Council Chambers, Spring Grove, Illinois, August 2, 2016; a Regular Meeting of the Village Board was held this date at 6:03 p.m., at the Municipal Centre, 7401 Meyer Road, President Eisenberg presiding.

Roll Call. Roll call showed the following Board members present: President Mark Eisenberg; Trustees Jim Anhalt, Jeff Letzter, Pat Mazzanti, Bob McMahon and Lloyd Simonson - 6. Attending electronically: Trustee Randy Vinyard – 1. Absent: None. Also present for the Village were: Sandi Rusher, Village Clerk; Scott Puma, Village Attorney; Tom Sanders, Chief of Police/Executive Assistant; Sgt. Jason Hintz, Police Department; Matt Wittum, Public Works Supervisor; Trent Turner, Building and Zoning Officer and Mike Gajewski, Planning and Zoning Chairperson.

President’s Report. A lengthy discussion ensued regarding the village’s preferred zoning for the property at 2807 Route 12. The property is currently zoned I, Industrial. An application for a special use permit to allow pet agility training, dog training and hosting trials and variances to reduce the number of parking spaces and to allow parking on a gravel surface has been filed by WI-IL Agility Group (WAG), the proposed tenant. The Comprehensive Land Use Plan recommends the property be commercial, B-2, which is the preferences of the Village Board, PZC Chairperson Gajewski and Inspector Turner so that the property is compliant with the Comprehensive Plan. To authorize the proposed uses as a special use permit in the B-2 zoning district would require several text amendments. The property owner has expressed some concerns with the rezoning of the property to B-2 as he currently uses about 8,000 sq. ft. of the 33,000 sq. ft. building for storage and there is also a concern of not being able to find a successor commercial user. President Eisenberg, Trustee Mazzanti and Executive Assistant Sanders will meet with the property owner to discuss his concerns.

The Board also questioned the need for the zoning hearing on August 17 given that it would like the property rezoned and rezoning is not part of the petition. The petitioner’s attorney would still like to hold the hearing to learn how the Planning and Zoning Commission feels about WAG’s proposed use and the parking variance.

The Board concluded its discussion stating that it would prefer all property along Route 12 to be commercial and rezoned to B-2, in accordance with the Comprehensive Plan, when the opportunity arises but they are also willing to speak to any prospective owner or occupant should B-2 zoning be deemed not be conducive.

Clerk’s Report. The village will be hosting a wine and craft beer tasting to benefit renovations at Hatchery Park on October 1 from 2 pm-5 pm.


Public Works Report. The salt contract from last year expires on August 31, 2016. There are 320 tons remaining on the contract, that have been paid for, but starting September 1 the village will have to pay $5 per ton, per month for storage fees. Staff will try to get more in the salt storage barn by the end of August to minimize storage fees. Supervisor Wittum was directed to look into alternative storage options and their costs.

Police Department Report. In response to an inquiry, Attorney Puma stated the Motorola Tower Agreement has not been executed as he is working with their attorney on indemnification and insurance matters.

Committee Reports. None.

Public Discussion. President Eisenberg then opened the meeting up for discussion by the public.

Russ Chambers, 8004 Blivin Street, sought the Board assistance with controlling the live music volume at The Grove, 2008 Main Street, that was especially loud on July 30, so that it doesn’t happen again. His granddaughter has sensitive hearing and could not sleep and he could not enjoy sitting on his patio. He and his daughter approached the owner, who did turn down the volume, but it was still disruptive. He acknowledged that this was the first time this year that he has experienced an issue with the establishment’s live music. Trustee Mazzanti stated he was in attendance on Saturday and acknowledged that when the music was turned down it was noticeable. He with walked Mr. Chambers back to his house and opined that it was not too loud for 7:00 pm on a Saturday night. After some discussion, President Eisenberg agreed to speak to the owner regarding this matter.

Ted Trzaskowski inquired of the proposed business at 2807 Route 12 would have dog agility classes. He was informed they would.

