

TOWN OF CORTLAND

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

BOARD OF TRUSTEES

Business Meeting

7:00 P.M.

November 26, 2007

Call to Order/Pledge of Allegiance/Roll Call

Mayor Seyller called the meeting to order at 7:12 p.m. Roll call was taken by Deputy Clerk Rita Nielsen.

Present: Mayor Seyller, Trustees Ben Suppeland, Mike Siewierski, Shawn McAllister, Brad Stone. Absent were Trustees Milroy and Lanning. Quorum was present. Other officials present: Clerk Cheryl Aldis, Treasurer Susan Dockus, Attorney Parker Johnson, I.C.C.I. Anna Kurtzman, Operation and Maintenance Director John Kocher, Superintendent Water/Wastewater Joel Summerhill, Zoning Administrator Walter Magdziarz and Town Engineer Noah Carmichael, Planning Commission Chairman Brad Lawson.

Guests Present: Joe Schatteman with IML, Bob Cochran and Scott Davis with Shaeffer Systems, Lions Club Members past and present and Mr. Mike Verbie DeKalb Community School Board President, Trustees Randy Reiter and Jim Read, and developer Ted Amdur.

Agenda

Trustee McAllister moved and Trustee Siewierski seconded a motion to amend the agenda to move items III & IV and V and start items VI if time allows (while waiting for Trustee Lanning to arrive.) Unanimous voice vote carried the motion.

Trustee McAllister moved and Trustee Stone seconded a motion to approve the amended agenda. Unanimous voice vote carried the motion.

Consent Agenda

Deputy Clerk Nielsen read the Consent Agenda.

- a. Town Board minutes of October 22 and November 13, 2007
- b. Budget and Finance minutes of November 13, 2007
- c. Park Advisory minutes of August 28, September 19 and October 17, 2007
- d. Cortland Community Library minutes of September 19, 2007
- e. Treasurer's Budget Report for Town and Library October 2007
- f. List of Bills Paid for October 2007

Trustee McAllister moved and Trustee Siewierski seconded a motion to approve the Consent Agenda as read.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister and Stone

Nays: None

Absent: Trustees Milroy and Lanning

Yeas: 4; Nays: 0; Absent: 2; motion carried

Staff Reports

Attorney's Report

Attorney Johnson presented his report.

Approved: December 10, 2007

Amended: January 28, 2008

Attest: *Cheryl Aldis*

Trustee Lanning arrived at 7:22 p.m.

Presentation of DeLaine Mullis Outstanding Citizenship Award

Mayor Seyller announced the recipient of the DeLaine Mullis Outstanding Citizenship Award. This year's recipient was Cortland Lions Club. Lion Vidmar accepted a plaque on behalf of all past and present Lions which read; The Town of Cortland Presents The DeLaine Mullis Outstanding Citizenship Award To *Cortland Lions Club* Acknowledging our appreciation to all past and present Lions Club members. While following the Lions Club Organization's vision since its charter in 1973, the Cortland Lions Club members have shown their willingness to give of their time, energy and resources in service to the Town while making Cortland Community Park and the Lions Shelter House a wonderful asset to our community. Your efforts and activities have enriched the lives of untold numbers of Cortland residents. The Town of Cortland is grateful for your contributions to our community. Presented this Twenty-Sixth Day of November in the year Two Thousand Seven.

Lion Vidmar presented Mrs. Bacile White with a plaque honoring her husband as a 25 year member of the Cortland Lions Club.

Presentation of 2007 IML Award

Mr. Joe Schatterman, Research and Information Services Coordinator for the Illinois Municipal League, presented a plaque to Mayor Seyller at the Town's November 26th Town Board meeting recognizing Cortland as one of two recipients of this year's Illinois Municipal Leagues Innovative Showcase Awards. This award was for building a wastewater treatment plant that is environmentally friendly, provides a nature setting for homeowners, and is less costly to operate.

Engineer's Report

Mr. Carmichael from Fehr-Graham presented his report.

Operation & Maintenance Report

Mr. Kocher presented his report.

Water Sewer

Mr. Joel Summerhill presented his report.

Zoning Administrator

Mr. Magdziarz presented his report.

