

APPROVED

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

**New Lenox Village Hall,
One Veterans Parkway
Monday May 11, 2015
#15-12**

CALL TO ORDER

The Regular Meeting of the New Lenox Village Board of Trustees was called to order at 7:01 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, Dye, Johnson, Bowden, Madsen and Mayor Baldermann

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, Bob Sterba and Attorney Chris Spesia

Oath of Office – Mayor

Ms. Ruhl swore in Mayor Baldermann for his third term.

Oath of Office – Village Trustees

Mayor Baldermann swore in Trustees Dye, Butterfield, Johnson and Madsen.

Mayor Baldermann stated that it's been a pleasure to serve as Mayor of New Lenox for the past eight years. He went on to praise the Village Board and residents. Mayor Baldermann thanked his wife and children for their support. He thanked the Village staff for the good job they do. He thanked his assistant Sonia Little for all she does.

Trustee Dye stated she was humbled to serve her fourth term. She went on to thank the other Trustees who work together as a team. She thanked the two Trustees that helped with the campaigning. Trustee Dye thanked Mayor Baldermann and Staff.

Trustee Butterfield thanked voters for electing him to serve for another four years. He thanked Mayor Baldermann for his great leadership.

Trustee Madsen thanked the Staff for making the Board look good on a daily basis. He stated that he was honored and pleased to serve for another four years. He thanked all the residents who voted for him. Trustee Madsen said he was also humbled and thanked Mayor Baldermann.

Trustee Johnson is humbled to be here representing the community. She's honored to be working with her fellow Trustees, the Mayor and Staff. She's excited for things to come. Trustee Johnson thanked her husband and father for their support.

Oath of Office – New Lenox Police Officer

Mayor Baldermann swore in Brandon Tilton to the New Lenox Police Department.

Officer Tilton thanked the Board for this opportunity and he looks forward to working with the Police Department. He went on to thank his family and friends for their support.

PUBLIC HEARING – Amendment to Annexation Agreement – The Cottages of New Lenox – Cass Wennlund

Mayor Baldermann opened the Public Hearing at 7:16 at that time Ms. Ruhl provided proof of notice and swore in the petitioners.

Ms. Ellis reported that this request concerns the Cottages of New Lenox. Cass Wennlund, attorney for Curt Schaller of Encore New Lenox Owner LLC, petitioner, is requesting approval of an amendment to the Annexation Agreement and the Special Use for a final P.U.D. plat for the Cottages of New Lenox development (formerly known as Paradise Park Assisted Living), which consists of five buildings; currently three assisted living buildings and two memory care buildings. An amendment to the final P.U.D. plat approved in 2012 states that a maximum of 4 bedrooms out of the 16 bedrooms in each building may be occupied by a maximum of two residents, with the remaining bedroom units in each building being occupied by no more than one resident. As such, there shall be a maximum of 20 residents in each of the five buildings, for a total of 100 residents in 80 bedroom units for the entire development. Approval of the current requests would allow a maximum of 9 bedrooms in each building to be occupied by a maximum of 2 residents, with the remaining bedrooms in each building being occupied by no more than one resident. The proposed second amendments would then permit a maximum of 25 residents in each of the five buildings for a total of 125 residents in 80 bedroom units for the entire assisted-living and memory care development. Ms. Ellis reported the Plan Commission held a Public Hearing on the amendment to the Special Use for the P.U.D. and recommended approval. Ms. Ellis touched briefly on the issue of parking. The petitioner had a parking analysis done which determined there is enough parking for guests and employees. When the P.U.D. was amended in 2012 the Board did not require additional impact fees for the additional residents, they are requesting the same consideration.

Cass Wennlund, on behalf of the petitioner, gave a brief history of the property. The facility over the last three years has transitioned to more of a memory care facility, about 80% of the residents. He stated at one time the Board had concerns regarding storage areas for the residents. Now each resident has two wire storage carts.

Trustee Smith asked what the maximum number of residents is and will this petitioner be coming before the Board in the future to amend the number again? He noted that he had a chance to visit the facility and was very impressed.

Mr. Wennlund answered this will be the last time because they will not meet the parking ordinance anymore.

Trustee Madsen asked if the residents have asked for a roommate.

Mr. Wennlund answered the residents will now have an option.

Trustee Dye stated that she knows there's a bus that takes seniors to the Library and Park District. Would the impact fees be so minimal that it would not make a difference?

Ms. Ellis stated now with the transition to memory care we are not sure how many residents actually leave the facility on a regular basis to use the services.

Trustee Dye commented there is no question that these facilities are needed but the market study was done in January 2005 and the need is based on the 2000 census which is 10 and 15 years respectively. Moving forward, does the Board that there is a cut off where we feel another study is needed. She noted that she does not question this development whatsoever.

Mayor Baldermann stated this could be discussed in a Council of the Whole meeting. He added that he has been to the facility on a number of occasions and is run very well and we are glad to have the Cottages in our community.

The Public Hearing was closed at 7:23

CONSENT AGENDA

Motion to Approve 12 items on the CONSENT AGENDA #15-12 was made by Trustee Smith and seconded by Trustee Dye.

