

MINUTES OF THE REGULAR MEETING OF THE
NEW LENOX BOARD OF TRUSTEES
New Lenox Village Hall, 1 Veterans Parkway
Monday, July 20, 2009

#09-18

CALL TO ORDER

The regular meeting of the New Lenox Board of Trustees was called to order at 7:05 p.m. by Mayor Timothy Baldermann in the Council Chambers of the New Lenox Village Hall for the purpose of conducting a study session as per the provisions of Resolution #08-28.

ROLL CALL

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

Trustees Madsen, Dye, Bowden, Butterfield, and Mayor Baldermann

The following were absent: Trustees Smith and Tuminello

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 Russ Loebe, Village Clerk Marcia Englert, Finance Director Kim Auchstetter, Planning & Zoning Administrator Robin Ellis, Village Engineer Scott Killinger, Deputy Police Chief April DiSandro, Public Works Superintendent Ron Sly, Building Administrator Warren Rendleman, Economic Development Director Randall Lowman, Assistant to the Administrator Carol Hennessy, Attorney Marty Shanahan, and Deputy Clerk Bonnie Motyka.

STANDING COMMITTEE REPORTS

General – Mayor Baldermann

Waiver of Village Portion of Concession Fees – Free Commons Activities

Mayor Baldermann requested Board consideration to waive the Village portion of the concession stand fees due to inclement weather during Commons events, including the Fourth of July. He added that service organizations used the concession stand during a few free events and the stand was closed during the three concerts series events.

Motion to approve the waiver of the Village portion of Concession Fees for Free Commons Activities made by Trustee Bowden and seconded by Trustee Butterfield.

Upon roll call, the vote was:

AYE: 5 Trustees Bowden, Madsen, Butterfield, Dye, and Mayor Baldermann

NAY: 0

ABSTAIN: 0

ABSENT: 2 Trustees Smith and Tuminello

The motion carried.

Mayor – General Items

Mayor Baldermann reported the 7th Town Hall Meeting was held on Saturday, July 18th. He stated a major topic of discussion was the gas prices in New Lenox being higher than surrounding communities. He reported he had place telephone calls in the past when this happened and a reduction in price followed for a short time. He discussed his opinion on supporting local business whenever possible but did not agree with charging a higher price for services. He hoped that the local gas stations would respond accordingly.

Trustee Bowden stated she was disappointed to see this happening because New Lenox had been low with gas prices. She expressed her disappointment that the mayor had to call the stations to have the price lowered.

Trustee Dye stated that the mayor should not have to call the stations. She noted that Cook County had gas for thirteen cents less than New Lenox noting this could not be justified.

Trustee Butterfield stated that everyone was discussing these high prices. He added at one point in time the radio listed New Lenox as the lowest gas prices in the area.

Mayor Baldermann reported that he, Mr. Loebe, Mr. Killinger and a representative from Smith Engineering attended a meeting this afternoon with Diane O’Keefe and her staff from IDOT. He explained that the Village was ready to begin major improvements on Route 30 but due to the passing of the Capital Bill IDOT did not want any temporary roadwork to be done on Route 30. He added that IDOT wanted to wait for full improvements that would come with the Capital Bill. He stated IDOT acknowledged the tremendous work and preparation made by the Village staff noting that IDOT would incorporate some of the immediate changes at the beginning of the project. He stated the efforts of staff may allow the Village to see improvements made before other communities. He reported the timeline from IDOT was that right-of-way acquisitions would be done in the upcoming weeks. He added that work should begin on Route 30 next year with an 18-month project completing some time in 2012 with full improvements. He noted the Village would have had their improvements done in 2010. He stated that the Village would

continue to work with IDOT to make sure the improvements stay in the forefront. He reported the Capital Bill did not interfere with the roadwork that would be done from Marley Road west with the New Lenox Town Center project.

Trustee Bowden stated she was glad to see the Prairie & Route 30 signal working. She noted that the improvements to Gougar Road and Haven Avenue were progressing well. She added that these improvements were done by the Village.

Finance – Trustee Butterfield

Trustee Butterfield reported the committee met earlier and discussed a recap on the year's finances.

Trustee Butterfield reported on the receipt of permit fees from the McDonald's being constructed on Laraway Road.

