

**MINUTES OF THE REGULAR MEETING OF THE  
NEW LENOX BOARD OF TRUSTEES**

**New Lenox Village Hall  
1 Veterans Parkway, New Lenox, Illinois  
Monday, January 23, 2012**

**#12-02**

**CALL TO ORDER**

The Regular Meeting of the New Lenox Village Board of Trustees was called to order at 7:02p.m. by Mayor Timothy Baldermann in the Council Chambers of the New Lenox Village Hall.

**ROLL CALL**

Upon Roll Call by the Village Clerk, the following members of the corporate authorities answered "Here" or "Present":

Trustees Madsen, Bowden, Dye, Smith, Butterfield, Tuminello and Mayor Baldermann

Absent: None

**QUORUM**

There being a sufficient number of members of the corporate authorities in attendance to constitute a quorum, the meeting was declared in order.

**OTHER OFFICIALS IN ATTENDANCE**

Also in attendance were Village Administrator Kurt Carroll, Finance Director Kim Auchstetter, Village Clerk Laura Ruhl, Planning & Development Director Robin Ellis, Building & Zoning Administrator Warren Rendleman, Police Chief Bob Sterba, Public Works Superintendent Ken Brozovich, Village Engineer Will Nash, Economic Development Director Nancy Hoehn, Director of Operations Ron Sly, Assistant to the Administrator Carol Hennessy and Attorney Chris Spesia

**PUBLIC HEARING – Amendment to Annexation Agreement – Calistoga – William Bolker**

Mayor Baldermann explained that he had a conversation with Ms. Ellis, Mr. Carroll and the petitioner regarding the amendment to the annexation agreement and they thought it was premature for this item to come before the Board. He explained that there would be no discussion because there are issues that need to be resolved at this time. Mayor Baldermann announced there were flyers explaining this continuation put on the doors of the surrounding residents.

Mayor Baldermann opened the public hearing at 7:08p.m. At that time Village Clerk Ruhl provided proof of notice.

Motion to continue the Public Hearing for February 13, 2012 was made by Trustee Bowden and seconded by Trustee Tuminello. Upon voice vote the motion carried.

Mayor Baldermann closed the Public Hearing at 7:10

**CONSENT AGENDA**

Items up for approval:

- A - Minutes of Regular Meeting – November 28, 2011
- B - Minutes of Regular Meeting – December 12, 2011
- C - Request for Temporary Signs – LW West Music Boosters – West Fest Fundraiser
- D - Ordinance #2231 Authorizing Execution of Annexation Agreement – 225 W. Wood Street – 2<sup>nd</sup> Read
- E - Ordinance #2232 Annexing Certain Territory – 225 W. Wood Street – 2<sup>nd</sup> Read
- F - Ordinance #2233 Granting Special Use for a Large Residential Care Home – 225 W. Wood Street – 2<sup>nd</sup> Read
- G - Resolution #12-04 Declaring Currently Owned Computer and Copier Equipment as Surplus and Authorizing its Disposal
- H - Request for Temporary Signs – NLSD 122 P.T.O. Fun Fair
- I - Ordinance #2234 Amending Section 18-2 of the International Building Code – Plan Review Deposit – 2<sup>nd</sup> Read
- J - Ordinance #2235 Amending Section 18-2 of the International Building Code – Construction Value – 2<sup>nd</sup> Read
- K - Surety Reduction – Sanctuary Point

Motion to approve 11 items on Consent Agenda #12-02 as presented in packet was made by Trustee Smith and seconded by Trustee Madsen

Upon roll call, the vote was:

**AYES:**                    7                    Trustees Butterfield, Dye, Madsen, Smith, Bowden, Tuminello and Mayor Baldermann

**ABSTAIN:**                2                    Trustee Bowden – **Item A**  
Trustee Smith – **Item B**

**NAYS:**                    0

The motion carried.

**ORDER OF BUSINESS**

**Consideration of an Ordinance Creating Class D2 – VanHorne’s American Grill – 1<sup>st</sup> Read**

**Consideration of an Ordinance Creating Class BG1 – VanHorne’s American Grill – 1<sup>st</sup> Read**

Mayor Baldermann explained these two ordinances would be removed from this agenda because Staff did not receive a signed lease for the applicant which is part of the application process; therefore they aren’t ready to come before the Board.

**Consideration of an Ordinance Authorizing Execution of Second Amendment to Annexation Agreement – Sky Harbor Multi-Family – 1<sup>st</sup> Read**

Ms. Ellis reported since the Public Hearing at the last Village Board meeting Staff worked with the petitioner on some of the language and the provisions in the agreement. Staff recommends going to second read at the next Village Board meeting on February 13, 2012.

No comments or questions from the Board.

**Consideration for Approval of a Request for Waiver of Variance Fees – VFW Post #9545**

Ms. Ellis reported the VFW has applied for a variance for an electronic message center free standing sign for the corner of Vine Street and Old Hickory Road. She stated they are requesting the Village waive the in-house variance application review fees. She added they did pay the legal notice in the newspaper and the public hearing fees.

There were no comments or questions.

Motion to approve the request for waiver of variance fees was made by Trustee Smith and seconded by Trustee Tuminello

Upon roll call, the vote was:

- |                 |                 |  |
|-----------------|-----------------|--|
| <b>AYES:</b>    | <b><u>5</u></b> | Trustees Dye, Smith, Bowden,<br>Tuminello and Mayor Baldermann |
| <b>ABSTAIN:</b> | <b><u>2</u></b> | Trustees Butterfield and Madsen                                |
| <b>NAYS:</b>    | <b><u>0</u></b> |  |

The motion carried.





