

TOWN OF CORTLAND

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

BOARD OF TRUSTEES

Business Meeting

7:00 P.M.

January 28, 2008

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, Trustees Ben Suppeland, Mike Siewierski, Shawn McAllister, Brad Stone and Dan Milroy. Shown as absent were Chuck Lanning and Shawn McAllister (LA). Quorum was present. Other officials present: Clerk Cheryl Aldis, Treasurer Susan Dockus, Attorney Parker Johnson, Chief Russ Stokes, Operation and Maintenance Director John Kocher, Superintendent Water/Wastewater Joel Summerhill, Zoning Administrator Walter Magdziarz, Building Inspections Gary Williams and Town Engineer Noah Carmichael.

Agenda

Trustee Suppeland moved and Trustee Milroy seconded a motion to approve the agenda. Unanimous voice vote carried the motion.

Consent Agenda

Deputy Clerk Nielsen read the Consent Agenda.

Town Board minutes December 10, 2007 and January 14, 2008 and Town Board minutes of November 26, 2007 amended to add IML presentation of Innovation Showcase Award, Ordinance Committee minutes of December 10, 2007, Public Utilities minutes January 14, 2008, Budget & Finance minutes January 14, 2008
Cortland Community Library minutes for October and November 2007
Cortland Community Library Budget Report for November and December 2007
List of Bills Paid for Town for December 2007
Cortland Community Library Treasurer's Report for November 2007
Treasurer's Budget Report for November and December 2007
An Ordinance Amending the Code of Ordinances of the Town of Cortland by the addition of Title 7, Chapter 6, Establishing Standards for the Construction of Facilities on the Rights-Of-Way (Recommendation of Ordinance Committee on December 10)
An Ordinance Establishing a Cable/Video Service Provider Fee (Recommendation of Ordinance Committee on December 10)
An Ordinance Providing for the Protection of Cable/Video Customers (Recommendation of Ordinance Committee on December 10)

Trustee Milroy moved and Trustee Siewierski seconded a motion to approve the Consent Agenda amending it to remove all ordinances and place them under Unfinished Business.

Trustee Suppeland questioned the \$5,000 charges from Ancel, Glink. Attorney Johnson reported that the charges are related to time spent on bankruptcy issues related to Neumann Homes.

Roll call vote:

Ayes: Trustees Suppeland, Siewierski, Stone, Milroy

Nays: None

Absent: Trustees McAllister and Lanning

Yeas: 4: Nays: 0: Absent: 2

Motion carried

Trustee McAllister arrived at 7:06 p.m.

Staff Reports

Attorney's Report

Mr. Johnson presented his report. He and other Ancel, Glink attorneys are involved in the following activities: Neumann Homes bankruptcy, temporary occupancy certificates, Smoke Free Illinois Act, recapture agreements with developers and routine staff questions.

Engineer's Report

Mr. Carmichael presented his report. Mr. Carmichael reported that the Town has 30 days to make a decision the basic design and color scheme of the new water tower. A discussion regarding the round -a-bout took place with Trustee Suppeland suggesting that a letter be written to the County regarding construction plans.

Operations and Maintenance

Mr. Kocher presented his report. Mr. Kocher stated that the Town needs to have Nature's Crossing build the over flow and detention ponds to the north of phase 1 before they are allowed to do anything else.

Water and Sewer

Mr. Summerhill presented his monthly Water & Sewer Department report.

Zoning Administrator

Mr. Magdziarz presented his report. Mr. Magdziarz reported that he will be asking for a discussion with the Committee of the Whole regarding options for irrigation purposes for B&B Development. He stated that there is still some commercial interest in Cortland and even with the adverse economic housing, the amount of building in Town is equal to last year at this time.

Building Report

Gary Williams of ICCI gave his monthly report. Mrs. Dockus gave a report on Incomplete Zoning and Building Permits.

Police Report

Chief Stokes presented his report for November and December. He reported that he received a \$500.00 grant for child safety, a \$3,500 grant for upgrade to camera systems and a \$12,957 from Illinois Criminal Justice to replace a van.

Committee Reports

Administration & Personnel

Next meeting:

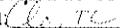
Budget & Finance

Next meeting: February 11 to discuss budget requests.

Economic Development

Next meeting:

Approved: 2-25-08

Attest: 

Equipment, Town Buildings and Property
Next meeting:

Ordinance
Next meeting:

Planning Commission
Next meeting: February 4

Police Committee
Next meeting:

Pubic Utilities
Next meeting: February 11 to discuss fixed based meters and billing cycles.

Park Advisory
Next meeting: February 19

Airport Advisory Report-Liaison Trustee Lanning
No report.

Festival & Parade Committee Report-Trustee Stone reported that the Committee will be holding a final meeting soon.

New Business

Pay Request for Well #4 Layne Western

Mr. Carmichael presented the application for Layne Western Pay Request #2.
Trustee Stone moved and Trustee McAllister seconded a motion to pay \$46,472 to Layne Western from the appropriate SSA funds.

Roll call vote:

Yeas: Trustees Suppeland, Stone, McAlister, Siewierski and Milroy
Nays: None
Absent: Trustee Lanning Motion carried

FY08 Budget Amendment

Trustee McAllister moved and Trustee Siewierski seconded a motion to approve the amendments to the General Fund and the Police Department Fund.

Roll call vote:

Yeas: Trustees Suppeland, Stone, McAllister, Siewierski and Milroy
Nays: None
Absent: Trustee Lanning Motion carried

Approval of Police Department Purchase of 2008 Ford Econoline Van

Trustee Suppeland moved and Trustee Siewierski seconded a motion to purchase a 2008 Ford Econoline Van.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, Stone, McAllister and Milroy
Nays: None

Absent: Trustee Lanning

Recommendation PC08-1(Special Uses)

Mr. Magdziarz presented this recommendation and explained that dormant Special Uses are potential problems for the Town. The Town has no recourse to prevent a Special Use which has been abandoned or never established from suddenly reappearing.

