

**TOWN OF CORTLAND**

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

**BOARD OF TRUSTEES**

Business Meeting  
7:00 P.M.  
October 23, 2006

**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 Randy Reiter, Mike Siewierski, Chuck Lanning and Shawn McAllister. Shown as absent was Trustee Dan Milroy. Quorum was present. Also present were Cheryl Aldis, Town Clerk, Susan Dockus, Treasurer, Noah Carmichael, Fehr-Graham, Walter Magdziarz, Zoning Administrator, Parker Johnson, Town Attorney, John Kocher, Operations and Maintenance and Harry Zimmer, Water/Wastewater and Russ Stokes, Police Chief.

**Agenda**

Trustee Reiter moved and Trustee McAllister seconded a motion to approve the agenda and table Eagle Homes Reduction of Improvement Bond request. Unanimous voice vote carried the motion.

**Appointment of Trustee Stone**

Mayor Seyller introduced Mr. Brad Stone recommending him for appointment as Trustee until the April 17, 2007 Consolidated Election. Trustee Lanning moved and Trustee McAllister seconded a motion to appoint Mr. Brad Stone to fill the term of Mr. David Liddick.

Roll call vote:

Ayes: Trustees M. Siewierski, R Reiter, C. Lanning and S. McAlister,  
Nays: None  
Absent: Trustee D. Milroy

4-eyes, 0-nays, 1-absent. Motion carried

Attorney Johnson stated that Mr. Stone would not be sworn in as the question of a possible conflict of interest had arisen. Mr. Johnson stated that he will look into this and he instructed Deputy Clerk, Nielsen to remove Trustee Stone from the roll call.

**Public Hearing**

**Bobby Matthews Annexation Agreement**

Mayor Seyller opened the public Hearing at 7:08 p.m. The notice was published in the DeKalb Chronicle on October 7, 2006 meeting the requirements of the law and read into the record by Deputy Clerk, Rita Nielsen. Mr. Magdziarz presented the Annexation Agreement stating that Mr. Matthew's property is located at 176 W. Pine Street and the owner will provide the Town an easement for sanitary sewer purposes. For this consideration the Town agrees that the owner shall not be required to pay any water and sanitary sewer connection fees, or wastewater irrigation and land acquisition fees for the existing residence located on the property. Mr. Matthews was asked if he had any questions and had agreed to the terms in the Annexation

Approved: 11-27-2006  
Attest: [Signature]



**Operations and Maintenance**

Mr. Kocher presented his monthly report. Trustee Lanning asked about vandalism to the light at Suppeland Park that illuminates the Joe McGuan memorial flag. Mr. Kocher said that the light was not working properly and he may have to take the flag down until the light is working properly.

**Water/Wastewater Report**

Mr. Zimmer presented his monthly report. He informed the board that the WRT system is on line and working.

**Zoning Administrator's Report**

Mr. Magdziarz presented his monthly report. When asked about the property "clean-ups" he stated that they are being worked on and said that the tree house was gone.

**Building Report**

I.C.C.I. inspector Gary Williams presented monthly report and informed the Board that all outstanding permits will be taken care of in the next few weeks.

**Police Report**

Chief Stokes presented his monthly report to the Board.

**Committee Reports**

**Administration and Personnel Committee**

Administration and Personnel will be discussing task list and personnel policy.  
Next meeting date: November 13, 2006

**Budget and Finance**

Next meeting date: November 13, 2006 for the 2006 levy and budget 6 month review

**Planning Commission**

Next meeting date: November 6, 2006

**Public Utilities Committee**

No meeting scheduled

**Economic Development**

No meeting scheduled

**Equipment, Town Buildings and Property**

No meeting scheduled

**Ordinance Committee**

Next meeting date: November 13, 2006

**Park Advisory Board**

Next meeting date: November 14, 2006

**Airport Advisory**

Trustee Lanning reported that they are widening taxi ways.

### **Pending Business**

#### **Mobile Lease Agreement**

T Mobile representative, Ray Shinkle said that after numerous attempts by another representative to bring a lease to the Town that had all the changes the Town had asked for he would be taking over the negotiations and he believes the lease is now ready for Board action. The lease was a full term 20 year lease, antenna will be on top of the neck of the tower, and the Town will receive \$1,700 per month with increases at each 5 year renewal.

Trustee McAllister moved and Trustee Reiter seconded a motion to approve the lease pending review by attorney and Chicago Bridge and Iron.

Roll call:

Ayes: Trustees M. Siewierski, S. McAllister, C. Lanning and R Reiter

Nays: None

Absent: Trustee D. Milroy

4-ayes, 0-nays, 1-absent. Motion carried

### **New Business**

#### **Appointment of Mr. Jeff Hennessee to the Planning Commission**

Mayor Seyller presented Mr. Jeff Hennessee to the Board and asked for their approval in appointing Mr. Hennessee to the Planning Commission. Mr. Hennessee introduced himself and gave his address as 167 N. Aspen.

Trustee Lanning moved and Trustee Siewierski seconded a motion to approve the appointment of Mr. Hennessee. Unanimous voice vote carried the motion.

#### **An Ordinance Approving an Annexation Agreement between the Town of Cortland and Bobby Matthews**

Trustee Reiter moved and Trustee Lanning seconded a motion to table the Annexation Agreement along with item C; An Ordinance Annexing and Reclassifying Certain Territory from AG Agriculture District to R-1 Single Family Residence District (176 W. Pine Avenue) until the difference of interpretation in the language for responsibility for expenses for the service to the house from buffalo box.

#### **An Ordinance Vacating an Easement (Cortland Estates Unit 3, Brian Grainger Construction, Inc.)**

Trustee Reiter moved and Trustee Siewierski seconded a motion to waive the first reading.

