

Village President Brolley called the meeting to order at 7:04 p.m. followed by the Pledge of Allegiance.

Roll Call

Trustee Sperling	Yea	Trustee Jungermann	Yea
Trustee Lee	Yea	Trustee Marecek	Yea
Trustee Heinz	Yea	Trustee Bond	Yea

Also present: Administrator Jeff Zoepfel, Attorney Laura Julien, Chief of Police Daniel Meyers, Deputy Chief of Police Armando Sanders, Director of Public Works Todd Hoppenstedt, Director of Finance Justin VanVooren, Director of Community Development Rich Young, Engineer Peter Wallers, Members of the Press and others.

Public Participation

A. Public Comments.

There were no public comments this evening.

Consent Agenda

- A. Minutes of the Village Board Meeting of March 13, 2017.**
- B. Accounts Payable through March 23, 2017 in the Amount of \$203,204.17.**
- C. Ordinance 1747 Granting a Special Use for ATMI Precast at 1100 SW Lake and 1150 S Lake Street (Second Reading).**
- D. Ordinance 1756 Granting a Variance for ATMI Precast at 1100 SW Lake Street and 1150 S Lake Street (Second Reading).**

Trustee Jungermann **moved to approve items A-D on the Consent Agenda.** Trustee Marecek seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Bond, Trustee Sperling, Trustee Lee and Trustee Heinz voting yea.

Items for Separate Action

A. Temporary Liquor License Request for Fox Valley Park District.

Administrator Jef Zoepfel stated that the Temporary Liquor License Request for the Fox Valley Park District was similar to a previous request made for an event that they had hosted at the Stuart Sports Complex. The Park District is asking to waive the \$100 fee. He is working with the Park District and

Attorney Laura Julien to potentially have an ongoing temporary liquor license drafted which would only require the Park District to give notification to staff of their events. This would eliminate the need for each temporary liquor license request from the Park District to be approved by the Board. Administrator Zoepfel will bring that agreement back for consideration once it has been finalized. There were no Board questions or concerns in regard to this item.

Trustee Bond **moved to approve the Temporary Liquor License Request for Fox Valley Park District.** Trustee Marecek seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz, Trustee Jungermann and Trustee Marecek voting yea.

B. Ordinance 1759 Adopting the Operating and Capital Improvement Budgets for Fiscal Year 2018 (Second Reading).

President Brolley confirmed that Ordinance 1759 Adopting the Operating and Capital Improvements Budget for Fiscal Year 2018 was in the same format as it was presented at the last meeting and that nothing further was added. There were no questions or concerns from the Board on this item.

Trustee Bond **moved to approve the Ordinance 1759 Adopting the Operating and Capital Improvement Budgets for Fiscal Year 2018 (Second Reading).** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz, Trustee Jungermann and Trustee Marecek voting yea.

C. Ordinance 1764 Amending Section 6-1.1 of the Montgomery Village Code of Ordinances/International Building Code (IBC) Local Amendments (First Reading).

Director Young shared that Ordinance 1764 Amending Section 6-1.1 of the Montgomery Village Code of Ordinances/International Building Code (IBC) Local Amendments had been discussed previously with the Board. He clarified that the Village had adopted the International Building Code as a base code with local amendments. He suggested they follow suit with other neighboring communities like Oswego, Yorkville, Aurora and Naperville who had adopted the standard elevator portion of the International Building Code that does not require elevators in all buildings.

Trustee Bond inquired about ADA accessibility in the code and when an elevator was required. Director Young outlined that the focus of the amendment dealt primarily with apartments and complexes that are three stories or less. The apartment builder could still opt to put elevators in the buildings but the Village would not require them to do so. These changes would still meet all ADA standards with proper ramps and accessible units provided on the first floor of those buildings or complexes. Any buildings with four stories or more (and many office buildings) still require an elevator regardless of the size. President Brolley clarified that there would be no action tonight on this item and Trustee Lee suggested that this item go to consent for the next meeting.

D. Site Improvement Bond Reduction for FCL Builders, LLC/Nexeo Solutions, LLC Development.

Director Young advised that the Site Improvement Bond Reduction for FCL Builders, LLC related to the two developments that had taken place on Commerce Drive. One was for the American Crystal Sugar Dome and the other was for the Nexeo Solutions. Both of these buildings are nearing completion, with United Sugars operational at this time. These bonds represent onsite improvements, landscaping and water main work on premises. He explained that standard procedure is to look at bond reduction at this point of construction and retain 10% of what the original bond was in case there are site improvements that still have to be modified.

Staff suggested reductions on all three of these bonds, including the third bond for the Commerce Drive Extension, which requires a 10% bond for a one-year warranty period of \$23,000. FCL Builders intends to provide new bonds so they can transfer ownership of the American Crystal Sugar Company site. The Nexeo site is going to be retained as it is leasing the property.

President Brolley clarified that the bond reductions under Items D, E and F of the Agenda would be discussed together and that action would be taken separately for each item. Director Young clarified that these items can be approved this evening as they do not require a second reading.

Trustee Marecek **moved to approve the Site Improvement Bond Reduction for FCL Builders, LLC/Nexeo Solutions, LLC Development.** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz and Trustee Jungermann voting yea.

E. Site Improvement Bond Reduction for FCL Builders, LLC/ Commerce Drive and Detention Basins.

Trustee Marecek **moved to approve the Site Improvement Bond Reduction for FCL Builders, LLC/ Commerce Drive and Detention Basins.** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz and Trustee Jungermann voting yea.

