

TOWN OF CORTLAND

Town Hall
59 S. Somonauk Rd.
Cortland IL. 60112

BOARD OF TRUSTEES

Business Meeting
7:00 P.M.
March 26, 2007

Call to Order/Pledge of Allegiance/Roll Call

Mayor Seyller called the regular meeting to order at 7:03 p.m. Roll call was taken by Rita Nielsen, Deputy Clerk, showed as present Trustees Brad Stone, Randy Reiter, Shawn McAllister, C. Lanning and Dan Milroy. Trustee Mike Siewierski was absent. A quorum was present Also present were Tom Simmons & Noah Carmichael, Fehr-Graham, Walter Magdziarz, Zoning Administrator, Parker Johnson, Town Attorney, Harry Zimmer, Water/Wastewater, Bill and Barb Dettmer, ICCI, Gary Williams, ICCI, Cheryl Aldis, Clerk and Susan Dockus, Treasurer

Agenda (stands as presented)

Consent Agenda

Trustee Milroy moved and Trustee Reiter seconded a motion to approve the consent agenda as amended. Remove March 12 minutes, amend minutes of February 26, page 3, to show Trustee McAllister as voting and Trustee Milroy as absent, change item e to read NeuCort Lakes, move items d, e, f, h, j, l, o and p to IV. and hear staff reports after these items are addressed.

Deputy Clerk, Rita Nielsen read the Consent Agenda as amended.

- Approve Town Board minutes of Feb. 26 (as amended); Budget & Finance of March 12; accept Cortland Community Library minutes of February 21, 2007
- List of Bills Paid for February, 2007
- Treasurer's Budget Report for February, 2007
- PC07-1 Recommendation Special Use Permit to Establish and Operate a Carillon
- PC07-2 Zoning Ordinance Amendment (Non-conforming Structures and Uses in Original Town)
- PC07-3 Zoning Ordinance Amendment Entertainment and Recreation Uses, et al
- PC07-4 Recommendation for Approval of Final Plat with Conditions - Richland Trails

Roll call vote:

Ayes: B. Stone, D. Milroy, R. Reiter, C. Lanning, S. McAllister
 Nays: None
 Absent: M. Siewierski

5-eyes, 0-nays, 1-absent.

Motion carried

Pending Business

An Ordinance Amending the Cortland Town Code to Provide for Reimbursement of Development Expense

Trustee Milroy read the first reading of An Ordinance Amending the Cortland Town Code to Provide for Reimbursement of Development Expense.

Trustee Reiter moved and Trustee Milroy seconded a motion to accept the first reading. Unanimous voice vote carried the motion.

Trustee Reiter moved and Trustee McAllister seconded a motion to approve An Ordinance Amending the Cortland Town Code to Provide for Reimbursement of Development Expense

Roll call vote:

Ayes: B. Stone, S. McAllister, R. Reiter, C. Lanning,

Nays: D. Milroy

Absent: M. Siewierski

4-ayes, 1-nay, 1-absent.

Motion carried

ORD. NO. 2007-09

An Ordinance Amending Ordinance Number 2007-08 (NeuCort Lakes)

Trustee Milroy moved and Trustee McAllister seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee McAllister seconded a motion to approve An Ordinance Amending Ordinance Number 2007-08

Roll call vote:

Ayes: R. Reiter, C. Lanning, D. Milroy, S. McAllister, B. Stone

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-10

An Ordinance Defining Meeting and Adopting Procedures for Remote Participation

Trustee Milroy moved and Trustee Stone seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee Stone seconded a motion to approve An Ordinance Defining Meeting and Adopting Procedures for Remote Participation

Roll call vote:

Ayes: C. Lanning D. Milroy, R. Reiter, B. Stone, S. McAllister

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-11

An Ordinance Granting a Special Use Permit to Establish and Operate a Carillon

Mr. Magdziarz presented the ordinance stating that he will check and make sure the decibel level is in compliance.

