

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

#### Roll Call

Trustee Gier	Yea	Trustee Betsinger	Yea
Trustee Sperling	Yea	Trustee Jungermann	Yea
Trustee Bauman	Yea	Trustee Marecek	Yea

Also present: Administrator Jeff Zoepfel, Attorney Laura Julien, Director of Public Works Mark Wolf, Director of Community Development Sonya Abt, Director of Finance Justin VanVooren, Engineer Peter Wallers, Chief of Police Phillip Smith, Communications Manager Kristina Nemetz, Clerk Penny Fitzpatrick, Members of the Press and others.

#### Public Participation

##### A. Public Comments.

President Brolley inquired and Administrator Zoepfel noted that no Public Comments were shared.

#### Consent Agenda

##### A. Minutes of the Village Board Meeting of July 12, 2021.

##### B. Accounts Payable through July 22, 2021 in the Amount of \$386,977.94.

##### C. Refuse Report for June 2021.

##### D. Proclamation Designating National Night Out.

##### E. Proclamation for Suicide Prevention + Action Month.

##### F. Resolution No. 2021-010 Accepting Water and Sanitary Sewer Easements (Mar & Celi Subdivision) for the Village of Montgomery.

##### G. Ordinance 1921 Granting an Amendment to a Special Use/Planned Unit Development (Jericho/Orchard Planned Unit Development) (Second Reading).

Trustee Sperling moved to approve Items A-G of the Consent Agenda. Trustee Marecek seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Sperling, Trustee Bauman, Trustee Jungermann, Trustee Marecek, Trustee Betsinger and Trustee Gier voting yea.

#### Items for Separate Action

##### A. Montgomery Park.

Administrator Zoepfel noted a \$200,000 funding grant was secured by IL Representative Stephanie Kifowit, was originally earmarked for Veterans Plaza in downtown Montgomery, but was not feasible to be completed at that time. He shared staff was instead looking to utilize the funds to address Montgomery Park shoreline improvements, the addition of a permanent event stage and a Veterans Memorial to also honor first responders and educators. He advised Director Abt had applied for and received a \$10,000 grant from ComEd to stabilize the shoreline portion of the project and noted how the total project cost estimate would be reduced by the receipt of these two grants. Administrator Zoepfel noted the balance of the project funding would come from the Montgomery Development Fund or General Fund Reserve, explained discussions with the Fox Valley Park District regarding a long-term lease and maintenance agreement were being drafted and advised a landscape architect was working on the design and cost estimates for the project. He requested Board consideration and feedback regarding the proposed improvements.

Trustees Jungermann and Marecek requested that the proposed performance stage have a raised platform so all event attendees would be able to clearly see the bands on stage. They also inquired and Director Wolf addressed whether necessary electrical service and elevated light rigging would be built into the stage for year-round event use. President Brolley noted these park improvements would encourage more foot traffic and use of Downtown Montgomery during Montgomery Fest, Concerts in the Park, the Spring Egg Hunt and many other seasonal events. He and Trustee Betsinger discussed and questioned whether the grant money was ready and available for use. Administrator Zoepfel noted further discussion with the Park District would be had, a specific project plan would be prepared and this item would come back to the Board for more discussion at a future meeting.

##### B. Resolution No. 2021-012 Authorizing Participation in the ComEd Green Region Program for the Montgomery Park Shoreline Enhancement and Naturalization Project.

Director Abt noted a grant for these improvements was applied for and would include shoreline stabilization and natural plantings. She advised a \$10,000 grant was awarded but that a resolution was required to accept the funds and authorize the project. Trustee Sperling and President Brolley asked and Administrator Zoepfel noted project construction would begin in the fall or spring after a more specific plan was agreed upon. Trustee Bauman inquired and Director Abt shared the grant would fund approximately half of the overall shoreline enhancement and naturalization project.

Trustee Marecek **moved to approve Resolution No. 2021-012 Authorizing Participation in the ComEd Green Region Program for the Montgomery Park Shoreline Enhancement and Naturalization Project.** Trustee Gier seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Betsinger, Trustee Gier, Trustee Sperling, Trustee Bauman and Trustee Jungermann voting yea.

**C. Resolution 2021-013 Supporting a Study of the Dam Removal or Modification of the Montgomery Dam by the Illinois Department of Natural Resources.**

Engineer Wallers shared a concept level study was being considered to potentially remove the Montgomery Dam or modify it to provide a continuous waterway and boater bypass beside it. He and President Brolley noted discussions were being had with the Illinois Department of Natural Resources to determine which alternative was better to make the dam safe, passable for fish and within the desired environmental goals. President Brolley noted funding had been earmarked to remove the dam and this resolution was the first step in the process to define what parameters and responsibilities the Village and IDNR would have regarding this study and project. Engineer Wallers clarified the dam was owned by the State of Illinois but the Village and Fox Valley Park District were vested in determining whether it should be removed or amended. He noted this item would come back to the Board for further discussion and possible action at a future meeting.

