

**TOWN OF CORTLAND**

Town Hall  
59 S. Somonauk Rd.  
Cortland IL. 601120

**BOARD OF TRUSTEES**

**Business Meeting**

7:00 P.M.

October 26, 2009

**Call to Order/Pledge of Allegiance/Roll Call**

Mayor Seyller called the meeting to order at 7:03 p.m. Roll call was taken by Deputy Clerk Rita Nielsen. Shown as present were Mayor Seyller and Trustees Brad Stone, Mike Siewierski, Chuck Lanning, and Randy Reiter. Trustees Barzso and Corson were absent. Quorum was present. Other officials present: Clerk Cheryl Aldis, Treasurer Susan Dockus, Director of Operations and Maintenance John Kocher, Water/Wastewater Superintendent Joel Summerhill, Attorney Parker Johnson, Engineer Noah Carmichael and Zoning Administrator Walter Magdziarz

**Agenda**

Mayor Seyller said he would like to see Layne Western's Final Payout removed from the agenda until November 9.

Trustee Stone moved and Trustee Siewierski seconded a motion to approve the agenda amending it to remove Layne Western from New Business. Unanimous voice vote carried the motion.

**Award Presentations**

Mr. Ralph Tomkins presented Director of Operations and Maintenance John Kocher with a plaque for completion of three years of the Illinois Public Service Institute.

Mayor Seyller announced that the Town was presented with a Safety Award Plaque from the Illinois Municipal Risk Management Association for 2008.

Mayor Seyller presented Clerk Aldis and Deputy Clerk Nielsen plaques from the Municipal Clerks of Illinois for having received their RMC (Registered Municipal Clerks) designations and a plaque from IIMC (International Institute of Municipal Clerks) for receiving their CMC (Certified Municipal Clerk) designations.

**Consent Agenda**

Deputy Clerk Rita Nielsen read the consent agenda.

Approve Town Board minutes September 28 and October 12

Accept Festival and Parade Committee minutes September 8 and 22

Approve Treasurer's reports for May and June

Approve Expenditures for May and June

Approve an Ordinance Amending the Cortland Town Code to Provide for

Regulation of Illicit Sewage Discharge

**Ord. No. 2009-08**

Agreement Regarding DeKalb County Landfill Expansion

**A2009-09**

Approve Payment to Gaffney's Protective Maintenance, Inc. for \$50,011.50

Trustee Lanning moved and Trustee Reiter seconded a motion to approve the Consent Agenda as read.

Roll call vote:

Ayes: Trustees Stone, Siewierski, Reiter and Lanning  
Nays: None  
Absent: Trustees Corson and Barzso

Motion carried.

### **Staff Reports**

#### **Attorney Report**

Attorney Johnson stated that the filing of bankruptcy by Montalbano Homes does not affect the security the Town holds for the completion of subdivision improvements. Certain critical work on public improvements is in progress. The DeKalb Sanitary District has approved intergovernmental agreement for allowing the diverting of flow to the District if that should become necessary. DeKalb Fiber Optics is not willing to negotiate over the use of the Town's rights of way; DFO has essentially hoped that the Town would waive its ordinance requirements, permits, and fees while DFO obtained virtually unlimited access to the Town rights of way. Mr. Johnson has been working with Azavar, the utility tax auditor, on the issue of non disclosure agreement with Mediacom. Attorney Johnson is still working on the Young tax, Eagle Homes and New Hope litigations.

#### **Engineer's Report**

Engineer Carmichael stated that Fehr-Graham & Associates continues to work with Superintendent Summerhill, Mayor Seyller and our legal team in securing an NPDES permit from the USEPA. Gateway continues to address the remaining items required before the project will be considered complete. The USDEA has approved a \$192,000 grant towards the Gateway Tank contract. This is a reimbursable grant, meaning the Town will be sent the funds once payment to Gateway has been made and paperwork completed. Montalbano Homes has made no progress this month in regards to construction items. Cambridge Homes continues to construct new homes each month. Nature's Crossing construction, (street lighting and paving,) is scheduled to begin completion should be by end of the month. Mr. Carmichael said that since his report was written Superintendent Summerhill has been manually running irrigation. He met with IDOT and it looks like they are going to require a turn lane on Rte. 38 into Chestnut Subdivision. Trustee Reiter suggested maybe yellow caution lights being installed or possibly reducing the speed. When asked about paving at Robinson Farm, Mr. Carmichael said that the subdivision ordinance language would need to be changed to require paving at this stage of development.

#### **Water/Wastewater Report**

Mr. Summerhill presented his report to the board. He stated that since his report was written he has an irrigation rig stuck in the mud and he will need to dig it out. He had water samples that came back with an "over action level" of lead in the water. He does not believe the lead is coming from the source water, but will need to start the EPA process for more frequent water samples and send a letter to residents with findings.

#### **Operation and Maintenance**

Mr. Kocher presented his report with nothing to add.

#### **Zoning Administrator**

Mr. Magdziarz presented his report with nothing to add.

#### **Building Report**

I.C.C.I. report was in the packet.

#### **Police Report**

Police Report was in the packet.

#### **Liaison Reports Administration**

Trustee Siewierski had nothing to report.

**Finance**

Trustee Barzso was absent.

**Operation and Maintenance**

Trustee Lanning had nothing to report.

