

VILLAGE OF RICHMOND  
RESCHEDULED REGULAR BOARD MEETING  
November 29, 2007

**PRESIDING:** President Lauri Olson

**PRESENT:** Trustees Dennis Bardy, Charlotte Hollenbach, Bruce Hunter, David Kielpinski, Peter Koenig, Cindy Walleck

**ALSO PRESENT:** Village Administrator Tim Savage, Attorney David McArdle, Engineer Ed Coggin

President Olson called the meeting to order at 7:00 pm in the Richmond Village Hall, 5600 Hunter Drive.

**ROLL CALL:** Trustees Bardy, Hollenbach, Hunter, Kielpinski, Koenig and Walleck were present.

**MINUTES:** Hunter moved to approve the minutes of the November 1<sup>st</sup> regular meeting and the November 13<sup>th</sup> special meeting. Seconded by Bardy and passed by voice vote with Walleck abstaining.

**ANNOUNCEMENTS/REQUESTS:**

- a. Presentation tabled to later in the meeting

**UNFINISHED BUSINESS:**

a.-c. Sunset Ridge Phase IV. Ordinances 2007-14, 2007-15 and 2007-26 were passed at the last meeting with changes to be made in 2007-14, the annexation agreement. McArdle explained that, because of the order in which the ordinances are passed, e.g. approval of annexation agreement comes before annexation and zoning, his recommendation is to repeal the previous ordinances and pass new ordinances, which include the changes in the annexation agreement but in all other respects are identical to the above referenced Ordinances. Changes in the annexation agreement include correction of the legal description, correction of the name of the owner, increases in the impact fees, change of date for CPI increase, and deletion of reference to SSA. After further discussion, Koenig moved to approve the following:

Ordinance 2007-18, repealing 2007-14 and authorizing execution of annexation agreement

Ordinance 2007-18, repealing 2007-15 and annexing Sunset Ridge Phase IV

Ordinance 2007-20, repealing 2007-16 and zoning Sunset Ridge IV

Seconded by Hunter and passed with Bardy, Hollenbach, Hunter, Kielpinski, Koenig and Walleck voting yes. It was acknowledged that Ordinance 2007-20 also approves the final plat of subdivision, dated October 12, 2007.

**ANNOUNCEMENTS/REQUESTS:**

Chief Rick Gallas, Richmond Township Fire Protection District, presented the District's Life Safety Award to Public Works Superintendent Wes Lemons. On August 7 at 3 pm, while on the job Lemons happened upon a vehicle in flame. He helped the mother and daughter get out of the car and then helped another person put out the fire with an extinguisher, after calling the Fire Department. According to Gallas, the award is given infrequently.

**UNFINISHED BUSINESS:**

d. President Olson reviewed the changes made to the Organizational chart, based on previous discussion. There was additional discussion on the Police Commission's position and it was agreed that the appointment details (by the President with advice and consent) will be added to the descriptions on page 2. Olson stated that the chart will be approved by Resolution at a future meeting.

**PUBLIC COMMENTS:** None

**NEW BUSINESS:**

a. Pre-annexation agreement for the Vogel/Garrets property located on the north side of Barnard Mill Road, has been published for Public Hearing, according to attorney Donald Stinespring. The proposed agreement has been reviewed by the Village Attorney and his recommended changes have been incorporated in the agreement which will be considered at the December 6<sup>th</sup> meeting. The County zoning hearing on the property will be December 5<sup>th</sup> and Stinespring requested the Board's support for the requested 2 acre zoning. The pre annexation agreement will provide impact fees higher than those required by the County for the schools as well as fees for the fire district and library.

b. Resolution 2007-14, Supporting the zoning petition of Vogel & Garrelts was presented. Kielpinski moved to approve Resolution 2007-14. Seconded by Hunter and passed by unanimous voice vote.

c. Savage presented Resolution 2007-15, authorizing a representative to sign grant documents. He explained that Illinois DECO has required this be submitted for the Wastewater Plant grant. In the future these authorizations will no doubt be part of the grant package. Koenig moved to approve Resolution 2007-15 which names Tim Savage as the authorized representative with typo ("not" to be changed to "now" in third paragraph) corrected. Seconded by Bardy and passed by unanimous voice vote.

