

# **APPROVED**

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

**New Lenox Village Hall,  
One Veterans Parkway  
Monday October 12, 2015  
#15-26**

### **CALL TO ORDER**

The Regular Meeting of the New Lenox Village Board of Trustees was called to order at 7:00 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 Bowden, Butterfield, Madsen, Smith, Finnegan

Absent - Mayor Baldermann and Trustees Johnson

Trustee Bowden chaired the meeting in the absence of 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 Administrator Kurt Carroll, Village Clerk Laura Ruhl, Community Development Director/Assistant Administrator Robin Ellis, Village Engineer Will Nash, Deputy Chief Bob Pawlisz, Building and Zoning Administrator Warren Rendleman and Attorney Chris Spesia

### **OATH OF OFFICE – New Lenox Police Officer - Christie Subido**

Village Clerk Laura Ruhl swore in New Lenox Police Officer Christie Subido.

### **CONSENT AGENDA**

Motion to Approve 13 items on the CONSENT AGENDA #15-26 was made by Trustee Smith and seconded by Trustee Butterfield.

- A - Acceptance of Easement for Water Main – New Lenox Township Food Pantry
- B - Minutes of the Regular Meeting – August 24, 2015
- C - Minutes of the Regular Meeting – September 14, 2015
- D - Approval of Proposal – Line Striping – Public Works
- E - Surety Reduction – Leigh Creek South
- F - Surety Reduction – Gardner Estates
- G - Surety Release – New Lenox Town Center Lot 6R – Pot Bellys
- H - Surety Release – New Lenox Town Center Lot 14 – Ross/Petco

- I - Surety Release – Clearing Court
- J - Surety Release – Horseshoe Drive
- K - Surety Release – Lincolnway Special Recreation
- L - Surety Release - Prairie Ridge Off Site Water Main
- M - Raffle License – Lincoln Way Prospects

Upon roll call, the vote was:

**AYES:**                    5                    Trustees Smith, Madsen, Finnegan, Butterfield  
and Bowden

**ABSTAIN**                0

**NAYS:**                    0

**ABSENT:**                2                    Mayor Baldermann and Trustee Johnson

The motion carried.

### **ORDER OF BUSINESS**

#### **Consideration for Approval of Resolution #15-27 Authorizing the Execution of an Agreement for Dedication for Public Purposes and Acceptance of Dedications**

Trustee Bowden recognized Staff and the Village Attorney for all of their efforts on the Nelson Road extension.

Mr. Carroll clarified that this is for the approval of the right-of-way and the easements needed for the extension of Nelson Road which is part of the Strategic Plan for the Village. The goal is to start construction in the spring.

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

Upon roll call, the vote was:

**AYES:**                    5                    Trustees Smith, Madsen, Finnegan, Butterfield and  
Bowden

**NAYS:**                    0

**ABSENT:**                2                    Mayor Baldermann and Trustee Johnson

The motion carried.

#### **Consideration for Approval of an Ordinance #2521 Authorizing Execution of Annexation Agreement – Cherry Hill Business Park/Rail Park Phase II – 2<sup>nd</sup> Read**

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

Upon roll call, the vote was:

**AYES:**                5                Trustees Smith, Madsen, Finnegan, Butterfield and Bowden

**NAYS:**                0

**ABSENT:**            2                Mayor Baldermann and Trustee Johnson

The motion carried.

**Consideration for Approval of an Ordinance #2522 Annexing Certain Territory – Cherry Hill Business Park/Rail Park Phase II – 2<sup>nd</sup> Read**

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

Upon roll call, the vote was:

**AYES:**                5                Trustees Smith, Madsen, Finnegan, Butterfield and Bowden

**NAYS:**                0

**ABSENT:**            2                Mayor Baldermann and Trustee Johnson

The motion carried.

**Consideration for Approval of an Ordinance #2523 Rezoning Newly Annexed Territory – Cherry Hill Business Park/Rail Park Phase II – 2<sup>nd</sup> Read**

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

Upon roll call, the vote was:

**AYES:**                5                Trustees Smith, Madsen, Finnegan, Butterfield and Bowden

**NAYS:**                0

**ABSENT:**            2                Mayor Baldermann and Trustee Johnson

The motion carried.

Trustee Smith reported that all of the Boards comments and questions regarding these ordinances were taken care of.

**Consideration of an Ordinance Authorizing the Sale of Land – 1425, 1435 and 1445 Edmonds Avenue – 1<sup>st</sup> Read**

Ms. Ellis reported when Walker County Estates was approved in the early 1990's there was a school and park site. The park donation extended to Edmonds Ave. When the Walker development folded the land donation was given to school district for the Jr. High and the NLCPD accepted the pond and the property between the pond and school. There is an IGA from 2006 where the Village and the NLCPD agreed that the Village would sub-divide and sell the lots. Timing being what it was, the lots didn't sell and it was determined to hold on to them until the market turned around. In the last 6 months we have been getting calls of people asking about the lots. They were appraised and this ordinance will authorize us to move forward with selling the lots. Once the Village recuperates our costs the proceeds will go to the NLCPD to reimburse them for the park improvements.

