

APPROVED

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

**New Lenox Village Hall,
One Veterans Parkway
Monday February 23, 2015
#15-05**

CALL TO ORDER

The Regular Meeting of the New Lenox Village Board of Trustees was called to order at 7:03 p.m. by Mayor Baldermann in the Council Chambers of the New Lenox Village Hall.

ROLL CALL

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

Trustees Butterfield, Smith, Johnson, Bowden, and Mayor Baldermann

The following were absent:

Trustee Madsen

Trustee Dye arrived at 7:14p.m.

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 the Village Administrator Kurt Carroll, Village Clerk Laura Ruhl, Finance Director Kim Auchstetter, Community Development Director/Assistant Administrator Robin Ellis, Public Works Director Brian Williams, Building and Zoning Administrator Warren Rendleman, Village Engineer Will Nash, Chief Bob Sterba and Attorney Chris Spesia

Also in attendance were members of the New Life Church Cadets and their leaders

CONSENT AGENDA

Motion to Approve 13 items on the CONSENT AGENDA #15-05 was made by Trustee Smith and seconded by Trustee Bowden.

- A - Minutes of the Regular Meeting – January 26, 2015
- B - Ordinance #2473 Authorizing Annexation Agreement – Crossings at Spring Creek – 2nd Read
- C - Ordinance #2474 Annexing Certain Territory – Crossings at Spring Creek – 2nd Read

- D - Ordinance #2475 Ordinance Rezoning Newly Annexed Territory – Crossings at Spring Creek – 2nd Read
- E - Ordinance #2476 Creating Class TE Liquor License – Trinity Services – Foot Race
- F - Surety Reduction – Rachel Ridge
- G - Surety Reduction – Silver Cross Administrative Building
- H - Surety Reduction – Sanctuary Point
- I - Ordinance #2477 Chapter 18, Article IV, Section 72 of the National Electric Code – GFI & AFCI Protection – 2nd Read
- J - Ordinance #2478 Amending Chapter 18, Article VII, Section 132 of the International Residential Code – Submittal Documents – 2nd Read
- K - Raffle License – New Lenox Lion’s Club
- L - Approval of Proposal for Inspection Services – Dixon Engineering
- M - Ordinance #2479 Creating Class SE Liquor License – Tom Kelly’s Chophouse & Pub

Upon roll call, the vote was:

AYES:	<u>5</u>	Trustees Butterfield, Smith, Bowden, Johnson and Mayor Baldermann
ABSTAIN:	<u>0</u>	
NAYS:	<u>0</u>	
ABSENT:	<u>2</u>	Trustees Madsen and Dye

The motion carried.

ORDER OF BUSINESS

Consideration for Approval of a Contract – Asbestos Removal – 125 & 225 E. Maple

Mr. Carroll reported there were four bidders for asbestos removal that was found at the two sites. Staff is recommending to go with Safe Environmental Corporation in the amount of \$5,250.00.

Trustee Smith asked if references were checked for this company.

Mr. Carroll reported that he received the name of this company from Bisping Construction, Inc. who has used this company numerous times.

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

Upon roll call, the vote was:

AYES:	<u>5</u>	Trustees Butterfield, Smith, Bowden, Johnson and Mayor Baldermann
NAYS:	<u>0</u>	

ABSENT: 2 Trustees Madsen and Dye

The motion carried.

Consideration for Approval of a Contract – Demolition – 125 & 225 E. Maple

Mr. Carroll reported there were four bidders for the demolition of 122 & 225 E. Maple. The lowest bidder is Bisping Construction, Inc. in the amount of \$27,240 for both buildings.

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

Upon roll call, the vote was:

AYES: 5 Trustees Butterfield, Smith, Bowden,
Johnson and Mayor Baldermann

NAYS: 0

ABSENT: 2 Trustees Madsen and Dye

The motion carried.

Consideration for Approval of a Resolution #15-01 Authorizing a Third Amendment to a Contract with L&B Business Enterprises, Inc., LL

Mayor Baldermann reported this is resolution is for the BP Gas Station in the amount of \$1.7 million dollars which is the final amendment.

Trustee Smith asked who will be taking the tanks out.

Mr. Carroll reported this will be the Villages responsibility and will be part of the estimated demolition costs.

Motion to approve the Resolution was made by Trustee Bowden and seconded by Trustee Johnson

Upon roll call, the vote was:

AYES: 5 Trustees Butterfield, Smith, Bowden,
Johnson and Mayor Baldermann

NAYS: 0

ABSENT: 1 Trustees Madsen and Dye

The motion carried.