Building Report

Ms. Anna Kurtzman from ICCI presented her report.

Police Report

Chief Stokes was not in attendance.

Committee Reports

Administration & Personnel

Next meeting: December 10

Budget & Finance

Next meeting: December 10

Economic Development

Next meeting:

Approved: December 10, 2007

Amended: January 28, 2008

Attest: Li, J.

Equipment, Town Buildings and Property
Next meeting:

Ordinance
Next meeting:

Planning Commission
Next meeting: December 3

Police Committee
Next meeting:

Public Utilities
Next meeting:

Park Advisory
Next meeting: February 19, 2008

Airport Advisory
Trustee Lanning had nothing new to report.

New Business

An Ordinance Abating Special Service Area Taxes for Service Area One and Approving the Amended Special Tax Roll

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

Trustee McAllister moved and Trustee Lanning seconded a motion to approve An Ordinance Abating Special Service Area Taxes for Service Area One and Approving the Amended Special Tax Roll

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning

Nays: None

Absent: Trustee Milroy

Yeas: 5; Nays: 0; Absent: 1; motion carried

ORD. NO. 2007-36

An Ordinance Abating Special Service Area Taxes for Service Area Four and Approving the Amended Special Tax Roll

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

Trustee McAllister moved and Trustee Lanning seconded a motion to approve An Ordinance Abating Special Service Area Taxes for Service Area Four and Approving the Amended Special Tax Roll

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning

Nays: None

Absent: Trustee Milroy

Yeas: 5; Nays: 0; Absent: 1; motion carried

ORD. NO. 2007-37

An Ordinance Abating Special Service Area Taxes for Service Area Seven and Approving the Amended Special Tax Roll

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

Trustee McAllister moved and Trustee Lanning seconded a motion to approve An Ordinance Abating Special Service Area Taxes for Service Area Seven and Approving the Amended Special Tax Roll

Roll call vote:

Approved: December 10, 2007

Amended: January 28, 2008

Attest: *Chapman*

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning
Nays: None
Absent: Trustee Milroy
Yeas: 5; Nays: 0; Absent: 1; motion carried

ORD. NO. 2007-38

An Ordinance Abating Special Service Area Taxes for Service Area Ten and Approving the Amended Special Tax Roll

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

Trustee McAllister moved and Trustee Lanning seconded a motion to approve An Ordinance Abating Special Service Area Taxes for Service Area Ten and Approving the Amended Special Tax Roll

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning
Nays: None
Absent: Trustee Milroy
Yeas: 5; Nays: 0; Absent: 1; motion carried

ORD. NO. 2007-39

Approval of Attorney Retention (Hinchaw & Culbertson)

Trustee Lanning moved to approve the retention of Hinchaw & Culbertson, LLP for issues arising from the bankruptcy of Neumann Homes.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning
Nays: Trustee Suppeland
Absent: Trustee Milroy
Yeas: 4; Nays: 1; Absent: 1; motion carried

Approval of School District-Cortland Contribution Agreement

Mr. Verbick, DeKalb School District Board President was present for this discussion.

Mayor Seyller presented the agreement to the trustees. Mayor Seyller said that this is the agreement that was sent to the District months ago and the only changes were to show increases to the School Capital Contributions of \$1,800 per bedroom and a \$1,200 Development Contribution. During discussion, questions were raised regarding Section 4 of the agreement as it only says the developers and owners shall remit any referenced contributions to the School District 428 directly at the time of issuance of building permits by the Town, and in consideration of receipt of contributions the School District 428 agrees to construct an elementary school building in Cortland to be completed by the fall of 2011 if the public referendum scheduled for February 5, 2008 is approved by the voters. It does not specifically show which developers and owners are subject to this agreement, nor does it tell what happens to the remittances if the referendum is not approved.

Mr. Verbick stated that if this agreement is not approved by this board before the School District deadline of December 3rd, the referendum would likely be reduced by 15 million dollars and there would be no school built in Cortland.

Trustee McAllister moved to table until December 10. Trustee Lanning seconded the motion.

After further discussion Trustee McAllister rescinded to amend his motion not to table until December 10. Trustee Lanning rescinded his second. The motion was rescinded from the table.

