

TOWN OF CORTLAND
Town Hall
59 S. Somonauk Road
Cortland, IL 60112
BOARD OF TRUSTEES
Committee/Business Meeting
December 10, 2012
7:00 P.M.

Call to Order / Pledge of Allegiance / Roll Call

Mayor Seyller called the meeting to order at 7:00 p.m. Roll call was taken by Deputy Clerk Rita Nielsen. Shown as present were Mayor Seyller and Trustees Susan Dockus, Chuck Lanning (arrived 7:02), Brad Stone, Sandra Barzso and Mike Siewierski. Trustees Doug Corson (arrived at 7:40). A quorum was present. Other officials present were Town Administrator Walter Magdziarz, Town Treasurer Mark Davenport, Chief of Police Dennis Medema and Town Clerk Cheryl Aldis.

Approval of Agenda

Mayor Seyller asked that item n (Approve an Ordinance Authorizing the Sale of Surplus Property) under new business be removed from agenda. Trustee Siewierski moved and Trustee Barzso seconded a motion to approve the agenda as amended. Unanimous voice vote carried the motion.

Public Wishing to Speak

Mr. Mark Pietrowski who was elected to the DeKalb County Board in November introduced himself as the new representative for District 3 in Cortland. Mr. Pietrowski has been appointed to the Highway and Economic Development Committees; he is planning a monthly newsletter that will be sent out through email. Mr. Pietrowski stated that he hopes to have open communication with the Town Board and offered his assistance when needed.

**Committee of the Whole
Town Administrator's Report**

Mr. Magdziarz reported that the Town has received official certification of the TIF District from the DeKalb County Assessor's office. This certification will allow the County to collect the property tax increment on property in the TIF District. Mr. Magdziarz will verify when tax payments will begin.

Mr. Magdziarz stated that there are still a couple of issues to be resolved with the Aldis property. When asked if Streets and Maintenance has been told to discontinue looking for broken tile and why the engineer isn't involved, Mr. Magdziarz said that the engineers are involved. Mayor Seyller said that we will keep going on this project, but everyone involved in the project needs to meet.

Regarding the DCSO Grant, Mr. Magdziarz reported that there are no plans, only descriptions of a project and a working budget.

DeKalb Fiber Optic has completed work in Cortland. There may still need to be connections made at the Streets and Maintenance Building.

The Police Department technology upgrade should be operational by the end of December.

Mr. Magdziarz attended the DSATS Technical Committee meetings. Early indications are that funding for road and highway improvements will be scarce in the upcoming IDOT and Federal budget. DSATS and VAC are investigating how to secure funding for and giving a higher priority to pedestrian transportation.

All Other Department Reports were in Packet for Board Review.

The Town Board, by consensus, directed Mr. Magdziarz to include all pages of the Police Department report in the board packet.

Park Use Permit License Requirements

Mr. Magdziarz presented. The Town does not have a formal policy concerning the use of public parks to being able to respond to requests with a standardized approach. In order to adopt a permit license the Town Code would have to be amended to establish the requirement for a permit and the parks will need to be posted with signs advising park visitors that permit holders have priority use. The Memorandum of Understanding that was provided in the packet is to provide a starting point for discussion to move forward.

After discussion regarding the pros and cons of having park use permit requirements, Mayor Seyller asked that Trustees and Staff submit comments, concerns and questions to Mr. Magdziarz so he and Mayor Seyller can address them at a future meeting.

Approve Town Board Meeting Dates for 2013

Trustee Lanning moved and Trustee Siewierski seconded a motion to approve the proposed meeting dates for 2013 that were included in Town Board Packet. Unanimous voice vote carried the motion.

Approve Fox Valley Internet Lease Agreement

Trustee Siewierski moved and Trustee Barzso seconded a motion to approve an agreement with Fox Valley Internet.

Roll call vote:

Yeas: Trustees Stone, Lanning, Siewierski, Dockus, Corson, and Barzso **A-2012-13**

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

2012 Budget Amendments

This amendment will be brought back for review and approval after a meeting between the auditors, Trustee Dockus, Mayor Seyller and Mr. Magdziarz and Mark Davenport.

New Business

Approve An Ordinance Abating SSA Taxes for SSA No. 1 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Stone seconded a motion to approve An Ordinance Abating SSA Taxes for SSA No. 1 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Siewierski, Stone, Corson, Dockus, Lanning and Barzso

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-25

Approved: January 28, 2013

Attest: Clay TC

Approve An Ordinance Abating SSA Taxes for SSA No. 4 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Siewierski seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 4 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Barzso, Stone, Corson, Dockus, Lanning and Siewierski

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-26

Approve An Ordinance Abating SSA Taxes for SSA No. 5 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Barzso seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 5 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Lanning, Siewierski, Corson, Dockus, Barzso and Stone

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-27

Approve An Ordinance Abating SSA Taxes for SSA No. 6 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Corson seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 6 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Corson, Lanning, Siewierski, Dockus, Barzso and Stone

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-28

Approve An Ordinance Abating SSA Taxes for SSA No. 7 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Barzso seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 7 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Stone, Lanning, Siewierski, Dockus, and Barzso

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-29

Approve An Ordinance Abating SSA Taxes for SSA No. 8 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Stone seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No.8 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Barzso, Stone, Corson, Dockus, Lanning and Siewierski

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-30

Approve An Ordinance Abating SSA Taxes for SSA No. 9 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Siewierski seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 9 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Barzso, Stone, Dockus, Corson, Lanning and Siewierski

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-31

Approve An Ordinance Abating SSA Taxes for SSA No. 10 and Approving the Amended Special Tax Roll

Trustee Lanning moved and Trustee Barzso seconded a motion to Approve An Ordinance Abating SSA Taxes for SSA No. 10 and Approving the Amended Special Tax Roll.