Trustee Milroy moved and Trustee McAllister seconded a motion to accept Recommendation PC08-1. Unanimous voice vote carried the motion.

An Ordinance Amending Title 9 of the Cortland Town Code (Zoning Ordinance-Chapter 10, Special Uses)

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

Trustee Siewierski moved and Trustee McAllister seconded a motion to approve An Ordinance Amending Title 9 of the Cortland Town Code (Zoning Ordinance-Chapter 10, Special Uses.

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, Stone and McAllister

Nays: Trustee Milroy

Absent: Trustee Lanning

ORD. NO. 2008-03

Recommendation PC08-2 (Utility Facilities)

Mr. Magdziarz presented this recommendation and explained that he is requesting an amendment of Section 9-2-2, Definitions; Section 9-3-7, Permitted Use table; Section 9-4-17, Supplementary Regulations for Specific Uses; and other sections as may be necessary to establish and clarify the regulations of utility facilities in the Town; and to delete Section 9-4-10, Moving Structures, in its entirety.

Trustee Siewierski moved and Trustee McAllister seconded a motion to accept PC08-2. Unanimous voice vote carried the motion.

An Ordinance Amending Title 9 of the Cortland Town Code (Zoning Ordinance-Utility Facilities and Moving Storages)

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

Trustee Siewierski moved and Trustee McAllister seconded a motion to Approve An Ordinance Amending Title 9 of the Cortland Town Code (Zoning Ordinance-Utility Facilities and Moving Storages)

Roll call vote:

Yeas: Trustees Siewierski and McAllister

Nays: Trustee Milroy, Stone and Suppeland

Absent: Trustee Lanning

Motion failed.

An Ordinance Amending Title 8 of the Cortland Town Code (Building Regulations), Chapter 1 (Building Codes) Sprinklers

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

Trustee Siewierski moved and Trustee McAllister seconded a motion to approve An Ordinance Amending Title 8 of the Cortland Town Code (Building Regulations), Chapter 1 (Building Codes) Sprinklers

Roll call vote:

Yeas: Trustees Suppeland, Siewierski, McAllister and Milroy

Nays: Trustee Stone

Absent: Trustee Lanning

ORD. NO. 2008-04

Unfinished Business

An Ordinance Amending the Code of Ordinances of the Town of Cortland by the Addition of Title 7, Chapter 6, Establishing Standards for the Construction of Facilities on the Rights-of-Way

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

Trustee Milroy moved and Trustee Siewierski seconded a motion to approve An Ordinance Amending the Code of Ordinances of the Town of Cortland by the Addition of Title 7, Chapter 6, Establishing Standards for the Construction of Facilities on the Rights-of-Way

Roll call vote:

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

Nays: None

Absent: Trustee Lanning

ORD. NO. 2008-05

An Ordinance Establishing a Cable/Video Service Provider Fee

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

Trustee Milroy moved and Trustee Siewierski seconded a motion to approve An Ordinance Establishing a Cable/Video Service Provider Fee as amended adding 7-6B-2

Roll call vote:

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

Nays: None

Absent: Trustee Lanning

ORD. NO. 2008-06

An Ordinance Providing for the Protection of Cable/Video Customers

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 Siewierski seconded a motion to approve An Ordinance Providing for the Protection of Cable/Video Customers

Roll call vote:

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

Nays: None

Absent: Trustee Lanning

ORD. NO. 2008-07

President's Report

Mayor Seyller announced a Fly-in for Veteran's at the DeKalb Airport on July 25 thru July 27.

Clerk Aldis reported that she attended a DeKalb County Regional Planning Commission on January 24. A presentation of the DeKalb County Water Resources Management Plan was provided for those in attendance.

Approved: 2-25-08

Attest:

The purpose of the project was to complete a study that would help the County to maintain adequate water supplies throughout DeKalb County as development occurs; develop a plan that anticipates and prevents water supply problems; and focus on water quantity issues at this time. The fundamental questions asked for the study were what are the current and future water demands? How much water is available and how much can we safely use? How can we extend water supplies as growth occurs? What is the appropriate time frame and level of accuracy for answering these questions? The initial study was approved by the County in 2007 with contributions for the cost by county funds, the cities of DeKalb and Sycamore and the Village of Malta. Now that the original study has been completed it was reported that to further the information the cost would be approximately \$500,000 if no new testing (borings) was completed and using only information currently available; this would take approximately one year to complete. If new testing was conducted this would be an additional approximate \$500,000 and would take a year to complete and compile the data. The RPC will meet for a special meeting on Thursday, February 28 to further discuss this issue. During question and answer time the question was raised as to how to pay for the project. County Administrator Ray Bockman suggested that county funds in combination with municipal funds (an assessment) would be one method, and a second method could be a referendum to pay for the study. When asked if the referendum would have a sunset clause, he stated "it could". The information is provided to make the Board members aware that this study is in the discussion stages and they are able to attend this public meeting to gather more information.

Concerns

Everyone thanked Mayor Seyller for the January appreciation dinner held on January 18 at Carls Fargo in Sycamore for staff, consultants and committee volunteers.

Adjourn

Trustee Milroy moved and Trustee McAllister seconded a motion to adjourn. Unanimous voice vote carried the motion. Meeting adjourned at 9:48 p.m.

Respectfully submitted,



Rita Nielsen
Deputy Clerk