Trustee McAllister moved and Trustee Lanning seconded a motion to call a Special Meeting for November 29, 2007 at 8:00 p. m. at the Town Hall.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone and Lanning

Approved: December 10, 2007
Amended: January 28, 2008
Attest:

Nays: None
Absent: Trustee Milroy
Yeas: 5; Nays: 0; Absent: 1; motion carried

Accept Planning Commission Recommendation PC07-8 (Amending Sign Regulations)

Mr. Magdziarz presented PC07-8. This recommendation changes the number of signs that are allowed on public property.

Trustee Stone moved and Trustee Lanning seconded a motion to accept PC07-8. Unanimous voice vote carried the motion.

An Ordinance Amending Title 9 of the Cortland Town Code (Zoning Ordinance-Chapter 6, Signs)

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

Trustee McAllister moved and Trustee Lanning seconded a motion to approve An Ordinance Amending Title 9 of the Cortland town Code (Zoning Ordinance-Chapter 6, Signs)

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Stone, and Lanning

Nays: None

Absent: Trustee Milroy

Yeas: 5; Nays: 0; Absent: 1; motion carried

ORD. NO. 2007-40

Trustee Milroy arrived at 8:55 p.m.

Accept Planning Commission Recommendation PC07-9 (Minor Subdivisions)

Mr. Magdziarz presented PC07-9. This recommendation removes the onerous subdivision procedure requirements for simple subdivisions with less than three (3) lots.

Trustee Lanning moved and Trustee Stone seconded a motion to accept PC07-9. Unanimous voice vote carried the motion.

An Ordinance Amending the Town Code (Title 10, Land Subdivisions, Minor Subdivisions)

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

Trustee McAllister moved and Trustee Milroy seconded a motion to approve An Ordinance Amending the Town Code (Title 10, Land Subdivisions, Minor Subdivisions)

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Milroy, Stone, and Lanning

Nays: None

Absent: None

Yeas: 6; Nays: 0; Absent: 0; motion carried

ORD. NO. 2007-41

An Ordinance Approving Nolan's Re-subdivision of Lot 5 Robinson Farm Subdivision P.U.D. Phase One

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

Trustee Suppeland moved and Trustee Milroy seconded a motion to An Ordinance Approving Nolan's Re-subdivision of Lot 5 Robinson Farm Subdivision P.U.D. Phase One

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Milroy, Stone, and Lanning

Nays: None

Absent: None

Yeas: 6; Nays: 0; Absent: 0; motion carried

ORD. NO. 2007-42

Approve FY08 Budget Amendment for Town and Library

Approved: December 10, 2007

Amended: January 28, 2008

Attest: Clay, RC

Trustee Milroy moved and Trustee Lanning seconded a motion to approve FY08 Budget Amendment for the Town showing Total Expenditures from all Accounts of \$360,834.45.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Milroy, Stone, and Lanning

Nays: None

Absent: None

Yeas: 6; Nays: 0; Absent: 0; motion carried

Trustee Suppeland moved and Trustee Siewierski seconded a motion to approve FY08 Budget Amendment for the Library.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Milroy, Stone, and Lanning

Nays: None

Absent: None

Yeas: 6; Nays: 0; Absent: 0; motion carried

An Ordinance Repealing Ordinance No. 2007-29 Which Adopted New Names for Certain Thoroughfares Cortland Estates Unit 3, Phase 1, 2, 3, & 4.)

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

Trustee Stone moved and Trustee Lanning seconded a motion to approve An Ordinance Repealing Ordinance No. 2007-29 Which Adopted New Names for Certain Thoroughfares Cortland Estates Unit 3, Phase 1, 2, 3, & 4.)

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister, Milroy, Stone, and Lanning

Nays: None

Absent: None

Yeas: 6; Nays: 0; Absent: 0; motion carried

ORD. NO. 2007-43

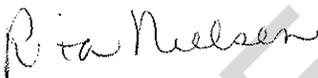
President's Report

Mayor Seyller reported that the tree lighting will take place on December 6th. Details will follow.

Adjourn

Trustee Suppeland moved and Trustee Siewierski seconded a motion to adjourn at 9:17 p.m.

Respectfully submitted,



Rita Nielsen
Deputy Clerk