Consent Agenda. Attorney Puma stated the addendum to the contract was to install a commemorative plaque on the property at 8009 Main Street acknowledging the Robert & Elaine Oxtoby as long time residents of the village. Trustee Simonson moved, seconded by Trustee Letzter to accept the consent agenda. Roll call vote: Ayes: Anhalt, Letzter, Mazzanti, McMahon, Simonson and Vinyard — 6. Nays: None. Motion carried.

A. July 19, 2016 Village Board Regular Meeting Minutes
B. July 26, 2016 Parks Committee Meeting Minutes
C. July 26, 2016 Finance Committee Meeting Minutes
D. July 2016 Bills Payable
E. Ordinance authorizing the sale of surplus personal property
F. Ordinance accepting the proposal for portable restrooms in village parks from Service Sanitation, Inc. (2017-2018)
G. Approval of Addendum to Contract to Purchase Property at 8009 Blivin Street

Trustee Simonson moved, seconded by Trustee Letzter to approve the consent agenda. Roll call vote: Ayes: Anhalt, Letzter, Mazzanti, McMahon, Simonson and Vinyard – 6. Nays: None. Motion carried.

Unfinished Business. None.

New Business.
Consideration to extend the Agreement regarding Sanctuary Estates Public Improvements. John Beller, developer of the Sanctuary Estates subdivision, requested an extension as the work was not completed by August 1, 2016, as per the terms of the Agreement because the lot he thought was going to be sold, which would have paid for the improvements, fell through when they found out the taxes on the vacant lot would be. He still hopes to complete the improvements this year but needs to sell a lot. Trustee McMahon suggested Mr. Beller donate one lot, to be of value, to the village in exchange for completing the improvements, which Engineer Bicking has estimated to be $37,425.

It was noted Trustee Vinyard’s phone disconnected from the meeting at 7:01 p.m.

This matter was tabled until September 6, so Mr. Beller and the Board can consider the donation suggestion and for Executive Assistant Sanders an

Consideration to rescind previous action limiting credit card acceptance and waiving processing fees and to reinstate Ordinance 2004-44 in its entirety to accept credit card payments for all amounts and to charge processing fees. The Village and Police Department do not want absorb the credit card processing fees any longer so the processing fee, 2.35% or $1.00 minimum, would automatically be passed on to the consumer when the charge is made. Trustee Anhalt moved, seconded by Trustee Simonson to rescind previous action limiting credit card acceptance and waiving processing fees and to reinstate Ordinance 2004-44 in its entirety to accept credit card payments for all amounts and to charge processing fees. Roll call vote: Ayes: Anhalt, Letzter, Mazzanti, McMahon and Simonson – 5. Nays: None. Absent: Vinyard – 1. Motion carried.

Consideration to approve the Global Payments Direct, Inc. Merchant Services Agreement Terms and Conditions. The agreement is required because the village has agreed to pass along the processing fee to the consumer. Trustee Anhalt moved, seconded by Trustee Simonson to approve the agreement as presented. Roll call vote: Ayes: Anhalt, Letzter, Mazzanti, McMahon and Simonson – 5. Nays: None. Absent: Vinyard – 1. Motion carried.

Consideration of a Resolution in Support of the Village of Johnsburg’s efforts to clean up the Fox River. The resolution supports Johnsburg’s efforts to construct the necessary collection system to improve the environmental condition of the Fox River and to obtain funding assistance to help fund the construction of the collection system. Trustee Anhalt moved, seconded by Trustee Letzter to approve the Resolution as presented. Roll call vote: Ayes: Anhalt, Letzter, Mazzanti, McMahon and Simonson – 5. Nays: None. Absent: Vinyard – 1. Motion carried.

Other Business. The village is on track to receiving funding for the paving of the recently constructed bike path along Winn Road.

There being no further business, Trustee Anhalt moved, seconded by Trustee Letzter to adjourn the meeting at 7:11 p.m. All ayes, motion carried.

Respectfully Submitted,

Sandi Rusher, Village Clerk