Trustee Butterfield reported a discussion was held regarding Village vehicles and what could be done with gasoline purchases in the future.

Water & Sewer – Trustee Bowden

Trustee Bowden reported the committee met earlier in the evening and had guests join their discussion. She noted that due to this discussion other items on the agenda were not discussed.

Public Safety – Trustee Smith

Chief Sterba reported on July 16th a practice tabletop exercise was run and graded by outside emergency management organizations. He stated this exercise was moderated by Public Safety Division Chief Dan Martin. He added attendees included the Fire Department, ESDA, Police Department, Public Works, and the School District. He stated that this exercise further qualified the Village for NEMS compliance. He explained that through this exercise it was determined that the School District used their custodial staff to monitor the skies during storms. He stated that the Police Department offered Weather Spotter Training and this information would be forwarded to the School District Administration.

Mayor Baldermann reported on his attendance at the CERT (Community Emergency Response Training) noting there were about 90 people at the meeting. He noted that Chief Sterba, the Police Department and the Public Safety Division Chief were doing great jobs.

Trustee Bowden inquired about tornado alerts being done through text messages or email with the Emergency Notification Service. Chief Sterba stated it could be done but only those choosing to sign up for the service would be notified and the sirens notified more residents. Trustee Bowden stated the text messages or email helped when parents were away from home. Chief Sterba stated he would look into this further.

Development & Land Use – Trustee Dye

Trustee Dye reported the minutes from the committee meeting last week were in packet.

Trustee Dye reported the field trip for trustees to see the low impact development was tentatively scheduled for the morning of Saturday, August 22nd.

Streets & Drainage –Trustee Tuminello

Mr. Killinger reported that the committee heard a presentation regarding a possible grant to replace the current street lights with LED lights. He stated that LED lights had a higher initial cost but the power costs were less. He noted Mr. Sly would be meeting with another person regarding this issue.

Mr. Killinger reported the committee discussed the use of pervious pavement. He stated the committee would like to allow the Creamery to use this product due to the size of their project. He noted this was an eco-friendly material that would absorb the water instead of causing runoff.

Mr. Killinger reported the committee discussed soil stockpiles.

Mr. Killinger stated the committee discussed the Prairie signalization and the Cedar Road improvements.

Mr. Killinger reported the committee discussed the Route 30 projects adding that everything changed with the Capital Bill.

Mr. Killinger reported the balance of the equipment for Gougar Road & Haven Avenue signalization was expected by month's end. He stated the contractor was aware that the Village wanted this signal operational by mid-August.

Mr. Killinger stated a Natural Gas Pipeline Company request for emergency repair work on Nelson Road was discussed.

Trustee Bowden asked that the Route 30 & Gougar Road intersection improvements be included on the next committee agenda. Mr. Killinger stated this was a County CMAC project adding he would provide an update at the next committee meeting.

Public Improvements – Trustee Madsen

Trustee Madsen reported the committee met on June 17th and discussed the current procedures of the Property Maintenance Code for Abandoned Homes. He stated a listing from the Water Department had been provided regarding vacant properties. He noted a letter was sent to the property owner reminding them of their obligations for upkeep of the property. He added this was to prevent the Village from having to send their landscapers in to cut grass or repair broken windows. He reported the committee was working on addressing the winterization of vacated homes regarding right of entry, broken pipes, and electricity. He added something should come before the Board soon.

Trustee Madsen reported the committee discussed requests from restaurants for tents. He stated the concern was that bands would be in the tents as well as alcohol. He noted the committee decided that the tent permits should be treated as special use permits so the ability to review on a case-by-case basis would be allowed.

Trustee Madsen reported the minimal April-May building activity was discussed.

Trustee Madsen reported discussion was held on the certificate of occupancy for Silver Cross medical office building. He stated that due to the large amount of rain they may need to relocate the parking lot to a different area.

Mayor Baldermann reported that of the 7,661 single-family residences in New Lenox there were a total of 12 foreclosed homes. He stated the diverse housing stock assisted in this outcome which was a testament to the planning done in New Lenox.

Trustee Bowden expressed concern with electricity being disconnected in vacant homes possibly causing flooding in basements. She asked if the Village had control over these issues.

