

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

**New Lenox Village Hall
1 Veterans Parkway, New Lenox, Illinois
Monday, August 8, 2011**

#11-21

CALL TO ORDER

The Regular Meeting of the New Lenox Village Board of Trustees was called to order at p.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 Smith, Madsen, Bowden, Dye, and Mayor Baldermann

Absent: Trustee Tuminello and Trustee Butterfield

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 Ron Sly, Village Engineer Will Nash and Attorney Marty Shanahan

CONSENT AGENDA

Motion to approve 9 items on Consent Agenda #11-21 as presented in packet made by Trustee Smith and seconded by Trustee Bowden

Items up for approval:

- A - Ordinance #2186 Authorizing Execution of Annexation Agreement – Weber Commercial – 2nd Read
- B - Ordinance #2187 Annexing Certain Territory – Weber Commercial – 2nd Read

- C - Ordinance #2188 Rezoning Newly Annexed Territory – Weber Commercial – 2nd Read
- D - Ordinance #2189 Amending Section 2-51 of the Municipal Code – Regular Meetings of the Board – 2nd Read
- E - Request for Temporary Signs – Old Campground Flea Market – United Methodist Church
- F - Minutes of Regular Meeting – July 25, 2011
- G - Surety Release – Cherry Hill Meadows Unit 1
- H - Surety Release – Cherry Hill Meadows Unit 2
- I - Surety Reduction – Laraway Ridge Unit 5

Upon roll call, the vote was:

AYES: 5 Trustees Madsen, Dye, Bowden,
Smith and Mayor Baldermann

ABSTAIN: 0

NAYS: 0

ABSENT: 2 Trustees Tuminello and Butterfield

The motion carried.

ORDER OF BUSINESS

Consideration for Approval of Ordinance #2190 Creating Class E Liquor License – Wounded Warriors – Mike Cozzi

Mayor Baldermann explained that this event raises money for wounded Veterans and will take place on August 28th.

There were no comments or questions from the Board.

Motion to approve the ordinance was made by Trustee Madsen and seconded by Trustee Smith

Upon roll call, the vote was:

AYES: 5 Trustees Madsen, Dye, Bowden, Smith,
and Mayor Baldermann

NAYS: 0

ABSENT: 2 Trustees Tuminello and Butterfield

The motion carried.

Consideration of an Ordinance Amending Chapter 6 of Village Code – Alcoholic Beverages – 1st Read

Mayor Baldermann reported that this ordinance deals with our antiquated liquor code. He explained that over the years as new establishments were granted liquor licenses the current liquor ordinance was amended over and over again. Mayor Baldermann thanked Deputy Chief Pawlisz, Chief Sterba, Deputy Chief DiSandro, Kurt Carroll and Attorney Shanahan for their hard work in updating this ordinance. He added that each establishment in New Lenox with a current liquor license was mailed a letter explaining this draft ordinance will be before the Village Board for first read if they have any questions or comments; also, the draft ordinance is on the Village website for their viewing. Mayor Baldermann noted that one important change to the ordinance is the difference between a restaurant and a tavern; he added that if the establishment changes from a restaurant to a tavern the business owner will not be guaranteed a renewal of their liquor license.

Trustee Bowden asked how the two will be differentiated. Mayor Baldermann explained that through review of the business’s gross receipts the percentage of their sales from food must exceed 60%.

There were no more comments or questions from the Board.

Consideration of an Ordinance Amending Municipal Code – Fines and Penalties – 1st Read

Mayor Baldermann explained this ordinance updates the Village’s current fines and penalties.

There were no comments or questions from the Board.

Consideration of a Bid Award – MFT Program

Mr. Nash requested approval of a contract from Gallagher Asphalt in the amount of \$339,463.12. He added there were four bids submitted for this project.

Motion to approve the ordinance was made by Trustee Bowden and seconded by Trustee Dye

Upon roll call, the vote was:

AYES: 5 Trustees Madsen, Dye,
Bowden, Smith, and Mayor Baldermann

NAYS: 0

ABSENT: 2 Trustees Tuminello and Butterfield

The motion carried.

Mr. Nash reported that he had attended the public hearing which IDOT hosted for the Phase 1 study for Interstate 80 from Ridge Rd. to just of west of Rt. 30. He explained that the 16 miles of the road is about 50 years old. Some of the goals IDOT's hoping to get out of the Phase 1 process is to reduce congestion, improve traffic flow, safety, reduce noise, address the Des Plaines River bridge, address truck traffic and exit ramps. The Phase 1 study should be complete at the end of 2012.

Request for Site Plan Amendment – Kurtz Memorial Chapel

Ms. Ellis reported that in January of 2010 the Village Board adopted the ordinances granting the Special Use and approving the Site Plan for the tear down and rebuild of the Kurtz Memorial Chapel. At that time there were two proposed monument signs. She explained that as Kurtz is going through the final development of the site they are now requesting a new sign on the corner of Francis and Cedar Roads that complies with the maximum height and area allowed for a monument sign. This sign will be set further back from the pavement than the sign that was previously there. Ms. Ellis added that Kurtz is also requesting to have two directional signs at the entrances. She concluded that staff has no objection to the request.

Trustee Bowen asked if the Village logo will be on their sign as proposed. She stated that the sign looks like it belongs to the Village because of the Village's logo.

Tom Vanna from Kurtz stated that the idea is to have an additional sign to welcome people to New Lenox.

Trustee Smith asked if Kurtz is going to put additional landscape around the pond for safety reasons.

Mr. Vanna explained they are waiting to put the additional landscape until they are approved for the sign amendment because electricity needs to be extended to the sign location. He added there will be additional landscape installed in the future.

No more comments or questions from the Board.

Motion to approve the contract was made by Trustee Smith and seconded by Trustee Dye

Upon voice vote, the motion carried.

ABSENT: 2 Trustees Tuminello and Butterfield

The motion carried.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

MAYOR

Mayor Baldermann reported that New Lenox Community Night at the Joliet Slammer's Game is August 13, 2011; tickets are available at the Village Hall for \$10.00. He added that a portion of the money will be donated to the New Lenox Township Food Pantry.

Mayor Baldermann reported that the Triple Concert Series is sold out. He stated the Cheap Trick Concert was a success and thanked all staff members and volunteers who participated.

VILLAGE ATTORNEY

None

VILLAGE ADMINISTRATOR

None

PAYMENT OF BILLS – None

QUESTIONS AND/OR COMMENTS FROM THE FLOOR - None

TRUSTEE COMMENTS

Trustee Madsen

None

Trustee Dye

Trustee Dye reported that she had been to the Encore Shop at Silver Cross Hospital where they have very nice gently used clothing. She reported that Provena is having an event on September 18th with a fashion show and will also have racks of gently used clothing.

Trustee Bowden

Trustee Bowden reminded the public to continue to participate in the free Wednesday night movie night.

Trustee Bowden reminded the public to utilize the French Market on Saturday through October.

Trustee Smith

None

EXECUTIVE SESSION

Motion was made to recess to Executive Session by Trustee Smith and seconded by Trustee Dye

Upon roll call, the vote was:

AYES: 5 Trustees Madsen, Dye, Bowden,
Smith, and Mayor Baldermann

NAYS: 0

ABSENT: 2 Trustees Tuminello and Butterfield

The motion carried.

ADJOURNMENT

Motion to adjourn the meeting made by Trustee Smith and seconded by Trustee Bowden. Upon voice vote, the motion carried. The Regular Meeting of the Village of New Lenox Board of Trustees held on August 8, 2011 adjourned at 9:10p.m.

Laura Ruhl, Village Clerk