

# **APPROVED**

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

**New Lenox Village Hall,  
One Veterans Parkway  
Monday March 28, 2016  
#16-08**

### **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, Bowden, Smith, Madsen, Johnson, Finnegan 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, Public Works Director Brian Williams, Building and Zoning Administrator Warren Rendleman, Village Engineer Will Nash, Chief of Police Bob Sterba, Assistant Administrator/Community Development Director Robin Ellis and Attorney Chris Spesia.

### **UPDATE – Lincolnway Special Recreation Association – Keith Wallace**

Mr. Keith Wallace, Director of LWSR, gave the Board an update on the Special Recreation Association. He presented a short video showing the students and the Special Recreation Building.

### **CONSENT AGENDA**

Motion to Approve 4 items on the CONSENT AGENDA #16-08 was made by Trustee Smith and seconded by Trustee Johnson.

- A - Minutes of the Regular Meeting – February 22, 2016
- B - Minutes of the Regular Meeting – March 14, 2016
- C - Ordinance #2559 Creating Class TE Liquor License – Summer Concerts – Village of New Lenox
- D - Ordinance #2560 Creating Class TE Liquor License – 8<sup>th</sup> Annual Spring Gala and Fundraiser – New Lenox Public Library.

Upon roll call, the vote was:

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

**ABSTAIN:**                0

**NAYS:**                    0

**ABSENT:**                0

The motion carried.

**Mayor Baldermann moved item #7A Mayor Appointment of Plan Commissioner up on the agenda.**

**APPOINTMENT – PLAN COMMISSIONER – Jasen Howard**

Mayor Baldermann made the request to approve the appointment of Jasen Howard to the Plan Commission. Motion to approve the request was made by Trustee Smith and seconded by Trustee Madsen.

Upon roll call, the vote was:

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

**NAYS:**                    0

**ABSENT:**                0

The motion carried.

**ORDER OF BUSINESS**

**Consideration of an Ordinance Amending Chapter 6 of the Municipal Code – Alcoholic Beverages – Beer & Wine and Theaters – 1<sup>st</sup> Read**

Mayor Baldermann reported this amendment will allow establishments to have beer and wine only (Class J and J1) and also sets additional requirements for Class H (theaters and cinemas).

No Board comments or questions.

**Consideration of an Ordinance Creating a Class H Liquor License – AMC Theater – 1<sup>st</sup> Read**

Mayor Baldermann stated this Class H license will allow AMC Theater to sell liquor.

At this time Rob Anderson, representing AMC Theaters, gave a presentation on the upcoming renovation to the existing theater.

Trustee Johnson asked if alcohol would be served during the earlier movies.

Mr. Anderson stated they do not have a set start time. Normally they don't sell early unless they see there will be a large volume of patrons. It is not economical to pay a bartender if there are no patrons. They will comply with the local ordinance.

No other comments or questions from the Board.

**Consideration of an Ordinance Creating Class J Liquor License – Board & Brush – 1<sup>st</sup> Read**

Mayor Baldermann reported this Class J license will allow for the new Board & Brush to serve beer and wine.

Ms. Ullsmith, on behalf of Board & Brush, explained the concept of the new business.

The Board spoke briefly on the concept.

**Consideration for Approval of a Request for Final Plat – Cherry Hill Business Park Re-Subdivision of Lot 5 of Unit 3**

Ms. Ellis reported this is a re-subdivision of the lot that currently houses StarCon on the eastern portion and the second lot would be available for future industrial development. Through their Annexation Agreement it allows them to bypass the preliminary plat phase and final plat as they go because they land a deal they don't know what size lot is required. The Plan Commission reviewed this and recommended approval.

Motion to approve the request was made by Trustee Butterfield and seconded by Trustee Finnegan

Upon roll call, the vote was:

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

**NAYS:**                    0

**ABSENT:**                0

The motion carried.

**Consideration for Approval of a Request for Reduction of Fees – Elizabeth Estates – Mark Kaup**

Ms. Ellis reported Elizabeth Estates is a 5-lot subdivision in the older part of town. Mark Kaup, developer, is requesting this subdivision be added to the list of subdivisions attached to Resolution #15-31, in which the impact fees paid to all taxing districts are reduced by 50% through December 31, 2016.

The Village Board had no issues.

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

Upon roll call, the vote was:

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

**NAYS:**                 0

**ABSENT:**             0

The motion carried.