Mr. Sly explained that bids will be solicited for both one year and a three year terms from each vendor so Staff will be able to make a determination at that time.

There were no other comments or questions.

Motion to authorize the electrical bid was made by Trustee Bowden and seconded by Trustee Dye

**AYES:**                 7                 Trustees Butterfield, Dye, Madsen, Smith, Tuminello, Bowden and Mayor Baldermann

**NAYS:**                 0

The motion carried.

**Consideration for Approval of Resolution #12-05 Demanding Payment of Letter of Credit – Spring Creek**

Mr. Nash reported this letter of credit is due to expire on February 9<sup>th</sup>. If we do not receive the extension prior to expiration this resolution will give us the authority to call the letter of credit for Spring Creek.

No comments or questions.

Motion to adopt the Ordinance was made by Trustee Smith and seconded by Trustee Tuminello

Upon roll call, the vote was:

**AYES:**                 7                 Trustees Butterfield, Dye, Madsen, Smith, Tuminello, Bowden and Mayor Baldermann

**NAYS:**                 0

The motion carried.

**Consideration for Approval of Resolution #12-06 Regarding the Haven Avenue and Cedar Road STP Improvements**

**Consideration for Approval of Resolution #12-07 Regarding the Gougar Road and U.S. Route 6 (Maple Road) STP Improvements**

Mr. Carroll reported these two resolutions are requests for two projects that the Village would like to be completed. The Village works with the Will County Governmental League (our local Council of Government) to develop priorities of projects funded by these STP Grants. These resolutions formalize our requests to be included.

A motion to approve Resolution for Haven Avenue and Cedar Road STP Improvements was made by Trustee Tuminello and seconded by Trustee Madsen. Upon voice vote the motion carried.

A motion to approve Resolution for Gougar Road and U.S. Route 6 STP Improvements was made by Trustee Tuminello and seconded by Trustee Dye. Upon voice vote the motion carried.

**REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

**MAYOR**

Mayor Baldermann explained he had gotten a letter from the New Lenox Football Association requesting permission to post signs from February 4<sup>th</sup> – February 18<sup>th</sup>. Mayor Baldermann stated this will be brought to the February 13<sup>th</sup> meeting for formal adoption.

Mayor Baldermann shared a story he had from a ribbon cutting at Silver Cross Pavillion.

Mayor Baldermann shared a story he had from a third grade class.

**VILLAGE ATTORNEY** - None

**VILLAGE ADMINISTRATOR**

Village Clerk Ruhl gave a brief report on the upcoming early voting for the Primary Election to be held on March 20, 2012.

**PAYROLL & DISBURSEMENTS**

Trustee Butterfield made the motion to approve bi-monthly disbursements in the amount of \$363,665.54. In addition approval is needed for bi-weekly payroll in the amount of \$300,841.20 & a monthly payroll with the total amount of \$6,035.00, both paid on January 13, 2012..

Trustee Madsen seconded the motion.

No comments or questions from the Board

Upon roll call, the vote was:

**AYES:**                    7                    Trustees Dye, Tuminello, Butterfield, Smith  
Bowden, Madsen, and Mayor Baldermann

**NAYS:**                    0

**ABSENT:**                0

The motion carried.

**QUESTIONS AND/OR COMMENTS FROM THE FLOOR**

Bill Walter, 1022 Grandview Drive, thanked the Village Board for the land swap with the New Lenox Park District. Mr. Walter thanked the Board for approving the waiver of fees for the VFW.

**TRUSTEE COMMENTS**

**Trustee Smith**

Trustee Smith reported on February 15<sup>th</sup> the Police Department will sponsor Cabin Fever will be at Martino Jr. High School from 10:00am – 2:00pm.

Trustee Smith reported the Citizens Police Academy will be held at Lincoln-Way Central High School from March 1<sup>st</sup> through May 17<sup>th</sup>.

**Trustee Bowden**

Trustee Bowden reported she is working on the upcoming French Market. She invited local business as well as not-for-profit groups and other taxing bodies to participate in this spring's French Market.

**Trustee Dye**

Trustee Dye congratulated Bella Fiore for being voted business of the year and to Judy Neiman and Betty Dunn for receiving the Lifetime Achievement Award.

**Trustee Butterfield**

Trustee Butterfield asked Trustee Smith how people can sign up for the Citizen's Police Academy. Trustee Smith gave the names of contacts.

**Trustee Madsen**

Trustee Madsen thanked Public Works for the good job on the recent snow removal.

**Trustee Tuminello**

Trustee Tuminello reported in 2010 the Village approved 23 building permits and in 2011 there were 63. He added that hopefully there will be more in 2012.

**EXECUTIVE SESSION**

Motion to adjourn to Executive Session made by Trustee Smith and seconded by Trustee Bowden.

Upon roll call, the vote was:

**AYES:**                    7                    Trustees Dye, Tuminello, Butterfield, Smith  
Bowden, Madsen, and Mayor Baldermann

**NAYS:**                    0

**ABSENT:**                0

The motion carried.

The Board adjourned to Executive Session at 8:03 p.m.

**Reconvene**

All Board members present before Executive Session were in attendance upon the Board meeting reconvening at 8:11p.m.

**ADJOURNMENT**

Motion to adjourn the meeting made by Trustee Smith and seconded by Trustee Tuminello. Upon voice vote, the motion carried. The Regular Meeting of the Village of New Lenox Board of Trustees held on January 23, 2012 adjourned at 8:11 p.m.

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Laura Ruhl, Village Clerk

APPROVED