

The 2953rd Regular Meeting of the Board of Trustees of the Village of Mundelein was held Monday, January 12, 2009 at 1000 North Midlothian Road, Mundelein. Mayor Kessler called the meeting to order at 7:00 pm.

2953rd Regular Meeting

Clerk Dahlstrom took the roll. It indicated these members present: Trustees Cancelli, Meier, Nutschnig, Semple, Sullivan, and Voss. Village attendance: Village Administrator Lobaito, Assistant Village Administrator Flynn, Deputy Chief Eugenis, MPD; Chief Sashko, MFD; Finance Director Hatton, Engineer Emmerich, Director of Public Works Miller, and Attorney Marino.

Attendance

Mayor Kessler the Pledge of Allegiance.

Pledge of Allegiance

Motion by Voss, seconded by Nutschnig to approve the Minutes of the Regular Village Board Meeting of December 22, 2008. Upon roll call vote, the vote was as follows: Ayes: Voss, Nutschnig, Cancelli, Meier, Semple, and Sullivan; nays: none; absent and not voting: none. Motion carried.

Motion to Approve the Minutes of Regular Board Meeting of 12.22.08

Mayor Kessler opened the meeting to the floor for public commentary.

Floor Opened to Public

Mr. Mel Withrow, 600 East McKinley, commented on the snow removal at Route 45 and Walnut Street. There have been issues in the past regarding the snow removal and so far this year, it has been a great job. Mr. Withrow stated he has had several calls regarding carbon monoxide levels, cooking and candle burning can elevate carbon monoxide levels and asked if the levels should be adjusted. Mr. Withrow stated he has a very accurate carbon monoxide detector and takes it with him to all calls and checks the levels. Chief Sashko stated the levels are set at appropriate levels. Mr. Withrow stated there was an issue in one of his buildings and stated he would like to have open communication with the police department.

Snow Removal

Carbon Monoxide

Open Communication

Mr. Joe Schwan, 28630 Champions Way, Ivanhoe stated funds being spent on infrastructure. The *Daily Herald* recently published an article regarding the resurrection of Route 53 and asked what the position of the Village Board. Mayor Kessler stated a Resolution was adopted approximately 8 years ago and asked Trustee Sullivan to comment. Trustee Sullivan stated the Resolution was adopted, however it did not support or are against Route 53, but states the Village would like something done regarding transportation improvements. In the Village, traffic congestion is worse east/west, not north/south. Mr. Schwan stated Lake County would hold a public hearing Wednesday January 14, 2009 at 10:00 am. Mr. Schwan asked for an update regarding the salt pricing investigation. Director Miller stated the hearings with the Attorney General are still being conducted and don't expect an update for another couple of months.

Route 53

Salt Pricing Update Request

No other comments were made. The public commentary was closed.

Floor Closed to Public

Mayor's Report

Jacob's Way Subdivision

Motion by Semple, seconded by Meier to adopt **A Resolution Approving the Execution of the Development Agreement with Jacob's Way Incorporated. (Jacob's Way Subdivision) (Resolution No. 09-01-01)** Upon roll call vote, the vote was as follows: Ayes: Semple, Meier, Cancelli, Nutschnig, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

Motion by Semple, seconded by Cancelli to pass **An Ordinance Granting Variations to Mundelein Municipal Code. (Jacob's Way Subdivision) (Ordinance No. 09-01-01)** Upon roll call vote, the vote was as follows: Ayes: Semple, Cancelli, Meier, Nutschnig, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

Motion by Semple, seconded by Meier to adopt **A Resolution Approving the Plat of Dedication, Easement and Vacation for Jacob's Way Subdivision. (Resolution No. 09-01-02)** Upon roll call vote, the vote was as follows: Ayes: Semple, Meier, Cancelli, Nutschnig, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

Motion by Semple, seconded by Cancelli to adopt **A Resolution Approving the Preliminary and Final Plats of Subdivision for Jacob's Way Subdivision. (Resolution No. 09-01-03)** Upon roll call vote, the vote was as follows: Ayes: Semple, Cancelli, Meier, Nutschnig, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

Motion by Semple, seconded by Meier to adopt **A Resolution Approving the Subdivision Improvement Agreement for Jacob's Way Subdivision. (Resolution No. 09-01-04)**

Trustee Semple asked the status of the development. Ms. Jaeckel stated she is still on schedule with the development.

Upon roll call vote, the vote was as follows: Ayes: Semple, Meier, Cancelli, Nutschnig, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

2008 Electricity Bid

Motion by Voss, seconded by Cancelli to authorize the Village Administrator or his designee to execute a power purchase contract with either Constellation New Energy, Inc., Exelon Energy Co., or Interrys Energy Services, Inc. subject to attorney review, whichever of these companies is certified by the Northern Illinois Energy Cooperative (NIMEC) as the low bidder in the NIMEC power purchase bid to be opened as soon as possible after February 1, 2009.

