



# Village of Lake in the Hills

600 Harvest Gate, Lake in the Hills, Illinois 60156

## Board of Trustees Meeting

March 13, 2008

### Call To Order

The meeting was called to order at 7:33 p.m.

Roll call was answered by Trustees Ray Bogdanowski, Stephen Harlfinger, Paula Yensen, Joseph Murawski, Paul Mulcahy, Bob Huckins and President Edwin Plaza.

Also present were Village Administrator Gerald Sagona, Assistant Village Administrator Shannon Andrews, Director of Public Safety James Wales, Public Works Director Fred Mullard, Community Development Director Dan Olson, Parks and Recreation Director Trudy Wakeman, Finance Director Pete Stefan, Village Attorney Richard Flood and Village Clerk Denise Wasserman Haugk.

The Pledge of Allegiance was led by President Plaza.

### Public Comment on Agenda Items:

Krista McDunn – 451 Harvest Gate – wondered about how the meeting is run. Specifically she wondered about the Omnibus Agenda. President Plaza explained the process. Ms. McDunn respectfully asked that item H be pulled from the Omnibus Agenda for future agenda.

### Consent Agenda

A. Motion to accept and place on file the minutes of the February 26, 2008 Committee of the Whole meeting.

B. Motion to accept and place on file the minutes of the February 28, 2008 Village Board meeting.

Motion to approve Consent Agenda items A-B was made by Trustee Yensen and seconded by Trustee Harlfinger. On roll call vote, Trustees Harlfinger, Huckins, Murawski, Mulcahy, Yensen and Bogdanowski voted Aye. No Nays. Motion carried.

### Omnibus Agenda

A. Motion to authorize the issuance of a raffle license to the Lake in the Hills/Algonquin Falcons Youth Football Organization to conduct a raffle on November 21, 2008 and to waive the \$10.00 license fee and bond requirement.

B. Motion to authorize the issuance of a raffle license to the Woodstock Christian Life Services to conduct a raffle on April 5, 2008 and to waive the \$10.00 license fee and bond requirement.

C. Motion to pass Ordinance 2008-\_\_\_, “An Ordinance Amending Section 33.08B, Number of Licenses Issued, of the Lake in the Hills Municipal Code”.

G. Motion to approve the playground design prepared by Hitchcock Design dated February 28, 2008 for the Cheswick Place Park.

I. Motion to award a contract to Berger Excavating in the amount of \$1,075,057.90 for the 2008 Water Main Replacement Project.

Motion to approve the Omnibus Agenda items A – C, G & I was made by Trustee Yensen and seconded by Trustee Murawski. On roll call vote, Trustees Huckins, Bogdanowski, Harlfinger, Murawski, Mulcahy and Yensen voted Aye. No Nays. Motion carried.

**Approval of the Schedule of Bills:**

Motion to approve the March 14, 2008 Schedule of Bills, funds totaling \$428,828.79 was made by Trustee Bogdanowski and seconded by Trustee Murawski. On roll call vote, Trustees Yensen, Bogdanowski, Mulcahy, Murawski, Huckins and Harlfinger voted Aye. No Nays. Motion carried.

**Approval of Manual Bills:**

**Department Head Reports:**

Annual Easter Egg Hunt – Saturday at 8:00 am sharp (3/15/08)

Richard Flood – There will be a Quick Take Hearing on March 25<sup>th</sup> regarding the condemnation hearing for the airport.

**Board of Trustee Reports:**

**Village President Reports:**

The next Planning and Zoning meeting will discuss operation of hours for the business at Lakewood and Ackman Road. Since the Village of Lakewood has no restrictions for the hours of business, our Village will revisit our restrictions.

**Committee Reports:**

**Communications and Petitions :**

**Unfinished Business:**

D. Motion to pass Ordinance 2008-\_\_\_, “An Ordinance Granting a Zoning District Map Amendment from the M-1 Limited Manufacturing District to the B-4 Commercial Business District for Lot 1 and Part of Lot 2 of the Wonder Industrial Complex Subdivision”.

E. Motion to pass Ordinance 2008-\_\_\_\_, “An Ordinance Granting a Conditional Use Permit for a Planned Development for Lots 1, 2 and 3 of Wonder Industrial Complex Subdivision (Rakow Plaza)”.

F. Motion to approve the Final Plat for the First Amendment to Wonder Industrial Complex Subdivision prepared by Vanderstappen Surveying & Engineering Incorporated dated January 24, 2008 and authorize the appropriate Village Officials to execute the plat subject to the payment of all fees and costs as outlined in the Lake in the Hills Municipal Code.

Motion for Items D-F was made by Trustee Harlfinger and seconded by Trustee Bogdanowski. Trustee Harlfinger noted that developers are willing to work with our Village and staff in order to do business here. He commends the business/property owner. On roll call vote Trustees Murawski, Bogdanowski, Mulcahy, Huckins, Yensen, and Harlfinger voted Aye. No Nays. Motion approved.