Unanimous voice vote carried the motion.

Trustee Reiter moved and Trustee Lanning seconded a motion to approve An Ordinance Vacating an Easement (Cortland Estates Unit 3, Brian Grainger Construction, Inc.)

Roll call:

Ayes: Trustees R. Reiter, S. McAllister, C. Lanning and M. Siewierski

Nays: None

Absent: Trustee D. Milroy

4-ayes, 0-nays, 1-absent. Motion carried

**ORD NO. 2006-63**

#### **An Ordinance Approving a Plat of Easement (Cortland Estates Unit 3, Brian Grainer Construction, Inc.)**

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

Trustee Reiter moved and Trustee Lanning seconded a motion to approve An Ordinance Approving a Plat of Easement (Cortland Estates Unit 3, Brian Grainer Construction, Inc.

Roll call:

Ayes: Trustees R. Reiter, C. Lanning, S. McAllister and M. Siewierski

Nays: None

Absent: Trustee D. Milroy

4-ayes, 0-nays, 1-absent. Motion carried

**ORD NO. 2006-64**

**An Ordinance Approving the Final Plat of Grainger's Re-subdivision of Cortland Estates Unit 3, Phase Four**

Trustee Reiter moved and Trustee Siewierski seconded a motion to waive the first reading.

Unanimous voice vote carried the motion.

Trustee Reiter moved and Trustee Lanning seconded a motion to approve An Ordinance Approving the Final Plat of Grainger's Re-subdivision of Cortland Estates Unit 3, Phase Four

Roll call:

Ayes: Trustees C. Lanning, R. Reiter, S. McAllister and M. Siewierski

Nays: None

Absent: Trustee D. Milroy

4-ayes, 0-nays, 1-absent. Motion carried

**ORD NO. 2006-65**

**Planning Commission Recommendation PC06-18 (Kenyon's Re-subdivision)**

Mr. Magdziarz presented PC06-18 (Kenyon's Re-subdivision). Trustee Lanning moved and Trustee Reiter seconded a motion to accept Planning Commission Recommendation PC06-18 (Kenyon's Re-subdivision). Unanimous voice vote carried the motion.

**An Ordinance Granting a Special Use Permit for a Planned Residential Development and Approving a Preliminary/Final Development Plan for Kenyon's Subdivision (9 and 11 W. Benson Ave.).**

Mr. Magdziarz presented this Ordinance explaining that the Special Use Permit would allow Mr. Kenyon to subdivide his duplex.

Trustee Reiter moved and Trustee McAllister seconded a motion to waive the first reading.

Unanimous voice vote carried the motion.

Trustee Reiter moved and Trustee McAllister seconded a motion to approve An Ordinance Granting a Special Use Permit for a Planned Residential Development and Approving a Preliminary/Final Development Plan for Kenyon's Subdivision (9 and 11 W. Benson Ave.)

Roll call:

Ayes: Trustees R. Reiter, C. Lanning, S. McAllister and M. Siewierski

Nays: None

Absent: Trustee D. Milroy

4-ayes, 0-nays, 1-absent. Motion carried

**ORD NO. 2006-66**

**Planning Commission Recommendation PC06-17 (Pinnacle Construction-Schoenfeld property)**

Mr. Magdziarz presented Planning Commission Recommendation PC06-17 (Pinnacle Construction-Schoenfeld property)

Trustee Lanning moved and Trustee Reiter seconded a motion to accept Planning Commission Recommendation PC06-17 (Pinnacle Construction-Schoenfeld property) Unanimous voice vote carried the motion.

Trustee Lanning expressed a concern that senior housing is needed and he was hoping that in the future a developer would look into building senior assisted type housing.

**A Resolution Supporting A Revised Concept Plan for a Mixed-Use Development by Pinnacle Construction Corporation (Schoenfeld Property)**

Trustee Reiter moved and Trustee Siewierski seconded a motion to approve a Resolution Supporting A Revised Concept Plan for a Mixed-Use Development by Pinnacle Construction Corporation (Schoenfeld Property). Unanimous voice vote carried the motion. **RES. NO. 2006-16**

**An Ordinance Amending Section 1-8-1 "Sewer and Water Permits" of Chapter 8 "Fees or Permits and Service" of Title 1 of the Cortland Town Code**

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

Mrs. Dockus explained that only paragraph C is changing as it was inadvertently left out when revised and this will eliminate any potential problems.

Trustee McAllister moved and Trustee Siewierski seconded a motion to approve An Ordinance Amending Section 1-8-1 "Sewer and Water Permits" of Chapter 8 "Fees or Permits and Service" of Title 1 of the Cortland Town Code

Roll call:

Ayes: Trustees C. Lanning, R. Reiter, S. McAllister and M. Siewierski

Nays: None

Absent: Trustee D. Milroy

4-eyes, 0-nays, 1-absent. Motion carried

**ORD NO. 2006-67**

**Eagle Homes - Reduction of Improvement Bond**

Tabled with agenda

**President's Report**

Mayor Seyller reported that World Town Planning Day is November 8 and the Town will hold a program at the Cortland Community Park at 7:00 p.m. He thanked the Festival and Parade Committee for their hard work and a job well done.

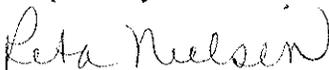
**Concerns**

Trustee Siewierski thanked Trustee Lanning for the work he put into the memorial for Joe McGuan.

**Adjournment**

Trustee Reiter moved and Trustee Siewierski seconded a motion to adjourn at 9:05 p.m. Unanimous voice vote carried the motion.

Respectfully submitted,



Rita Nielsen  
Deputy Clerk