Trustee Smith asked if the lots will go out to bid or if the Village will get a realtor.

Ms. Ellis stated in the past we had sealed bids but we have the flexibility to sell them internally.

Trustee Smith stated he would like to see the Village get a fair value.

Attorney, Mr. Spesia stated the way the ordinance is set up the price will have to come back to the Board for approval.

**Consideration for Approval of a Request for Road Closure for Reconstruction Purposes – Michigan Road – Elizabeth Estates**

Mr. Nash reported that Staff is working with Mr. McPartlin of the New Lenox Township to make sure all issues are addressed and to make sure the developer notifies the residents and they have access at all times.

Trustee Madsen asked how long the road will be closed.

Mr. Nash reported it should only be a couple of weeks.

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

Upon roll call, the vote was:

**AYES:**                    5                    Trustees Smith, Madsen, Finnegan, Butterfield and Bowden

**NAYS:**                    0

**ABSENT:**                2                    Mayor Baldermann and Trustee Johnson

The motion carried.

## **REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

### **MAYOR**

ABSENT

### **TRUSTEE BOWDEN**

Trustee Bowden congratulated Trustee Johnson on the birth of her baby girl. Mother and baby are doing well.

Trustee Bowden announced the Chamber of Commerce Trunk or Treat that will take place on October 24<sup>th</sup> in the Commons from 1:30pm-3:30pm.

Trustee Bowden announced that the Trick-or-Treat hours are from 3:00pm-7:00pm.

Trustee Bowden reported the Village started the free leaf pick-up program. Starting October 19<sup>th</sup> senior citizens will be able to pick 10 free leaf bags at the Village Hall.

### **VILLAGE ATTORNEY**

No report.

### **VILLAGE ADMINISTRATOR**

Mr. Carroll commended the Engineering Department for providing excellent customer service during the MFT program and other work that was done in subdivisions.

The Board concurred.

### **PAYROLL & DISBURSEMENTS**

Trustee Butterfield made the motion to approve our bi-monthly disbursements in the amount of \$2,476,363.62. In addition to these disbursements, approval is needed for a biweekly payroll in the amount of \$343,833.70 paid on October 2, 2015.

Motion was seconded by Trustee Madsen

Upon roll call, the vote was:

**AYES:**                    5                    Trustees Smith, Madsen, Finnegan, Butterfield and Bowden

**NAYS:**                    0

**ABSENT:**                2                    Mayor Baldermann and Trustee Johnson

The motion carried.

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

Robert Buonadonna commented on the new sewer rates. He said that he understands the need for the increase because of the improvements that need to be done, but he doesn't understand the 3% increase every year. Why the never ending tax increase?

Mr. Carroll explained the Village went a long time without having a sewer increase. The goal is to try and keep with the rate of inflation. If things ever change the Board will re-evaluate and reconsider the costs.

Mr. Buonadonna said he understands the need for improvements and we have to plan for the future but after ten years there would be a 30% increase. Who re-evaluates the costs?

Trustee Bowden said the philosophy of the Board is to re-evaluate and to look and see where we can cut back. She said it's easier to give back than to keep asking for more.

Mr. Carroll noted the Village Board analyses the Impact Fees every year to see if an increase is needed.

Trustee Smith stated with the growth of the town we will need new infrastructure.

### **TRUSTEE COMMENTS**

#### **Trustee Johnson**

ABSENT

#### **Trustee Butterfield**

Trustee Butterfield complimented Trustee Bowden for doing a good job running the meeting.

Trustee Butterfield thanked the Village Attorney and Staff for their efforts on the Nelson Road extension. He's thankful it's moving forward.

#### **Trustee Bowden**

Trustee Bowden commented that the north/south roads in New Lenox have always been a hindrance. We needed Nelson Road to go through. Trustee Bowden thanked the Village Attorney for his great input and negotiation and perseverance.

#### **Trustee Madsen**

Trustee Madsen congratulated Trustee Johnson on the birth of her new baby.

Go Cubs!

#### **Trustee Finnegan**

Trustee Finnegan had no comments.

#### **Trustee Smith**

Trustee Smith congratulated everyone for the work that was done with Nelson Road. Now we need to look for another north/south route on the north side of town.

### **ADJOURNMENT**

Motion to adjourn the meeting made by Trustee Smith and seconded by Trustee Finnegan. Upon voice vote, the motion carried. The Regular Meeting of the Village of New Lenox Board of Trustees held on October 12, 2015 adjourned at 7:25pm.

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Laura Ruhl, Village Clerk