d. The annual audit, has been reviewed by the Finance Committee and was distributed at the last meeting, Hunter moved to accept the annual audit for FY 1007 and place it on file. Seconded by Bardy and passed by unanimous voice vote.

e. The proposed new standing committees' organization and responsibilities were reviewed and will be presented in ordinance form at a later meeting. The Committees will be Finance, Community Development and General Services. President Olson suggested that at the first committee meeting the members can put together a list of issues/projects and bring it back to the Board for prioritization. Appointments will be made by the President with advice and consent. Terms were discussed-two years vs one year and it was agreed to make them two years to coincide with municipal elections. Compensation of \$25.00 per standing committee meeting attended has been set by ordinance and cannot be increased until after the next election. It was pointed out that EDC should be added to the Org Chart and the Memorial Hall Committee was discussed as being a sub-committee under EDC.

f. Noise complaint. Savage presented information regarding the Conditional Use permit that was issued for the Martini Bar at 5607 Broadway and the complaints of loud, amplified music, which is specifically forbidden by the ordinance. According to Savage the ordinance was drawn up from the list of operating conditions submitted to the ZBA by the owners. By all accounts including the owners admission, the music is amplified. In an effort to maintain the credibility of the conditional use process there is a need address blatant violations of this sort. In the future when the Village puts conditions in place on special uses the public needs to have confidence that they will be upheld. At the same time Savage pointed out that a business operating without the need for a conditional use permit is not restricted to non-amplified music. The Board can either enforce what is in place or requiring a reapplication and consider a revision of the language of the conditional use. The Board will be provided with copies of all ordinances, meeting minutes and complaints. There is an existing

noise ordinance under nuisances, Chapter 12, does not specify time limits and is not very effective as a fall back. The existing ordinance does not differentiate between zoning districts. Discussion ensued. It was generally felt that the business owner should come back for an amended conditional use permit. President Olson will look into the possibility of having a Zoning Hearing Officer to recommend on the re-application. Notices and publications are required regardless of whether it is a hearing before the full ZBA or the Hearing Officer. More information will be forwarded to the Board and the discussion will be continued at the next meeting.

**PRESIDENT'S COMMENTS:** Olson asked the Board to let her know if anyone wants to attend the McCOG Christmas Dinner. Information is in their boxes.

**ADMINISTRATOR'S COMMENTS:** None

**TRUSTEE COMMENTS:** Kielpinski commented on the poor job Veolia has done on vacuuming leaves. It was agreed that there has been some disorganization this year and hopefully next year things will run more smoothly. According to Savage, the final clean up is being done this week and there is one scheduled for spring. Next discussion ensued on the problems the Kiwanis had with the sign they wanted to put up for a Christmas of Yesteryear promotion. It was suggested that if the Kiwanis want to do Christmas of Yesteryear next year they should be asked to submit a letter of interest to the Board with their plans for the event. Regarding signs, the Board can waive fees and other requirements provided there is enough advance notification and it is on the agenda. McArdle suggested that perhaps the sign ordinance should be changed. Regarding the turn lane at the area of Rt 12 and May Avenue, Ed Coggin assured the Board that IDOT has verified that there is enough width for the turn lane and it will be stripped, either by the gas station developer or IDOT, before the business opens.

**CLOSED SESSION:** Kielpinski moved to go into closed session to discuss Litigation (5 ILCS 120/2(c)(11)) , Personnel(5 ILCS 120/2(c)(1)), and approval of closed minutes. Seconded by Bardy and passed with Bardy, Hollenbach, Hunter, Kielpinski, Koenig and Walleck voting yes. 8:08 p.m.

Board came out of closed session at 9:00 pm

There was no further business. Hunter moved to adjourn. Seconded by Koenig and passed by unanimous voice vote. 9:00 p.m.

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Kathleen Hellmann, Village Clerk