H. Motion to direct staff to take all steps necessary to proceed with the CMAQ Grant Request and the installation of the Harvest Gate bike path segment as depicted on the Village’s approved Bike Path Map. was made by Trustee Mulcahy and seconded by Trustee Yensen. Trustee Mulcahy mentioned that after much discussion he feels that while a bike path should be put on the property, that maybe the plans could be changed to move further away from the residents. He also mentioned that there may have been some confusion as to the process taken thus far. Trustee Yensen agrees. She believes it is important to listen to the neighbors in any process that will directly affect them. She feels the process got sidetracked and she apologizes for that. She is however, in favor of the bike path. She hopes that the Village and the residents can come to some compromise. She appreciates the residents that came forward to express their concerns and their efforts to come up with alternatives. She supports the efforts of the staff and the Parks and Rec. Board. She is adamant that the Board is not corrupt; in fact they got a bit sidetrack on this process and she is in support of making it right. Trustee Bogdanowski mentioned that the nature of his personality is to try to make everyone happy; not sure if he’s done that yet. He mentioned that as a Village Board, there has been instances in the past where we have tried to be good neighbors (ie., Lakewood/Ackman development). He would like to continue to be a good neighbor. There have been many good points brought up as well as the not-in-my-back-yard points. He feels that from a safety stand point, he is in favor of getting the bike path off the street. He would like to see some form of compromise. Trustee Harlfinger wondered what the compromise Trustee Bogdanowski is talking about. Trustee Bogdanowski does not have an answer. Though he does not feel there was a procedural issue, he feels that we need to give the Parks and Rec. Board an option to present alternative paths. Trustee Mulcahy gave a brief summary of the process taken and backed the process taken thus far. Trustee Mulcahy’s compromise: He likes the Northwest beginning of the path. He feels if the path continues on the other side of the creek so the path is 30 – 40 feet behind the lot lines and then bring it back over the creek on to Harvest Gate. He mentioned that there would be an opportunity to present an amended application to the grant committee with an alternate route that includes a path mostly on the other side of the creek away from the back of the homes. Trustee Huckins agrees. Trustee Yensen would like to recognize Kelly Bailey – 461 Harvest Gate – in regards to her autistic son. She wondered about a possible small side fence along her property. Ms. Bailey is happy that the Board is considering a compromise. She wondered why if Heaven’s Gate residents don’t want the path and the Harvest Gate residents don’t want the path why is the bike path going in. Ms. Bailey does appreciate the concern of the Village regarding her son. Trustee Mulcahy mentioned that other residents in the neighborhood that don’t back up to the path are in favor of the path. He feels if the path is moved away from the homes that everyone could content. Trustee Harlfinger also gave a brief summary of the grant process and he does not feel the Board did anything wrong. He feels certain that the Army Corp of

Engineers would not even allow the bike path to be so close to creek as is the current plan. Trustee Bogdanowski believes Trustee Mulcahy will be clarifying the vote regarding an alternate plan. Trustee Mulcahy is going to propose an amendment to the current agenda.

Amended motion:

Motion to direct staff to take all steps necessary to proceed with the CMAQ Grant Request and the installation of the Harvest Gate bike path segment with the alternative path that includes bridge crossings was made by Trustee Mulcahy and seconded by Trustee Yensen. On roll call vote Trustees Mulcahy, Bogdanowski, Harlfinger, Yensen, Huckins, and Murawski voted Aye. No Nays. Motion carried.

### **New Business:**

#### **Audience Participation:**

Sandy Oslance – Algonquin/Lake in the Hills Chamber of Commerce – She came to speak regarding the 2008 graduates of the Community Leadership School. There are currently 21 alumni of the program and she wanted to present the Village with a plaque.

Kevin McDunn – 451 Harvest Gate – wanted to share a few comments regarding the amendment – He appreciates the willingness and openness of the board regarding the willingness to compromise. He appreciates the encouragement that this was just a plan and not actually the final plan. He and his wife respect this board and the government. They've been in this Village for 14 years and know the state of village government back then. President Plaza mentioned that the Park and Rec. Board were given no latitude with this decision. They are an advisory board and they were just doing what they knew to do.

Bradley Appier - 459 Harvest Gate - Encouraged by the results of tonight's decision. He was not in favor of the government 48 hours ago but his faith is restored. He realizes that there will still be a bike path, though he is not in favor of it, though he realizes this board does listen to the residents and he thanked everyone.

### **Executive Session:**

#### **Motion Following Executive Session:**

#### **Audience Participation:**

**Adjournment:** There being no further business to discuss, the meeting of the Lake in the Hills Board of Trustees was adjourned at 8:13 p.m.

Submitted by,  
Denise Wasserman Haugk  
Village Clerk