- A - Minutes of the Regular Meeting – March 23, 2015
- B - Minutes of the Regular Meeting – April 13, 2015
- C - Minutes of the Council of the Whole Meeting – April 20, 2015
- D - Minutes of the Regular Meeting – April 27, 2015
- E - Ordinance #2497 Amending Chapter 94, Article 4, Section 247 of the Municipal Code – Lawn Watering – 2nd Read
- F - Approval of Audit Contract – McGladrey, LLP.
- G - Approval of Contract – Melrose Pyrotechnics, Inc. – Fireworks
- H - Approval of Sign Extension – VFW
- I - Approval of Purchase – Excavator – Public Works
- J - Acceptance of Easements – Water Chase Estates Street Lights
- K - Approval of Request for Temporary Signs – Summer Stock Theater – New Lenox Rotary Club
- L - Approval of Purchase – Board AV Control System

Upon roll call, the vote was:

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

ABSTAIN: 2 Trustee Madsen Item B, Trustee Smith Item C

NAYS: 0

ABSENT: 0

The motion carried.

ORDER OF BUSINESS

Consideration of an Ordinance Authorizing Amendment to an Annexation Agreement – The Cottages of New Lenox – 1st Read

Consideration of an Ordinance Granting an Amendment to the Special Use for a Final P.U.D. Plat – The Cottages of New Lenox – 1st Read

Nothing further to add. These items will come back to the next meeting for second read.

Consideration for Approval Request for Extension of Time Period to Submit Fees and Execute Final P.U.D. – Corinthian Way

Ms. Ellis reported this P.U.D. has been extended a number of time since its first approval. At this time there are no changes to the Village Code that would affect the plat so Staff is recommending approval of a one year extension of the plat and the associated construction schedule with the caveat that the tap-on fees be paid at the rate in effect when the development does move forward.

Mayor Baldermann reported that there is a potential offer on this property where something could move forward within that year.

Motion to approve the request for extension was made by Trustee Smith and seconded by Trustee Bowden

Upon roll call, the vote was:

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

NAYS: 0

ABSENT: 0

The motion carried.

Discussion of MFT Resurfacing Project and Consideration for Approval of MFT Resolution #15-14 – Annual Street Maintenance Program – 2015

Mr. Nash presented a map to the Board of the streets for the 2015 resurfacing project.

Mayor Baldermann noted this is part of our commitment to resurfacing five miles or streets every year.

Trustee Smith asked if Staff is contacting other jurisdictions to work together on a road that is owned by both entities.

Mr. Nash stated that he has been in touch with New Lenox Township to partner up on the resurfacing of streets that are in two taxing bodies.

Trustee Smith asked Mr. Nash if he could contact the State regarding the surface bumps on Route 30.

Mr. Nash stated that he has been in discussion with the State and his understanding is they are doing various patching all over the county. Mr. Nash will follow up on this issue.

Mayor Baldermann asked Mr. Nash if there is a plan for when Gear Drive is being resurfaced.

Mr. Nash stated he will be in contact with the contractor to coordinate temporary traffic control.

Mayor Baldermann asked there be ample signage.

Motion to adopt the resolution was made by Trustee Smith and seconded by Trustee Bowden

Upon roll call, the vote was:

AYES:	<u>7</u>	Trustees Butterfield, Smith, Bowden, Madsen, Johnson, Dye and Mayor Baldermann
NAYS:	<u>0</u>	
ABSENT:	<u>0</u>	

The motion carried.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

MAYOR

Mayor Baldermann once again thanked his family, the Village Board and residents.

VILLAGE ATTORNEY

No report.

VILLAGE ADMINISTRATOR

No report.

PAYROLL & DISBURSEMENTS

Trustee Butterfield made the motion to approve our bi-monthly disbursements in the amount of \$1,806,370.89. In addition to these disbursements, approval is needed for a biweekly payroll in the amount of \$330,070.30 paid on May 1, 2015 as well as a manual disbursement in the amount of \$1,718,245.16.

Motion was seconded by Trustee Madsen

Upon roll call, the vote was:

AYES:	<u>7</u>	Trustees Butterfield, Smith, Bowden, Madsen, Johnson, Dye and Mayor Baldermann
NAYS:	<u>0</u>	
ABSENT:	<u>0</u>	

The motion carried.

QUESTIONS AND/OR COMMENTS FROM THE FLOOR

No comments or questions from the floor.

TRUSTEE COMMENTS

Trustee Smith

Trustee Smith welcomed back the incumbents.

Trustee Bowden

Trustee Bowden welcomed back the incumbents. The Board members ran a respectful campaign. Looking forward to working together for another two years.

Trustee Dye

Trustee Dye stated it is nice to be a part of great team that the community supports.

Trustee Butterfield

Trustee Butterfield said there's exciting things to come.

Trustee Madsen

Trustee Madsen said he's looking forward to four more years.

Trustee Johnson

Trustee Johnson said she's looking forward to working with the Board.

Trustee Johnson reminded the French Market is now open on Saturdays.

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 May 11, 2015 adjourned at 7:35pm.

Laura Ruhl, Village Clerk