**Consideration of Approval of a Resolution #16-08 Authorizing the Village Mayor to Execute and Directing the Village Clerk to Attest to an Intergovernmental Agreement with IDOT – US Route 6 and Gougar Road Funding Resolution**

Mr. Nash reported IDOT is currently finalizing plans for the RT 6 and Gougar Road intersection Improvements with the intent to go out for bids later this summer. The improvements include adding left turn lanes at all four legs of the intersection, traffic signals and street lighting. The Village of New Lenox is required to pay our proportionate share of the project costs for street lights and traffic lights, as well as maintain various improvements with IDOT as outlined in the attached Intergovernmental Agreement. The Village will pay for our share of the improvements as the project progresses and we are billed by the State. IDOT also requires passage of a funding resolution by the Village to appropriate sufficient funds to pay our share of the cost of the improvements (a total of \$125,925).

Trustee Smith asked how far will they go back on each road?

Mr. Nash stated about 1,000-feet.

Trustee Butterfield asked about the timeline.

Mr. Nash stated he believes this will go out to bid this summer and start in the fall.

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

Upon roll call, the vote -was:

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

**NAYS:**                 0

**ABSENT:**             0

The motion carried.

**Consideration for Approval of a Resolution #16-09 Authorizing the Execution of an Agreement with IDOT – Route 6 (Maple Road) Widening and Resurfacing Project**

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

Upon roll call, the vote was:

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

The motion carried.

**Consideration for Approval of a Proposal – WWTP#1 Odor Study**

Mr. Williams requested Village Board approval to conduct an odor study from Strand and Associates in the amount of \$21,000. The study is anticipated to be finished in July.

Trustee Smith requested to see the study when it’s completed.

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

Upon roll call, the vote was:

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

The motion carried.

**Consideration for Approval of a Resolution #16-10 Authorizing the Execution of a Contract – Crystal Maintenance Services – Police Department**

Motion to approve the resolution was made by Trustee Finnegan and seconded by Trustee Madsen.

Upon roll call, the vote was:

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

The motion carried.

**Consideration of an Ordinance Amending Chapter 94, Utilities, Article II, Sewers and Sewage Disposal, Section 142 of Village Code – Amount of Service Charge; Disposal of Sept Tank or Holding Tank Waste – 1<sup>st</sup> Read**

Mr. Williams stated at the last COW meeting the Board agreed to amend the flat rate usage charge for non-metered sewer only accounts. The flat rate will go from 9,000 gallons to 6,000 gallons per month.

No comments or questions from the Board.

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

### **MAYOR**

Mayor Baldermann congratulated Jasen Howard for his appointment to the Plan Commission.

Mayor Baldermann thanked the New Lenox Police Department for their efforts in the recent burglaries. Outstanding job...

Mayor Baldermann announced the dates of the (2) two 2016 Triple Play Concert Series. April 2<sup>nd</sup> at midnight the bands will be on our website and in the Patch newspaper.

### **VILLAGE ATTORNEY**

No report.

### **VILLAGE ADMINISTRATOR**

Mr. Carroll announced a date for the FY 2016-2016 Budget meeting. April 7<sup>th</sup> at 7:00pm.

The Village Board agreed on that date.

### **PAYROLL & DISBURSEMENTS**

Trustee Butterfield made the motion to approve our bi-monthly disbursements in the amount of \$408,645.77. In addition to these disbursements, approval is needed for biweekly payroll in the amount of \$337,966.87 and a monthly payroll in the amount of \$5,991.67 paid on March 18, 2016.

Motion was seconded by Trustee Madsen

Upon roll call, the vote was:

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

The motion carried.

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

Bill Walter, 1022 Grandview Drive, thanked the Mayor and the Board for initiating the WWTP 1 Odor Study.

### **TRUSTEE COMMENTS**

#### **Trustee Smith**

Trustee Smith gave an update on Lincolnway Communications. Watch for bylaws and an Intergovernmental Agreement.

**Trustee Finnegan**

Trustee Finnegan no comments.

**Trustee Madsen**

Trustee Madsen welcomed Jasen Howard to the Plan Commission.

**Trustee Bowden**

Trustee Bowden welcomed Jasen Howard to the Plan Commission.

**Trustee Butterfield**

Trustee Butterfield welcomed Jasen Howard to the Plan Commission.

Trustee Butterfield commended LWSRA for a great job.

**Trustee Johnson**

Trustee Johnson welcomed Jasen Howard to the Plan Commission.

**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 March 28, 2016 adjourned at 8:00pm.

---

Laura Ruhl, Village Clerk