Mr. Rendleman stated that was an issue that the committee was looking into because ComEd would turn off electric after two months or more of non-payment. He added a list of vacant homes was being compiled so that banks and lending agencies could be made aware of their maintenance responsibilities. Mr. Loebe stated that through the Water Department there were instant updates for these issues.

NEW BUSINESS

Mobile Businesses

Ms. Ellis reported Board comments from the work session last month were addressed in the red-lined ordinance in packet. She stated she worked with the Village Attorney to determine that the ordinance was consistent with other sections of Village code. She explained the change in terminology from *Stationary Vendor* to *Mobile and Stationary Merchant*. She stated the change was because they would fall under the definition of transient merchant. She reported a definition for *Seasonal Items* was added due to Board request.

Ms. Ellis reported that the requirement for access to a public restroom had been deleted. She stated language had been added that no more than five *Stationary Merchants* would be allowed in the Village at one time. She reported the duration of the temporary uses was set for January 1st through June 30th or July 1st through December 31st to keep the licensing consistent. She reported after the temporary use approval the licensing would be done through the Police Department.

Ms. Ellis stated if there were no additional comments from the Board the Plan Commission would hold a public hearing on this item next month and come back to the Board for first read at the end of August. There were no additional comments from the Board.

Army Corps of Engineers – Kate Bliss

Ms. Kate Bliss from the Army Corps of Engineers gave a presentation regarding the Clean Water Act instituted in 1974. She reported the Army Corps of Engineers administered Section 404 of the Clean Water Act with oversight from the U.S. EPA noting no discharge of fill material could be done into the waters of the U.S. without a permit from the Army Corps. She added the fill could be culvert replacement, rip-wrap, bank stabilization along the stream, or storm water detention basin as well as filling in of wetlands to bring the topography up. She explained that when there was an impact to the waters of the U.S. the Corps needed to be contacted adding how a wetland illumination was done. She reported that if the property was deemed to have waters of the U.S. then she should be contacted for a pre-application meeting. She explained the Section 404.B guidelines and the sequence to be followed.

Ms. Bliss reported Spring Creek Greenway – Hadley Valley Preserve was a huge corridor that the Forest Preserve was enhancing. She stated the Forest Preserve was receiving millions of dollars in mitigation funds from the O'Hare Modernization Project. She stated when the developer approached her regarding installation of a parking lot near the Spring Creek area she strongly recommended against it.

Ms. Bliss explained how local government could help protect water quality including having an isolated Wetland Protection Ordinance and a Stormwater Ordinance. She stated conservation design principles were necessary noting Will County recently passed their Conservation Ordinance. She explained that site configurations that protected natural resources be used.

Request for Waiver of Sidewalk Bonds – Hartz Construction

Mr. Rendleman reported on the request from Hartz Construction to waive the bonding requirements for public sidewalks in cases where the builder was also the developer who posted the letter of credit. He stated the current building code required that sidewalks be installed prior to the certificate of occupancy and when the weather prohibited that a bond needed to be posted in cash so that the Village had surety they would be installed. He reported that when the builder was also the developer they will have already posted a letter of credit and would be responsible for the outstanding sidewalk. He stated the Village received bonds for other items, including driveway, apron and the landscaping. He noted the sidewalk bond was a minimal bond.

Mr. Rendleman reported the committee discussed whether to amend the code or to grant a waiver. He stated that strict language would have to be included to determine when the builder was the same person as the developer as well as determining a current letter of credit. He stated the committee would continue to discuss this.

Mr. Rendleman stated that Mr. Phil Hartz was requesting Board action on this item.

Trustee Butterfield wanted to be sure that the surety would never be too low and leave the sidewalks uncovered. Mr. Rendleman stated before Engineering released the entire letter of credit all of the improvements would have to be in including the sidewalk.

Trustee Bowden stated she did not like to do waivers and suggested changes to the ordinance be made to address all requests. Mr. Rendleman stated that bonds would not be taken until December suggesting there would be enough time to amend the code to be universal.

Trustee Dye stated that the intention of the committee was to cover all builder-developers. She added this was a topic of discussion at the recent Builders Breakfast.

Mr. Phil Hartz agreed with the comments made. He stated he would like to see this for all developers. Mayor Baldermann asked if he wanted to withdraw the request this evening so it could be brought back in more general terms. Mr. Hartz stated he wanted to withdraw.