Consideration for Approval of a Purchase – Digester Compressor

Mr. Williams stated that one of the compressors at the WWTP#1 has failed and is beyond repair. He said the most cost efficient option is to replace the current blower. The price to

replace this item is \$14,210 through LAI, Ltd. This was not a budgeted item but because the delivery of this item will take up to two months, it we will get billed next fiscal year.

Trustee Smith asked because of the failure of the digester compressor was that the reason for the excessive odor near the treatment plant.

Mr. Williams said that it has contributed.

Trustee Bowden suggested in the future to put a life expectancy on our big equipment so we can be ready for when they fail.

Mayor Baldermann agreed with Trustee Bowden and added this can be put into place for other departments as well.

Trustee Dye arrived at 7:14p.m.

Motion to approve the purchase was made by Trustee Bowden and seconded by Trustee Smith

Upon roll call, the vote was:

AYES: 6 Trustees Butterfield, Smith, Bowden, Dye, Johnson and Mayor Baldermann

NAYS: 0

ABSENT: 1 Trustee Madsen

The motion carried.

Consideration for Approval of a Resolution #15-02 Demanding Payment of Letter of Credit -Water Chase

Mr. Nash reported this is a partial demand on a Letter of Credit for Water Chase Subdivision. Staff has been working with the developer to finish the subdivision and complete all of the public improvements. Staff is requesting a partial demand of \$18,000 to complete safety issues including street light repairs and a storm structure that has a sink hole next to it. The developer has indicated he doesn't have the funds for the improvements and the bank won't release any money to him. Mr. Nash reported Staff is currently working with the bank and the developer to complete the remainder of the punch list and complete the improvements this spring.

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

Upon roll call, the vote was:

AYES: 6 Trustees Butterfield, Smith, Bowden, Dye, Johnson and Mayor Baldermann

NAYS: 0

ABSENT: 1 Trustee Madsen

The motion carried.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

MAYOR

Mayor Baldermann expressed his excitement for the progress at Route 30 and Cedar Road. We look forward to making announcements of future new businesses as well as a potential train station replacement. Trustees Dye and Madsen will be giving their input for the design of the station because they are train commuters.

Mayor Baldermann reported the Veteran's Memorial Committee met and are moving forward with the replacement of the five monuments. He said the granites been ordered and we are hoping to get them in before Memorial Day. The committee is also discussing the addition of a memorial for the Fallen Soldier, a designation as a Purple Heart Community, and Trustee Butterfield had heard of a system that plays "Taps" at sundown. Mayor Baldermann once again thanked the residents as well as businesses that had contributed to the Memorial Fund.

VILLAGE ATTORNEY

No report.

VILLAGE ADMINISTRATOR

Discussion of Designs for Quiet Zone – Metra Rock Island & Southwest Line – Will Nash

Mr. Nash reported on the quiet zones for two different Metra corridors. One is the southwest service line that runs from Manhattan to downtown Chicago. Mr. Nash presented a powerpoint with list of crossings:

- Francis Road - Will County Division of Transportation
- Wood Street – New Lenox Park District (entrance to the Sanctuary Golf Course)
- Joliet Highway – Village of New Lenox
- Illinois Highway – Village of New Lenox
- Laraway Road – Will County Division of Transportation
- Delaney Road – New Lenox Township Highway Commissioner
- Cedar Road - Will County Division of Transportation
- Private Crossing
- Baker Road – Village of Manhattan

Mr. Nash asked the Board for comments regarding the limits of the quiet zone on the Southwest Service Line. He went on to report quiet zone typically requires delineators, similar to the ones installed near the CN line, to extend about 100 feet each direction away from the railroad tracks. The intersections on this railroad line allow for the installation of 100 feet of delineators. Our consultant has indicated that if we move forward with a quiet zone on the METRA Southwest Service Line it is very likely to get the quiet zone established.

The cost to have our consultant complete the required Notice of Intent and submit the required documents to the Federal Railroad Administration would be approximately \$30,000. The cost to complete design and install the required safety measures on the METRA Southwest service line is estimated to cost approximately \$265,000.

Mayor Baldermann asked since there are other jurisdictions here, can we apply for this without them joining and has there been communication with the other jurisdictions and has cost sharing been discussed.

Mr. Nash stated that he had touched base with the other jurisdictions in terms of installing the quiet zones but have not in terms of cost sharing.

Trustee Dye stated that she's concerned with the cost.

Mayor Baldermann stated that he has no problem with the Village taking the lead with this project. He said that Mr. Carroll or he would have the conversations with the other jurisdictions regarding the cost sharing. Mayor Baldermann asked if the FRA will require the Village to install the quiet zones at every crossing.

