

Village of Montgomery
200 N. River Street
Montgomery, Illinois 60538

Village Board Meeting
September 12th, 2016

Trustee Lee called the meeting to order at 7:00 p.m. Village Clerk Tiffany Francis then led everyone in the Pledge of Allegiance.

Trustee Sperling moved **to appoint Trustee Lee as Village President Pro Tem** in the absence of President Brolley. Trustee Jungermann seconded this motion.

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

Roll Call

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

Also present: Attorney Steve Andersson, Village Administrator Jeff Zoephel, Chief of Police Dan Meyers, Deputy Chief Armando Sanders, Director of Community Development Rich Young, Director of Public Works Todd Hoppenstedt, Members of the Press and others.

Public Participation

A. Public Comments (Two Minute Opportunity).

No public comments this evening.

B. Recognition of Village Clerk Tiffany Francis.

Trustee Lee thanked Tiffany Francis for her service to the Village of Montgomery and presented her with a plaque.

C. Derrick Pumphrey, 59 E. Mill Street, Regarding Water Bills and Other Issues

Mr. Pumphrey did not attend the meeting.

Consent Agenda

A. Minutes of the Village Board Meeting of August 22, 2016.

B. Minutes of the Special Village Board Meeting of August 29, 2016.

C. Building Report for August 2016.

D. Accounts Receivable Report for August 2016.

E. Accounts Payable through September 8, 2016 in the Amount of \$520,217.61.

F. Cancellation of September 20th Committee of the Whole Meeting.

G. Appointment by the Village President of Penny FitzPatrick, 1870 Winmont Court, as Village Clerk to Fill a Vacancy from September 20, 2016 through April 30, 2017.

H. Appointment of Kendall Wilson, 2322 Stacy Court, to the Board of Fire and Police Commissioners.

I. Appointment of Kim Watkins to the Beautification Committee.

J. Request from Family Outreach to Conduct Tag Days on September 23 and 24, 2016.

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

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

Items for Separate Action

A. Recommendation of the Plan Commission on PC 2016-022 Z Regarding Firearm Uses in the B-2 General Retail Business District - Text Amendment to Section 9 of the Zoning Ordinance.

Director Young stated that staff and the Plan Commission both recommend the Board approve the Plan Commission's recommendation to deny the request. Director Young then gave an overview of the business's plan going forward and said they may withdraw the applications.

Trustee Sperling asked if the B1 district can sell firearms. Director Young verified they can as a special use. The business may look for a new location in an M1 district.

Trustee Jungermann verified with Director Young that the Plan Commission denied this due to the location and would rather see a stand-alone location. Director Young stated that was correct. Lastly, Trustee Lee gave an overview of the concerns from the Plan Commission.

Trustee Marecek moved to **approve the Recommendation of the Plan Commission on PC 2016-022 Z Regarding Firearm Uses in the B-2 General Retail Business District - Text Amendment to Section 9 of the Zoning Ordinance.** Trustee Jungermann seconded this motion.

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

B. Recommendation of the Plan Commission on PC 2016-023 Z Special Use for a Firearm Use Located at 1840 Douglas Road for BJ's Shooting, LLC.

Director Young gave an overview of this item. Staff and Plan Commission's recommendation was to deny the special use if the text amendment had been granted.

Trustee Marecek moved to **approve the Recommendation of the Plan Commission on PC 2016-023 Z Special Use for a Firearm Use Located at 1840 Douglas Road for BJ's Shooting, LLC.** Trustee Sperling seconded this motion.

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

C. Recommendation of the Plan Commission on PC 2016-024 SU Amendment to the Special Use for a Second Drive Through and Outdoor Café at a Proposed Multi-Tenant Building.

Director Young stated that this item was reviewed last year, but now the applicant has requested a second drive through access. He reviewed the changes that would be made to the shopping center with this addition. Plan Commission recommended approval with modifications of the site plan.

