior to the start of school. Director Morimoto also stated the masonry is nearly complete and windows are being installed at the new Metra station in preparation for the platform installation.

X. Future Agenda Items and Discussion by Village Board

Trustee McAlpine stated she would like the Board to have a comprehensive discussion regarding impact fees.

XI. Adjourn

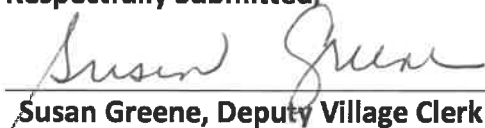
There being no further items to discuss, a MOTION was made to adjourn the meeting at 7:18 p.m.

MOTION: Trustee Kraus

SECOND: Trustee Weinhammer

The Voice Vote noted all ayes and the motion carried.

Respectfully Submitted,



Susan Greene, Deputy Village Clerk