Trustee Milroy moved and Trustee Lanning seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee Reiter seconded a motion to approve An Ordinance Granting a Special Use Permit to Establish and Operate a Carillon

Roll call vote:

Ayes: B. Stone D. Milroy, R. Reiter, C. Lanning, S. McAllister

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-12

Trustee Reiter moved and Trustee Milroy seconded a motion to accept the first reading. Unanimous voice vote carried the motion.

Trustee Reiter moved and Trustee McAllister seconded a motion to approve An Ordinance Amending the Cortland Town Code to Provide for Reimbursement of Development Expense

Roll call vote:

Ayes: B. Stone, S. McAllister, R. Reiter, C. Lanning,

Nays: D. Milroy

Absent: M. Siewierski

4-ayes, 1-nay, 1-absent.

Motion carried

ORD. NO. 2007-09

An Ordinance Amending Ordinance Number 2007-08 (NeuCort Lakes)

Trustee Milroy moved and Trustee McAllister seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee McAllister seconded a motion to approve An Ordinance Amending Ordinance Number 2007-08

Roll call vote:

Ayes: R. Reiter, C. Lanning, D. Milroy, S. McAllister, B. Stone

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-10

An Ordinance Defining Meeting and Adopting Procedures for Remote Participation

Trustee Milroy moved and Trustee Stone seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee Stone seconded a motion to approve An Ordinance Defining Meeting and Adopting Procedures for Remote Participation

Roll call vote:

Ayes: C. Lanning D. Milroy, R. Reiter, B. Stone, S. McAllister

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-11

An Ordinance Granting a Special Use Permit to Establish and Operate a Carillon

Mr. Magdziarz presented the ordinance stating that he will check and make sure the decibel level is in compliance.

Trustee Milroy moved and Trustee Lanning seconded a motion to waive the first reading. Unanimous voice vote carried the motion.

Trustee Milroy moved and Trustee Reiter seconded a motion to approve An Ordinance Granting a Special Use Permit to Establish and Operate a Carillon

Roll call vote:

Ayes: B. Stone D. Milroy, R. Reiter, C. Lanning, S. McAllister

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-12

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

ORD. NO. 2007-14

Staff Reports

Attorney's Report

Attorney Johnson presented his monthly report. Trustee McAllister asked about email and how it affects the Open Meetings Act. Trustee McAllister read an opinion from an Addison attorney that was published in the March, 2007 Illinois Municipal Review that gave examples of how email can violate the Open Meetings Act. Attorney Johnson will send Trustee McAllister opinions written by Ancel, Glink.

Engineer's Report

Mr. Simmons presented his monthly report stating that the Barber Greene sewer project should take off after the roads are no longer posted. Mr. Simmons thought it could possibly be this week.

Mayor Seyller stated that he has been approached by a homeowner on Maple Park Road about planting trees. Attorney Johnson stated that because it would be on public property it should be done through an easement granted by the town or a license. This will be sent to Equipment, Town Buildings and Property Committee on April 9.

Operations and Maintenance

Mr. Kocher was on vacation. His report was in the packet.

Water/Wastewater Report

Mr. Zimmer presented his report. He added that Well #2 was hit by lightning causing considerable damage and interruption of the Scada System. Mr. Zimmer rented a 45K generator and is expecting replacement parts soon.

Trustee Lanning asked if Mr. Zimmer and Mr. Simmons could address the continuing problem he has with water pressure. He stated that his pressure is 10 pounds less than his neighbors. Mr. Zimmer stated that the problem could have been caused when the main was tapped. Mr. Simmons asked if he had more pressure before the water main extension. Trustee Lanning stated that he has not had sufficient water pressure since they "cut and fixed the service". Mr. Zimmer and Mr. Simmons agreed to check into the possible cause of Trustee Lanning's low water pressure.