Trustee Cancelli asked if the same bidding process was being followed. Administrator Lobaito stated the same process was being followed. Trustee Cancelli asked what the expectations were for pricing. Assistant Administrator Flynn stated the pricing generally follows oil prices, so

the bidding process is being done earlier than last year.

Mayor's Report (Continued)

Trustee Meier asked if these were for Village accounts. Mayor Kessler stated these are for Village accounts.

2008 Electricity Bid
(Continued)

Upon roll call vote, the vote was as follows: Ayes: Voss, Cancelli, Meier, Nutschnig, Semple, and Sullivan; nays: none; absent and not voting: none. Motion carried.

Trustee Semple thanked Public Works and asked Director Miller the status of his department. Director Miller stated the vehicle repairs are limited and are being repaired as quickly as they can, staff is working extremely hard, rotating crews, however the day to day responsibilities are being done in between the snow responsibilities and added this is the fourth snowiest season to date.

Public Works

Trustee Cancelli asked if the vehicle repairs are due to snow being placed back in the street and freezing over. Director Miller stated everyone is trying to abide by ordinance requirements and feels it is a better process.

Trustee Meier stated she has received many positive comments regarding snow removal. Trustee Meier stated Director Miller is presenting the snow removal guidelines at the Lake County Municipal League meeting Thursday, January 15, 2009 at 6:30 pm.

Finance Committee

Motion by Sullivan, seconded by Cancelli to approve the payment of bills, as indicated on Disbursements Pending Report dated January 12, 2009 for AT&T, AT&T Long Distance and AT&T Mobility invoices totaling \$14,677.35.

Motion to Approve the Payment of Bills, Dated 01.12.09 for AT&T and AT&T Mobility Invoices Totaling \$14,677.35

Trustee Meier stated due to a conflict of interest, she would abstain from the motion.

Upon roll call vote, the vote was as follows: Ayes: Sullivan, Cancelli, Nutschnig, Semple, and Voss; nays: none; abstain; Meier: absent and not none. Motion carried.

Motion by Sullivan, seconded by Voss to approve the payment of bill **paid under protest**, as indicated on Disbursements Pending Report dated 01/12/09 for ComEd Street Lites invoice totaling \$10,188.38. Upon roll call vote, the vote was as follows: Ayes: Sullivan, Voss, Cancelli, Meier, Nutschnig, and Semple; nays: none; absent and not voting: none. Motion carried.

Motion to Approve the Payment of Bill Paid Under Protest, Dated 01/12/09 for ComEd Street Lites invoice totaling \$10,188.38

Trustee Sullivan highlighted the financial expenses.

Financial Highlights

Trustee Voss asked the procedures for the Reverse 911 Protocol. Deputy Chief Eugenis stated the last Reverse 911 call was due to severe weather it is discussed with staff as well as the administrator; a decision is made whether to issue a call.

Police Committee

Reverse 911 Protocol

Community Development Committee <hr/>	Trustee Voss asked for an update regarding the snow removal ordinance. Administrator Lobaito stated the ordinance is under review and could be brought before the Board within the next month.
Permits Committee Motion to authorize staff to prepare an ordinance granting a variation at 539 West Park Street	Motion by Nutschnig, seconded by Sullivan to authorize staff to prepare an ordinance granting a variation to Section 20.12.140(2)(f)(i) of the Mundelein Municipal Code to permit the parking of a recreational vehicle within the side yard setback at 539 West Park Street, ZBA-05-2008. Upon roll call vote, the vote was as follows: Ayes: Nutschnig, Sullivan, Cancelli, Meier, Semple, and Voss; nays: none. Motion carried.
ZBA Meeting Called 01.26.09 at 6:00 PM <hr/>	Trustee Nutschnig called a Zoning Board of Appeals meeting for Monday January 26, 2009 at 6:00 pm regarding a Special Use Permit at 615 N. Lake Street.
Fire Committee Red Wreath & Fire Department Newsletter	Trustee Meier stated the Red Wreath stayed red this season, indicating no fires. Trustee Meier stated she visited the Fire Department web site and signed up for the Fire Department newsletter, which she found very informative and encouraged everyone to sign up for the newsletter.
Assistant Village Engineer Foley Awarded Stormwater Manager of the Year	Trustee Sullivan recognized Assistant Village Engineer Foley for receiving the Stormwater Manager of the Year award from the Lake County Stormwater Management Commission. Assistant Engineer Foley's leadership in NPDES Phase II activities created a model stormwater pollution plan template for other Lake County communities to follow; his participation in watershed planning and implementation activities; and the Village's promotion of Best Practices for homeowners serves to improve not only those living in the Village but in the watershed as well.
Director Miller Recognized for Salt Pricing	Trustee Sullivan also recognized Director Miller's proactive approach and leadership in acquiring salt, pricing of salt, working with neighboring communities and initiating and implementing new guidelines for Lake and McHenry counties salt guidelines.
Letters to the Editor <hr/>	Trustee Sullivan commented on recent Letters to the Editor and their inaccuracies. Trustee Sullivan stated the Village's staff is second to none and every citizen in the Village witnesses on a daily basis the commitment Village staff has for the Village.
Omnibus Vote Agenda	Mayor Kessler presented the Omnibus Vote Agenda asking for any additions, deletions or corrections.
Items Removed from Omnibus Agenda	There were no additions, deletions or corrections.
Motion to Approve Omnibus Vote Agenda	Motion by Cancelli, seconded by Meier to approve the following Omnibus Vote Agenda. 1. Motion to approve the Departmental Purchase Request in the amount of \$260,126.20 for SB Mundelein LLC for the payment of principal and interest for February 2009 on the