After Board discussion, the consensus was to bring this back as an amendment to the ordinance rather than a waiver of bonds so that all developers who fell into this developer-builder category would be covered.

Easement Agreement – McDonalds

Mr. Killinger reported the McDonalds on Laraway Road had drain tile running through the site and an easement was necessary in order to get the drain tile rerouted to a place where it can be maintained.

Motion to accept the easement agreement for McDonalds made by Trustee Bowden and seconded by Trustee Dye.

Upon roll call, the vote was:

AYE: 5 Trustees Madsen, Dye, Butterfield, Bowden, and Mayor Baldermann

NAY: 0

ABSTAIN: 0

ABSENT: 2 Trustees Smith and Tuminello

The motion carried.

Agreement Amending Incentive Agreement – McVickers

Mr. Loebe reported in 2007 the Village entered into a Development Agreement with McVickers for the creation of the New Lenox Town Center project which consisted of the Walmart and Menards. He stated since that time work had been done to get IDOT and other permitting agencies in line to grant a permit for construction on Route 30 which was a large component of the costs associated with this project. He explained that this section of highway would build a widened Route 30 starting at Cooper past Williams Street to the east which included \$6 million of highway work. He added this improvement would also consist of reconstruction and improvements along Williams Street on the first block including sidewalks and storm sewers on

the east side. He noted signalization would be added at Williams Street & Route 30 along with multiple lane additions on Route 30.

Mr. Loebe stated resolutions to these improvements had taken from 2007 to July 2009. He stated the associated sales tax component of becoming a Home Rule community also happened within this timeframe. He stated the agreement entered into with McVickers (Walmart, Menards, and subsequent retailers in the future) needed to be reworked to reflect some of the changes that have happened in this two year period. He stated the expanded work on Route 30 would mirror the 2030 design when originally a lesser sum was designed. He added this involved more expansive work on Williams Street.

Mr. Loebe stated a permit was ready for work to begin on Route 30 for this project. He noted the developer was ready to break ground on the project with a target date for construction to begin no later than October 2009.

Mr. Loebe highlighted the amendments to the agreement which was adopted in 2007. He stated the work along Route 30 & Williams Street had increased from \$6.8 million to \$9.75 million. He added due to negotiations between the Mayor, McVickers and Walmart the number had been reduced to the \$9.75 million noting competitive bidding and pricing was found for the project.

Mr. Loebe reported the economic component for the Village had projected revenue over the next 15 years of \$33 million. He stated this project involved huge improvements for New Lenox as well as millions of dollars in property taxes for the other taxing bodies.

Mayor Baldermann stated the community deserved credit for this project moving forward because of the passage of Home Rule. He noted the Board had a policy of not touching the base penny when it came to development. He stated the first penny would go entirely to the Village and the taxpayers. He added the Home Rule penny would be used to make a project like this move forward as well as complete the roadwork at Route 6 and I-355.

Mr. Loebe agreed that without that extra revenue component it would have been difficult to fund the expanded work on Route 30 that IDOT requested plus \$1 million in Williams Street improvements.

Mr. John McVickers congratulated staff, Mr. Loebe and Mayor Baldermann for the work on this project. He stated there had been a lot of discussion regarding the scope of the roadwork especially in the past week. Mayor Baldermann stated that all involved understood how important it was for the Village to look out for the taxpayers and this was a good partnership.

Trustee Dye inquired when Walmart and/or Menards would be in New Lenox. Mr. McVickers stated they hoped to be under construction by October. Mr. Loebe stated Mayor Baldermann was adamant during discussions regarding the opening of Walmart. Mayor Baldermann reported it was their intention to be open in the fall of 2010 adding there were other exciting components of the Town Center including Menards would probably come in shortly thereafter. He stated that Silver Cross Hospital would spark development in the Route 6 & I-355 area and this development should spark a lot of the other Route 30 projects.

Trustee Bowden asked how this would impact the Williams Street residents and how soon the improvements would be made in correlation with the Walmart improvements. She inquired as to whether the improvements would be made before opening day of Walmart. Mr. McVickers stated that the roadwork was intended to start a little before the onsite work on Walmart. Mayor Baldermann reported the improvements to Williams Street should be done prior to the opening of Walmart. He noted this was his concern as well.