**Festival and Parade**

Trustee Stone submitted to the table the following report for the 2009 Festival & Parade Committee:

The first ever Cortland Fest was held on October 10, 2009. We were a few minutes late getting started due to the weather making it necessary to protect the bands from the 28 degree plus wind chill weather. Thanks to Johnson Canvas for the quick help. Once that was completed, we began selling wristbands for \$7.00 which included an excellent pork sandwich with all the picnic sides and entrance to the beer garden.

Those who braved the weather were treated to 2 Cortland area bands that played their hearts out. We had fire barrels outside the beer garden area that added needed warmth and also a great outdoor atmosphere. Total funds collected on Saturday including wristband and drink sales and the 50/50 drawing was \$2,167.00.

The Parade and Festival started with breakfast @ 7 a.m. Afterwards we broke into our Parade and Festival groups to finalize getting ready. The parade started at 1 p.m., there were 67 entries including 4 school bands and 1 drill team with a total of 910 participants.

The parade was viewed by a large number of people who seemed not to mind the weather conditions. The winners of the float judging were as follows: 1<sup>st</sup> DeKalb Florist, 2<sup>nd</sup> Yaegers Farm Market, 3<sup>rd</sup> Cortland Club Scout Park #134 and Chairpersons Choice going to the Cortland Methodist Church.

The Festival started around 1:45 p.m. which featured a new attraction called the Euro-Bungee, which was very busy all day. The Festival had 5 food vendors and 9 crafters. Totals for attraction tickets sales and drink sales were \$1,319.75. Total funds collected for the weekend were \$3,486.75. After paying all outstanding bills the Cortland Community Festival and Parade fund stands at \$3,340.77.

The whole weekend went amazingly well due to the hard work and dedication of the committee members and their spouses which includes Bert & Judy Butler, Rich & Marsha O'Donnell, Fred & Kelly Hornbuckle, Paul & Alvina Stover, Chuck & Sue Lanning and Brad & Kim Stone.

There were so many people, whose names I have forgotten, who donated their time and hard work from Thursday to Monday that made this the outstanding weekend for the community that it was. I would truly like to thank each and every one from the bottom of my heart. Without them, it wouldn't be possible.

**Ordinance**

Trustee Corson was absent;

**Planning Commission**

Next meeting is November 2.

**Airport Advisory**

Trustee Lanning reported that the airport bought the Bright Start hangar and he will be moving his shop there. It looks like the airport will start construction next spring on a small strip mall that will have shops and a restaurant.

### **Facility Planning Board**

Trustee Lanning had nothing to report beyond the cost of utilities at the Cortland Grade School being \$15,000 per year. He will attend the next scheduled meeting of the board.

### **Police Report**

Trustee Reiter had nothing to report at this time.

### **New Business**

#### **PC09-3 Recommendation Rezoning from AG District to I-1**

Mr. Magdziarz presented the recommendation. Trustee Stone moved and Trustee Lanning seconded a motion to accept PC09-3 Recommendation Rezoning from AG District to I-1 (East North Avenue property). Unanimous voice vote carried the motion.

#### **Approve an Ordinance Reclassifying Certain Territory from AG Agriculture District I-1 Light Industry District (Town's North Avenue Property)**

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

Trustee Lanning moved and Trustee Reiter seconded a motion to approve Ordinance Reclassifying Certain Territory from AG Agriculture District I-1 Light Industry District (Town's East North Avenue Property).

Roll call vote:

Ayes: Trustees Stone, Siewierski, Reiter and Lanning

Nays: None

Absent: Trustees Corson and Barzso

Motion carried.

**Ord. No. 2009-09**

#### **PC09-04 Special Use Permit for Government Use/Building (Town Garage)**

Trustee Lanning moved and Trustee Stone moved to accept PC09-04 Special Use Permit for Government Use/Building (Town Garage) (East North Avenue Property). Unanimous voice vote carried the motion.

#### **Approve an Ordinance Granting a Special Use Permit for Government Uses/Buildings (Town's North Avenue Property)**

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

Trustee Stone moved and Trustee Reiter seconded a motion to Approve an Ordinance Granting a Special Use Permit for Government Uses/Buildings (Town's North Avenue Property).

Roll call vote:

Ayes: Trustees Stone, Siewierski, Reiter and Lanning

Nays: None

Absent: Trustees Corson and Barzso

Motion carried.

**Ord. No. 2009-10**

### **President's Report**

Cortland has filed for an American Recovery and Reinvestment Act (ARRA) Grant under the Renewable Energy Program. The purpose would be to purchase and place into operation solar panels to help defray the cost of electricity at the sanitary treatment plant.

Congratulations to John, Cookie and Rita on their professional awards.

### **Concerns**

Trustee Reiter asked about Grainger property maintenance issues. Attorney Johnson, Director Kocher and Chief Stokes are working with Joel Olsen, property manager, on maintenance issues.

Trustee Reiter will talk with Chief Stokes regarding all the trash that was left at the Montalbano sales trailer site when it was removed.

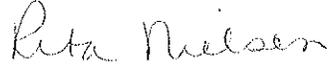
Trustee Stone will continue working with Mr. William Lorence, County Highway Engineer regarding a possible sidewalk agreement along Somonauk Rd.

Trustee Lanning thanked Mayor Seyller for being present at all the activities during the Festival and Parade.

**Adjournment**

Trustee Stone moved and Trustee Siewierski seconded a motion to adjourn. Meeting adjourned at 8:23 p.m.

Respectfully submitted,



Rita Nielsen  
Deputy Clerk

WEB ACCESSED