Trustee Lee stated that he appreciates staff working with the developer on this item. Trustee Sperling asked about the in/out diagram. Director Young gave details regarding the decision on the changes. Trustee Marecek also clarified the developer's details on the in/out. Director Young also gave a detailed explanation regarding the possibility of adding a stacking/holding area.

Trustee Bond stated concerns regarding the landscaping plan due to the potential blocking of a driver's view. Director Young stated they will take a look at it again and report back on that at the next meeting with this item.

Trustee Jungermann moved to **approve the Recommendation of the Plan Commission on PC 2016-024 SU Amendment to the Special Use for a Second Drive Through and Outdoor Café at a Proposed Multi-Tenant Building.** Trustee Sperling seconded this motion.

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

D. Ordinance 1733 Amending the Special Use for Ogden Hill (First Reading).

This was the first reading, so no action will be taken on this item. The Board was in consensus to put this item on the consent agenda for the next meeting.

E. Ordinance 1718 Declaring Surplus Property (Waiver of First and Passage on Second Reading).

Director Hoppenstedt detailed the various items that would be declared surplus property.

Trustee Lee stated his concerns about not getting as much as they could through an auction. Director Hoppenstedt stated the steps the Village will take in regards to auctioning of these various items to try to get as much as they can from each item.

Trustee Marecek asked for clarification on a specific piece of equipment. Director Hoppenstedt reviewed the plan the Village has regarding this item.

Trustee Bond moved to **approve the Ordinance 1718 Declaring Surplus Property (Waiver of First and Passage on Second Reading).** Trustee Marecek seconded this motion.

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

Items for Discussion

There were no items for discussion tonight.

New or Unfinished Business

Trustee Sperling reviewed that she and Deputy Chief Sanders attended a class at the Northern Illinois University Civic Leadership Academy. It was Civil Rights and Police Liability in which they discussed constitutional rights and had the opportunity to ask questions and gain useful information.

Trustee Sperling reviewed the packet that Fire Chief Meyers sent to the Board members. She stated that she had a conversation with him and would be interested in revisiting Resolution No. 2014-001 that talks about rebating the background EAV. She requested putting this item on a Board agenda in the future. Trustee Jungermann stated that he agrees with Trustee Sperling and that he as well received the packet and has spoken to Fire Chief Meyers. Trustee Bond stated that when he spoke to the Chief he encouraged him to make his full case to the Board in a public meeting; therefore, he would still like to see that happen.

Trustee Jungermann stated that he has received complaints from residents about vehicles parked over the sidewalks. He stated that this should be a combination of efforts from police as well as community development in educating our residents about the Village ordinance. He is requesting that the Village try to knock on doors to educate the residents first prior to giving a ticket.

Trustee Jungermann was contacted by a resident who stated that there were a group of 40-50 kids at the Lakewood Creek Clubhouse that were causing havoc a week ago. The resident was asked if she has contacted the police department. Chief Meyers stated that he has not heard anything.

Trustee Jungermann reviewed an incident in Huntington Chase where some furniture was taken out of a gazebo and placed in the street in the middle of the night. He suggested putting in another squad car over in that area.

Trustee Jungermann stated that there have been a couple more issues regarding fireworks and he has not received any feedback regarding this item after reaching out to Village Administrator Zoepfel.

Trustee Lee stated that Homeowners Associations could also help with educating citizens regarding parking over the sidewalk as well as fireworks. Trustee Jungermann suggested putting a blast out on Facebook or on the Village website. Chief Meyers stated that he can get that set up and that it went out in May of 2016 as well.

Future Meetings

- A. Beautification Committee – Wednesday, September 14, 2016 at 6:00 p.m.**
- B. Historic Preservation Commission – Monday, September 19, 2016 at 6:30 p.m.**
- C. Committee of the Whole Meeting – Tuesday, September 20, 2016 at 7:00 p.m. (Canceled)**
- D. Village Board Meeting – Monday, September 26, 2016 at 7:00 p.m.**

Executive Session – No Executive Session

Adjournment: 7:27 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, Trustee Lee voting yea.

Respectfully submitted,

Tiffany Francis
Village Clerk