Trustee Butterfield stated he met with McVickers at the ICSC Convention in Las Vegas. He related that many convention goers passed the New Lenox booth noting the progress of this project when many other projects were on hold.

Mayor Baldermann noted the agreement stated that construction had to be by October 15th. Mr. Loebe added that opening was anticipated in November 2010.

Motion to approve agreement amending incentive agreement with McVickers made by Trustee Bowden and seconded by Trustee Dye.

Upon roll call, the vote was:

AYE: 5 Trustees Dye, Bowden, Butterfield, Madsen, and Mayor Baldermann

NAY: 0

ABSTAIN: 0

ABSENT: 2 Trustees Smith and Tuminello

The motion carried.

Nelson Road Closure Request - National Gas Pipeline Company of America

Mr. Sly stated that Mr. John Nauman from National Gas Pipeline Company of America was in attendance. He explained that Mr. Nauman contacted him regarding repair/inspection work that needed to be done on the pipeline that crossed Nelson Road north of the CN Railroad tracks. He noted this work would involve removing the whole center of the roadway. He added that after discussion with Mr. Loebe it was determined that this item should be expedited to the Board due to the upcoming opening of Lincoln Way West High School on August 18th. He stated he spoke to the School District on Friday who was not in favor of having the road closed when they open.

Mr. Nauman introduced Mr. Craig Howard, National Gas Pipeline Company of America Engineer, who explained the evaluations of this pipeline. Mr. Howard stated they transported 70% of the natural gas that came into the Chicago area. He noted the pipelines were normally 24” to 36” in diameter explaining where they intersect in the area. He stated the pipeline they were concerned with was the one that extended from I-80 and I-55 to Torrence Avenue and 139th Street. He stated at the intersection of pipes for Nelson Road was between Spencer and Laraway Roads. He added they ran electronic testing through the pipeline to allow mapping pipe wall

thickness which was done to identify discreet characteristics in the line. He explained that a lot was done in the office through computers but there were some that they were not able to accurately assess through this manner and for these situations it was better to visually assess these anomalies. He stated one was identified below Nelson Road in a cased crossing which extended 60' from edge of right-of-way to edge of right-of-way. He explained how the anomalies were examined noting they had already marked the site. He requested Board permission to excavate the area over the anomaly to remove part of the casing to get a direct visual on what they have identified electronically. He reported he had drawings from the location explaining how they layout the work.

Mayor Baldermann stated the request was to close Nelson Road for the repair work. He asked what the consequences were if the repair work was not done. Mr. Howard stated they ran the tools through the pipeline every 7 years and there were different protocols. He stated there was immediate action which caused them to pull pressure down off the pipeline and go after the anomaly. He added there were anomalies that did not have the same immediacy to them noting this one was classified as a 6-month investigation. He stated if they did not get access to the pipeline at this time they could continue to monitor or postpone to a time that fit the Village and their company schedule.

Trustee Bowden asked how long the road would be closed. Mr. Howard stated they would need from the time excavation began to completion would be 3 weeks from the time they get to the pipe. Mayor Baldermann stated Lincoln Way West would be opening August 18th which was 29 days away. He added this would be only 4 weeks if the project began tomorrow noting many projects became 6 weeks projects due to complications. He reported that if this was something that had to be done it could not interfere with the opening of school. Trustee Bowden stated she wished the request had come in 3 weeks prior. She noted that if this could be put off until next summer she would agree. She added she did not want to jeopardize anything by putting this off either.

Mayor Baldermann questioned whether this could wait until June 2010 or whether there was a safety issue for the residents. Mr. Howard stated they had not identified this as a safety issue and the pressure had not been taken off of the line. Mayor Baldermann noted the Village would need a guarantee that this work would be completed by August 10th. He added the Village had a problem with north-south traffic to begin with. Trustee Bowden added there was a fire station located on the north side of Nelson.

Mr. Howard asked if the Board would consider allowing them to work at night and installing road plates over the excavation during the day. Mayor Baldermann asked staff how feasible this request was. Mr. Killinger stated there were residences close to that area and expressed concern with noise at night. Mr. Howard stated there would be a backhoe, saws and air hammers used. Mayor Baldermann asked if the work could be done from 8 a.m. to 8 p.m. and guarantee the project would be done by August 10th. Trustee Bowden added this would shorten the timeframe. Mr. Howard stated they did not have a problem with 12 hours shifts but expressed concern with committing that they would be complete before school began. He stated they would not be comfortable with beginning the work until they came to the Village with drawings, traffic control, and proposed excavations.