F. Site Improvement Bond Reduction for FCL Builders, LLC/American Crystal Sugar Company Development.

Trustee Marecek **moved to approve the Site Improvement Bond Reduction for FCL Builders, LLC/American Crystal Sugar Company Development.** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz and Trustee Jungermann voting yea.

G. Professional Services Agreement with Rick Dandan, Code Consultant, for Supplementary Building Plan Review and Inspection Services.

Director Young explained that this Professional Services Agreement with Rick Dandan would be for plan review and building inspections on an as-needed basis. The Village has had other agreements like this in the past and it doesn't hurt to have a second agreement in place if needed. He requested approval of this PSA with Rick Dandan, Code Consultant.

President Brolley asked if the developer would reimburse the Village for the cost and Director Young clarified that the developer would reimburse the cost on plan review, but that inspections were part of the permit. Trustee Lee inquired why this was needed. Director Young advised that this agreement would be in place so that staff has a backup option if the Building Inspector is gone and they need some help. Mr. Dandan, who works out of Warrenton, had worked with Director Young in the past and was recommended by him.

Trustee Marecek **moved to approve the Professional Services Agreement with Rick Dandan, Code Consultant, for Supplementary Building Plan Review and Inspection Services.** Trustee Sperling seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz and Trustee Jungermann voting yea.

H. Spring Parkway Tree Purchase and Planting.

Director Hoppenstedt summarized that the Spring Parkway Tree Purchase and Planting utilizes funds from the current and next year's budget. Public Works typically maximizes the current fiscal year's funds to acquire trees and then taps into the upcoming fiscal year's funds to perform contract planting that takes place after May 1st. Staff has already secured 256 trees that meet the tree planting criteria requirements and the only item requiring Board approval is the purchase and delivery of 140 trees from Cedar Path Nursery totaling \$23,164. He asked for approval of that individual item.

Trustee Jungermann inquired about the caliper size of the trees purchased and Director Hoppenstedt advised that they were all two-inch trees. He shared that Public Works is finding it harder and harder to purchase mature trees since nursery stock is depleted due to many trees having been replaced due to damage by the emerald ash borer. He advised that further questions could be directed to the Village Arborist for clarification if needed.

Trustee Bond **moved to approve the Spring Parkway Tree Purchase and Planting.** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Bond, Trustee Sperling, Trustee Lee, Trustee Heinz, Trustee Jungermann and Trustee Marecek voting yea.

Items for Discussion

There were no Items for Discussion this evening.

New or Unfinished Business

Trustee Jungermann shared a conversation he had with a resident who was concerned about speeding on Briarcliff Road about crosswalk visibility near her home. The crosswalk in question is distinguished by two white lines and there is a crosswalk sign posted, but the resident felt it was hard to see. He inquired about expanding the crosswalk markings to make them more visible. He further asked if main thoroughfare street crosswalks throughout the Village on Briarcliff Road, Mayfield Drive, Lakewood Creek Drive and Concord Drive could be amended for better visibility. Police Chief Dan Meyers asked for the address of the crosswalk in question and Trustee Jungermann said he would follow up with that information for him.

President Brolley asked what the standard required pavement striping was for crosswalks in the Village and Director Hoppenstedt explained that two six-inch-wide white lines are painted in the roadway from curb to curb for standard crosswalks. He further explained that the Village is charged per linear foot and if the crosswalks were expanded the Village would have additional costs to amend them. President Brolley shared his concern with expanding the striping, as it may create a false sense of security while in the crosswalk. He explained that more striping does not fully protect pedestrians while crossing a busy roadway, that signs help but that pedestrian caution must be exercised while crossing streets. Trustee Sperling shared that numerous new crosswalks were added to Briarcliff Road when the paving was redone and that speeding on that road and drivers not paying attention to pedestrians is still an issue.

Trustee Lee shared that Fuller's Car Wash is open, that they gave away 500 free washes, that his car was nice and clean after the carwash and that the Fuller's wet/dry vacuums worked very well. President Brolley was pleased to hear that Fuller's was open for business.

Trustee Bond shared that a Water Quality Meeting was planned for Tuesday, March 28th at 6:00 p.m. in the Police Station Community Room. He advised that appropriate personnel would be present for an open discussion with the public regarding the Village's water system and treatment process.

Future Meetings

- A. Plan Commission – Thursday, April 6, 2017 at 7:00 p.m.**
- B. Village Board Meeting – Monday, April 10, 2017, at 7:00 p.m.**
- C. Beautification Committee – Wednesday, April 12, 2017 at 6:00 p.m.**
- D. Historic Preservation Commission – Monday, April 17, 2017 at 6:30 p.m.**
- E. Committee of the Whole Meeting – Tuesday, April 18, 2017 at 7:00 p.m. (To Be Canceled).**
- F. Intergovernmental Committee – Monday, April 24, 2017 at 6:00 p.m.**
- G. Village Board Meeting – Monday, April 24, 2017, at 7:00 p.m.**

Executive Session: None

Adjournment: 7:29 p.m.

Seeking no further business to come before the Board, it was moved by Trustee Heinz and seconded by Trustee Jungermann to **adjourn the meeting.**

6 Yea. 0 No. Motion carried. Trustee Heinz, Trustee Jungermann, Trustee Marecek, Trustee Bond, Trustee Sperling and Trustee Lee voting yea.

Respectfully submitted,

Penny Fitzpatrick
Village Clerk