Mr. Nash explained if the quiet zones are installed you have to go from point A to point B so you can't skip roads.

Trustee Smith asked if each quiet zone is \$30,000 or is it for the entire list of intersections.

Mr. Nash explained its \$30,000 to complete the entire study.

Mayor Baldermann stated that we will have the necessary conversations with the other jurisdictions regarding the cost sharing. If they are interested New Lenox will take the lead and go along the whole line. If they are not the Board can meet at a COW meeting and decide where to install the quiet zones in our jurisdiction.

Mr. Nash went on to discuss the Metra Rock Island Line.

- Private Crossing – Village of New Lenox (access to sanitary sewer lagoon)
- New Lenox Pedestrian Crossing – Village of New Lenox/Metra
- Cedar Road – Village of New Lenox
- Vine Street – Village of New Lenox
- Old Hickory Road - New Lenox Township Highway Commissioner
- Gougar Road - Will County Division of Transportation

This railroad line operates many METRA trains as well as freight trains throughout all hours of the day and night. The diagnostic team meeting evaluated all the intersections mentioned above.

To establish the quiet zone the current pedestrian crossing in the middle of the pedestrian platform will need to be closed. This will require pedestrians that board or leave the train on the north track to use the Cedar Road pedestrian crossing to access the north platform. There are very few trains that require pedestrians to use this side of the platform.

A quiet zone typically requires delineators, similar to the ones installed near the CN line, to extend about 100 feet each direction away from the railroad tracks. The intersections on this railroad line allow for the installation of 100 feet of delineators only on the north side of the tracks, and a very small amount, if any, on the south side of the tracks. Our consultant has indicated that if we move forward with a quiet zone on the METRA Rock Island Line we are not guaranteed to get the quiet zone established. It depends on the Federal Railroad Administration's interpretation of the proposed safety improvements.

The cost to have our consultant complete the required Notice of Intent and submit the required documents to the Federal Railroad Administration would be approximately \$60,000. The cost to complete design and install the required safety measures on the METRA Rock Island Line is estimated to cost approximately \$240,000.

Mayor Baldermann stated that crossings are multi-jurisdictional, therefore, he will have meetings with the New Lenox Township and Will County want to participate in the quiet zones as well. This will come back to the Village Board for a COW meeting.

Early Voting – Village Clerk

Ms. Ruhl announced important Election Dates for the April 7, 2015 Consolidated Election. Last day for Voter registration is March 10th. To register to vote at the Village you will need two forms of ID one with your current address and also provide proof of age. Early voting starts March 23rd and runs through April 2nd from 9am – 4:30 pm. in the Community Room. For early voting you will need a government issued photo ID.

If you would like to see a sample ballot you can go to the Will County Clerk's Website – www.thewillcountyclerk.com or call 815-740-4616. If you have any questions regarding early voting feel free to call the Clerk's office

PAYROLL & DISBURSEMENTS

Trustee Butterfield made the motion to approve our bi-monthly disbursements in the amount of \$256,014.74. In addition approval of the Property Tax Rebate disbursement in the amount of \$948,794.24 is requested. In addition to these disbursements, approval is needed for a biweekly payroll in the amount of \$374,174.05 that was paid out on February 20, 2015.

Motion was seconded by Trustee Dye

Upon roll call, the vote was:

AYES:	<u>6</u>	Trustees Butterfield, Smith, Bowden, Dye Johnson and Mayor Baldermann
ABSTAIN:	<u>0</u>	
NAYS:	<u>0</u>	
ABSENT:	<u>1</u>	Trustee Madsen

The motion carried.

QUESTIONS AND/OR COMMENTS FROM THE FLOOR

Bill Walter, 1022 Grandview Drive, asked about Nelson Road extension.

Mayor Baldermann said the Village filed condemnation and it's in the courts. He said our door is always open to the owner of the property for negotiation.

TRUSTEE COMMENTS**Trustee Johnson**

Trustee Johnson had no comments.

Trustee Madsen

Absent

Trustee Butterfield

Trustee Butterfield had no comments.

Trustee Dye

Trustee Dye had no comments.

Trustee Bowden

Trustee Bowden asked if Mayor Baldermann had any updates on the 2015 Triple Play Concerts.

Mayor Baldermann reported he should be able to make the announcement at the March 9th meeting.

Trustee Smith

Trustee Smith discussed the recent snow and snow parking.

ADJOURNMENT

Motion to adjourn the meeting made by Trustee Smith and seconded by Trustee Dye. Upon voice vote, the motion carried. The Regular Meeting of the Village of New Lenox Board of Trustees held on February 23, 2015 adjourned at 7:52pm.

Laura Ruhl, Village Clerk