Mundelein Crossing Economic Incentive Agreement approved with Ordinance 03-08-24 and Resolution 05-08-23. (Omnibus Vote)

Omnibus Vote Agenda
(Continued)

2. **Motion to adopt A Resolution Accepting the Public Improvements in that Portion of the North (First) Phase, as Revised by the Third Amendment to the Redevelopment Agreement Between the Village of Mundelein and Mundelein Downtown Properties, LLC of Cardinal Square Subdivision. (Resolution No. 09-01-05)** (Omnibus Vote)

3. **Motion to adopt A Resolution Waiving the Formal Bidding Process for the Hauling and Disposal of Wastewater Sludge and Approving the Use of Dahm Enterprises, Inc., Synargo, Inc. and Stewart Spreading, Inc. as Sludge Haulers for the Village of Mundelein. (Resolution No. 09-01-06)** (Omnibus Vote)

4. **Motion to award the bid to Kim Construction in the amount of \$55,625.00, the lowest bid that was received for the 2008 Sanitary Sewer Rehabilitation Project.** (Omnibus Vote)

5. **Motion to pass An Ordinance Granting Approval of the Official Zoning Map for the Village of Mundelein, Illinois. (Ordinance No. 09-01-02)** (Omnibus Vote)

6. **Motion to approve the payment of bills, as indicated in the Governing Body Report, for the period 12/23/08 through 01/12/09 in the amount of \$1,206,972.31.** (Omnibus Vote)

Upon roll call vote, the vote was as follows: Ayes: Cancelli, Meier, Nutschnig, Semple, Sullivan, and Voss; nays: none; absent and not voting: none. Motion carried.

Administrator's Report

Administrator Lobaito called the first budget meeting for Monday March 30, 2009, which coincides with spring break. Administrator Lobaito asked the Board to confirm their availability for that meeting.

Budget Meeting Called for 03.30.09

Administrator Lobaito stated he along with Trustees Semple and Meier are continuing negotiations with Groot.

Groot Negotiations Continue

Administrator Lobaito asked Assistant Administrator Flynn to update the Board regarding the Centennial Committee. Assistant Administrator Flynn announced the following dates:

Centennial Committee Update

- Monday February 7, 2009 at 11:00 am – Open House, opening ceremony at Lincoln School, followed by open houses at the Village Hall, Fire Department Headquarters and the fire station on Seymour Street, Police Department, Fort Hill, and at Round Robin Bed and Breakfast (the first mayors home, Mayor Sylvester

Centennial Committee
Update (Continued)

Tripp). State Representative Sullivan and Lake County Representative O’Kelly will also be presenting resolutions

- Monday 9, 2009 at 7:00 pm – Village Board Meeting, Centennial Resolution adoption
- February 25, 2009 at 7:00 pm – The History of Mundelein presented at the Fremont Public Library by Diana Dreske from the Discovery Museum
- April 23, 2009 at 2:00 pm – Book signing with Kevin O’Donnell at Fremont Public Library
- May 30, 2009 at 6:00 pm – “Evening of Music” concert at St. Mary of the Lake Seminary Auditorium

Assistant Administrator Flynn directed everyone to go to the Village web site and look at the Centennial Committee calendar for additional information.

Administrator Lobaito recognized Ms. Lynnea Hansen, owner of Mundelein Frame House and Gallery, 425 North Lake Street who along with Assistant Administrator Flynn donated their Saturday to hang historic pictures throughout the Village Hall.

Elections Packets Due
01.19.09 – 01.26.09 at
Village Hall from 8:00
AM – 5:00 PM

Clerk Dahlstrom stated the first day to turn in election packets are due Monday January 19, 2009 at 8:00 am at the Village Hall Customer Service Office and the last day to turn them in is Monday January 26, 2009 at 5:00 pm.

Residential Sidewalks &
Snow Removal

Trustee Meier stated she has noticed more residential sidewalks cleared of snow this winter and encourages the same if not more. Mayor Kessler stated he felt there is still a long way to go, he still sees many residents walking in the streets.

Board Meeting Audio
Improved

Trustee Meier stated she has received several positive comments regarding Board members are easier to hear and understand.

Motion to Adjourn

Motion by Cancelli, seconded by Sullivan to adjourn the 2953rd Regular Board meeting. Upon unanimous voice vote, the meeting was adjourned at 7:56 pm. Motion carried.

Adjournment

The 2953rd Regular meeting was adjourned at 7:56 pm.

Village Clerk