Trustees Gier, Sperling and Marecek discussed whether they were in favor of removing the dam, whether the river's dead-end side channel could be modified to create a spillway passage/boater bypass to benefit the downtown area and whether the study would provide more information on the removal or modification options. Trustee Jungermann asked and Engineer Wallers addressed what the benefits were of keeping the dam, whether removing or changing the dam would affect the Fox River alternate water source options and whether the dam removal would improve the water quality and not impact flood control for the area. Engineer Wallers shared the dam's location would not likely be considered as a withdrawal site for the alternate water supply.

Trustee Bauman asked and Engineer Wallers indicated whether the dam removal would be fully funded by the IDNR and whether the Village would have to contribute to add a boater bypass modification to the dam. President Brolley reiterated a study agreement with the IDNR would be worked on and they could possibly attend a Board meeting to present their study findings and work with the Village to utilize their resources for this project. Trustee Gier inquired and Engineer Wallers addressed whether the Village would have to pay for a portion of the study if the side channel modification option was chosen. Engineer Wallers noted staff would bring back a memorandum of understanding with the IDNR for the Board to review at a future meeting.

Trustee Marecek **moved to approve Resolution 2021-013 Supporting a Study of the Dam Removal or Modification of the Montgomery Dam by the Illinois Department of Natural Resources.** Trustee Betsinger seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Betsinger, Trustee Gier, Trustee Sperling, Trustee Bauman and Trustee Jungermann voting yea.

**D. Resolution 2021-011 to Induce the Redevelopment of Certain Property within the Proposed Redevelopment Project Area (Jericho/Orchard).**

Director Abt noted an 18-acre parcel on the corner of Jericho and Orchard Road had previously been approved for a Gas N Wash project that would include additional buildings, a retail center and a restaurant. She advised the Developer had requested an Inducement Resolution to consider expenditures and redevelopment costs for this property located in the TIF #2 District. She advised the applicant would need to secure approvals, permits and begin capturing the engineering costs for this overall project. Trustee Marecek asked and Director Abt discussed whether redevelopment agreement negotiations were currently underway with the applicant. President Brolley questioned and Administrator Zoepfel shared this resolution allowed the process to begin so the redevelopment agreement could be brought back to the Board for discussion and consideration.

Trustee Marecek **moved to approve Resolution 2021-011 to Induce the Redevelopment of Certain Property within the Proposed Redevelopment Project Area (Jericho Orchard).** Trustee Jungermann seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Marecek, Trustee Betsinger, Trustee Gier, Trustee Sperling, Trustee Bauman and Trustee Jungermann voting yea.

**E. Professional Services Agreement with Engineering Enterprises Inc. for Construction Engineering for Route 31 Water Main Improvements in the Amount of \$77,505.00.**

Director Wolf noted the Board had previously approved a contract with H. Linden and Sons for the installation of water mains along the Route 31 Corridor. He shared this Professional Services Agreement with EEI, Inc. would include construction observation, daily inspections and quantity agreements throughout the duration of the project.

Trustee Gier **moved to approve the Professional Services Agreement with Engineering Enterprises Inc. for Construction Engineering for Route 31 Water Main Improvements in the Amount of \$77,505.00.** Trustee Marecek seconded this motion.

6 Yea. 0 No. Motion carried. Trustee Gier, Trustee Sperling, Trustee Bauman, Trustee Jungermann, Trustee Marecek and Trustee Betsinger voting yea.

**Items for Discussion**

There were no Items for Discussion shared.

**New or Unfinished Business**

Trustees Sperling and Bauman commented that the design of the Montgomery Fest banners displayed throughout the Village looked fantastic. Trustee Gier shared the Dime Jingle Event held for seniors was well attended and the majority of the attendees requested the return of the monthly Senior Lunch Event. He noted that event would be scheduled to restart again in September, unless pandemic restrictions prevented it. Trustee Jungermann commented on the Green Bay Packers jersey colors in honor of former Trustee Lee.

**Future Meetings**

- A. Planning and Zoning Commission – Thursday, August 5, 2021 at 7:00 p.m.
- B. Village Board Meeting—Monday, August 9, 2021 at 7:00 p.m.
- C. Beautification Committee – Wednesday, August 11, 2021 at 6:00 p.m. (Canceled)
- D. Historic Preservation Commission – Monday, August 16, 2021 at 6:30 p.m.
- E. Committee of the Whole Meeting – Tuesday, August 17, 2021 at 7:00 p.m.
- F. Intergovernmental Committee Meeting—Monday, August 23, 2021 at 6:00 p.m.
- G. Village Board Meeting—Monday, August 23, 2021 at 7:00 p.m.

President Brolley asked and Trustee Gier confirmed the Beautification Committee Meeting would be canceled. President Brolley requested a motion to approve the Future Meetings Schedule.

Trustee Marecek **moved to approve the Future Meetings Schedule.** President Brolley noted all were in favor and none were opposed to approving this item.

**Executive Session: None**

**Adjournment: 7:35 p.m.**

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

6 Yea. 0 No. Motion carried. Trustee Jungermann, Trustee Marecek, Trustee Betsinger, Trustee Gier, Trustee Sperling and Trustee Bauman voting yea.

Respectfully submitted,

Penny Fitzpatrick  
Village Clerk