Roll call vote:

Yeas: Trustees Dockus, Lanning, Siewierski, Barzso, Stone and Corson

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No 2012-32

Approve 2012 Tax Levy Ordinance

Trustee Dockus presented 2012 Levy scenarios that included an option C, with a .6% levy increase for new property that had not been considered at the November 26 meeting.

Trustee Dockus moved and Trustee Corson seconded a motion to approve 2012 Tax Levy in the amount of \$597,379.52.

Roll call vote:

Yeas: Trustees Dockus, Lanning, Stone and Corson

Nays: Trustee Barzso and Siewierski

Absent: None

4-yea; 2-nay; 0-absent; motion carried

Ord. No. 2012-33

Approve Exception to Personnel Policy Manual for Police Chief

Due to unforeseen circumstances Police Chief Medema has not been able to use two (2) weeks vacation. He is making a request to extend the date by which he must use all of his available vacation time.

Trustee Lanning moved and Trustee Siewierski seconded a motion to approve Chief Medema's request for extended date to use two (2) week's vacation for three (3) months starting January 6, 2013.

Roll call vote:

Yeas: Trustees Dockus, Lanning, Siewierski, Barzso, Stone and Corson

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Approve Property Maintenance Enforcement and Property Condemnation

A consensus from the Board is necessary to proceed with prosecuting the property maintenance enforcement actions for the property at 85 S. Somonauk Rd. This has been an ongoing project. ICCI will continue following up on this condemnation. If the Town decides to pursue court action Attorney Kevin Buick will not be able to handle the suit for the Town as he has represented the property owner in the past. The Town will need an alternate attorney to handle this complaint.

The consensus of the Board was to proceed and to report back as costs become known.

Approve FAA's Proposed Fee Agreement for Airport Irrigation on DeKalb Airport property

The intergovernmental agreement between Cortland and DeKalb (City) allows the Town to use designated areas of the DeKalb-Taylor Municipal Airport for wastewater irrigation purposes. When the agreement was being negotiated the City indicated that there would be no fees for irrigation for *Town needs* but that a fee would be negotiated at the time a builder or developer needed airport land for irrigation purposes. The Town Engineer has been attempting to move the airport irrigation project through the various permitting authorities connected with the airport, including the FAA. At long last, the FAA has responded that they have directed the City of DeKalb to establish an income stream from the irrigation lands and proposed a \$50 per acre per year fee, including the 40 acres the Town intends to irrigate. The Town needs the 40-acre airport site to fulfill its wastewater irrigation requirements even if no new homes are ever built in Cortland. Without the airport irrigation lands the Town cannot comply with the wastewater operating permit and would be subject to fines by the IEPA and Illinois Pollution Control Board. The fee request originated from the FAA, not the City of DeKalb. The FAA is interested in establishing an income stream for the airport. The irrigation fee would become a permanent cost. The FAA's proposed fee amounts to \$2,000 per year for the Town's site.

The consensus of the Board was to direct Town Staff to proceed with the permit process and prepare documents for financial arrangements.

Approve An Ordinance Amending the Town Code Regarding Signs

Since new home sales stopped at the Chestnut Grove Subdivision, Trustees have expressed frustration with the deteriorating condition of subdivision marketing signs. Town staff has not been able to get developers to remove signs. Two minor changes to the current Nuisance Code will give the Town firmer footing when the time comes to remove the signs.

Staff will be required to follow notification protocols in the Town Code to allow sufficient time for the responsible party to correct the violation or remove the nuisance.

Trustee Barzso moved and Trustee Lanning seconded a motion to approve An Ordinance Amending the Town Code Regarding Signs.

Roll call vote:

Yeas: Trustees Dockus, Lanning, Siewierski, Barzso, Stone and Corson

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Ord. No. 2012-34

Approve Financing for the Purchase of a 2013 International 7400 Dump Truck/Snow Plow

Trustee Lanning moved and Trustee and Corson seconded a motion to approve financing for the 2013 International dump truck/snow plow costing \$132,391.00 from Resource Bank. Loan terms to be \$106,000.00 for 60 months at 2.96% interest with payments to be taken from "Streets and Maintenance Department, Capital Improvement Outlay: Vehicle Purchase."

Roll call vote:

Yeas: Trustees Dockus, Lanning, Siewierski, Barzso, Stone and Corson

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Approve First and Final Payout to Peter Baker & Son for 2012 MFT Project

Trustee Barzso moved and Trustee Lanning seconded a motion to approve 2012 MFT Project final payout to Peter Baker & Son in the amount of \$143,308.49.

Roll call vote:

Yeas: Trustees Dockus, Lanning, Siewierski, Barzso, Stone and Corson

Nays: None

Absent: None

6-yea; 0-nay; 0-absent; motion carried

Comments/Concerns

Before a new building fee schedule is presented to the Board for approval Mayor Seyller will talk with Maple Park to see if they have any concerns regarding its building inspection company.

Clerk Aldis pointed out the new picture hanging in the Town Hall. Mr. Dave Olson Sr. donated a Norman Rockwell print Freedom of Speech to the Town.

Adjournment

Trustee Lanning moved and Trustee Siewierski seconded a motion to adjourn. Meeting adjourned at 9:32 p.m.

Respectfully submitted,



Rita Nielsen
Deputy Clerk