Mayor Baldermann questioned whether the Board preferred delaying the work until June 2010 if the National Gas Pipeline Company did not feel this was a safety issue.

Trustee Dye reported that Mr. Howard used the words “if they find something” which could extend the project. She noted the Board would be setting themselves up for an extension that the company would not be able to satisfy.

Trustee Butterfield reported Mr. Howard stated this was on the 6-month list of projects.

Trustee Bowden asked if Mr. Howard thought this was feasible to postpone until June 2010 without a problem for the Village or his company.

Mr. Howard stated he would go back and present this internally. He noted there were other options some of which were more drastic. He explained they could get permission to replace the pipeline under the road. He noted delay was an option adding they did have situations where they had to get Army Corps permits.

Mayor Baldermann stated it did not seem like they were ready to start any time soon from this information. He added that running pipe underground was a feasible option but more expensive. Mr. Howard agreed. Mayor Baldermann stated the Board appreciated the cost and thought the company should determine whether this could wait until June 1st of next year to excavate or spend the extra money to do it underground. He noted the Board was not ready to close the road for the beginning of school. Trustee Bowden added the Board was not ready to close the road for that length of time.

Mr. Howard asked about the approval process if they were able to get the drawings developed in a short time. Mayor Baldermann stated the approval process was not a problem but the timeline was. He reported the Village was willing to work with the company adding they should contact staff with further findings.

OLD BUSINESS – None

COMMENTS & QUESTIONS FROM OTHER TAXING BODIES – None

COMMENTS & QUESTIONS FROM CIVIC GROUPS & PUBLIC

Mr. William Walter, 1022 Grandview, reported on two other pipelines that ran horizontally along Nelson Road. He expressed concern if this area were disturbed that it might affect the other pipelines.

TRUSTEE COMMENTS

Trustee Smith - Absent

Trustee Madsen

Trustee Madsen reported that Proud American Days would be July 23rd through July 26th.

Trustee Bowden - None

Trustee Butterfield - None

Trustee Tuminello - Absent

Trustee Dye

Trustee Dye congratulated the DiSandro Family on the work they did for the recent Relay for Life. She stated she appreciated their efforts noting that there were not many people who participated that did not have cancer touch their lives. Trustee Dye stated that anyone interested could donate online to the Relay for Life efforts at www.relayforlifewenox.com. Mayor Baldermann agreed with Trustee Dye adding that when all of the numbers came in there would be a wrap up for Relay. He stated he also attended the event along with many members of staff. He reported the American Cancer Society presented him with a sign designating New Lenox as a Relay community. He hoped the sign could be displayed on a pole in the Commons. He also noted that there would be a tree planted in the Commons in honor of Relay for Life.

Trustee Dye reported on the Business After Hours held at Atrium Point on July 14th which was very well attended. She encouraged businesses to attend these functions whether or not they were a Chamber of Commerce member.

EXECUTIVE SESSION

RECESS

Motion to adjourn to Executive Session for Section 2(c)(2) collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees AND Section 2(c)(11) litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probably or imminent made by Trustee Bowden and seconded by Trustee Dye.

Upon roll call, the vote was:

AYE: **5** Trustees Butterfield, Madsen, Bowden, Dye, and Mayor Baldermann

NAY: **0**

ABSTAIN: **0**

ABSENT: **2** Trustees Smith and Tuminello

Motion carried. The meeting recessed at 8:25 p.m.

RECONVENE

All members of the corporate authorities previously in attendance before Executive Session were in attendance when the Board reconvened at 9:14 p.m. Mr. Loebe and Ms. Englert were also in attendance.

ADJOURNMENT

Motion to adjourn the Meeting made by Trustee Bowden and seconded by Trustee Dye. Upon voice call vote, the motion carried with Trustees Tuminello and Smith recorded as ABSENT. The Regular Meeting of the Village of New Lenox Board of Trustees held on July 20, 2009 was adjourned at 9:15 p.m.

Bonnie Motyka, Deputy Clerk