Zoning Administrator's Report

Mr. Magdziarz presented his report. Mr. Magdziarz reported that interviews for the Permit Clerk position have been completed and he and Mrs. Dockus have two candidates that are being considered.

Building Report

Mr. Williams presented his report. He stated that they are making progress on the incomplete zoning and building permits. He reported that a letter has been sent to the violators. Mrs. Dockus asked for a copy of the letter for the Town's correspondence folder.

Police Report

Chief Stokes was ill. His report was in the packet.

Committee Reports

Administration and Personnel Committee

Next meeting date: April 9, 2007

To discuss the Town's salary and wage scale.

Equipment Town Buildings and Property- Randy Reiter

Next meeting date: April 9, 2007

To discuss trees along Maple Park Rd. on the Hermann Property

Budget and Finance

Next Meeting: April 9, 2007

To discuss FY08 budget

Economic Development-Chairman Mike Siewierski

Next Meeting: No meeting scheduled

Ordinance Committee

Next Meeting: April 9, 2007

To discuss liquor ordinance.

After discussion regarding school impact fees for DeKalb and Sycamore, the Mayor and Trustees agreed to discuss the issue on April 9th and consider taking action on April 23.

Public Utilities Committee

Next meeting date: April 9, 2007

Park Advisory Board-Chairman Shawn McAllister

Next Meeting: April 17, 2007

Planning Commission-Diane Ledbetter

Next Meeting: April 2, 2007

Airport Advisory Board-Member Chuck Lanning

Trustee Lanning reported that construction on the Instrument Landing System will begin soon.

New Business

Authorize Engineer to seek bids for Well #4 and Tower and open bids on May 1, 2007

Trustee Reiter moved and Trustee Milroy seconded a motion to authorize engineer to seek bids for Well #4 and Tower and open bids on May 1, 2007. Unanimous voice vote carried the motion.

Resolution for Maintenance of Streets and Highways Under the Illinois Highway Code General Maintenance for 2007

Trustee Lanning moved and Trustee McAllister seconded a motion to approve the Engineering Agreement for the Maintenance of Streets and Highways Under the Illinois Highway Code General Maintenance for 2007

Roll call vote:

Ayes: S. McAllister, D. Milroy, R. Reiter, B. Stone, C. Lanning

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays- 1-absent.

Motion carried

RES. NO. 2007-04

Authorization for Mayor and Clerk to Execute Associated Documents (2007 General Maintenance of Streets and Highways)

Trustee Reiter moved and Trustee Milroy seconded a motion to authorize the Mayor and Clerk to Execute Associated Documents. Unanimous voice vote carried the motion.

President's Report

Mayor Seyller announced that there will be a "Meet the Candidates Night" on April 3, at the Cortland Community Park.

Adjournment to Closed Session

Trustee McAllister moved and Trustee Stone seconded a motion to adjourn to closed session at 9:18 p.m. To Discuss Pending, Probable, or Imminent Litigation (Exception to Open Meetings Act, 5 ILCS 120/2 (c) (11). To Discuss Purchase or Lease of Property of the Use of the Public Body (Exception to Open Meetings Act, 5 ILC 120/2 (c) (5). To Discuss the Appointment, Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of the Public Body (Exception to Open Meetings Act, 5 ILCS 120/2 (c) (1) Roll call vote:

Ayes: S. McAllister, D. Milroy, R. Reiter, C. Lanning, B. Stone

Nays: None

Absent: M. Siewierski

5-ayes, 0-nays, 1-absent.

Motion carried

Reconvene to Town Board Meeting

Trustee McAllister moved and Trustee Stone seconded a motion to reconvene at 10:27 p.m. Unanimous voice vote carried the motion.

Adjournment

Trustee Reiter moved and Trustee Milroy seconded a motion to adjourn at 10:28 p.m. Unanimous voice vote carried the motion.

Respectfully submitted,

Rita Nielsen
Deputy Clerk