

**VILLAGE OF HUNTLEY
VILLAGE BOARD MEETING
July 19, 2012
MINUTES**

CALL TO ORDER:

A meeting of the Village Board of the Village of Huntley was called to order on Thursday, July 19, 2012 at 7:03 p.m. in the Municipal Complex, Village Board Room, 10987 Main St., Huntley, Illinois 60142.

ATTENDANCE:

PRESENT: Mayor Charles Sass; Trustees: Pam Fender, Nick Hanson, Niko Kanakaris, Harry Leopold and John Piwko.

ABSENT: Trustee Ron Hahn

IN ATTENDANCE: Village Manager David Johnson, Senior Assistant to the Village Manager Lisa Armour, Management Assistant Barbara Read and Village Attorney Mike Coppedge.

PLEDGE OF ALLEGIANCE: Mayor Sass led the Pledge of Allegiance.

PUBLIC COMMENTS: None

ITEMS FOR DISCUSSION AND CONSIDERATION:

- a) Approval of the June 28, 2012 Village Board Meeting Minutes

Mayor Sass asked if the Village Board had questions or changes to the Minutes; there were none.

A MOTION was made to approve the June 28, 2012 Village Board Meeting Minutes.

MOTION: Trustee Leopold
SECOND: Trustee Fender
AYES: Trustees Fender, Kanakaris, Leopold and Piwko
NAYS: None
ABSENT: Trustee Hahn
ABSTAIN: Trustee Hanson
The motion carried: 4-0-1-1

- b) Approval of the July 19, 2012 Bill List in the amount of \$1,274,054.99

Mayor Sass reported that \$920,292.65 (or 72%) of the total bill list is payment for SSA Property Taxes and Impact Fees.

Mayor Sass asked if the Village Board had any comments or questions regarding the Bill List.

Trustee Leopold asked what the charges were from the individuals on the Petty Cash Account; Village Manager Johnson reported that those were for court records.

There were no other comments or questions.

A MOTION was made to approve the July 19, 2012 Bill List in the amount of \$1,274,054.99.

MOTION: Trustee Leopold
SECOND: Trustee Kanakaris
AYES: Trustees Fender, Hahn, Kanakaris, Leopold and Piwko
NAYS: None
ABSENT: Trustee Hahn
The motion carried: 5-0-1

- c) Approval of Ordinance (O)2012-7.33 – An Ordinance Approving a Simplified Residential Zoning Variation for a building addition encroaching into the Rear Yard Setback – 12345 Hadley Drive

Village Manager David Johnson reported that the petitioners are requesting 10.46' feet relief from the forty (40') foot minimum rear yard setback to accommodate construction of a three-season room addition on the south side of their "RE-1 (PUD)" Residential Estate – Planned Unit Development-zoned residence at 12345 Hadley Drive.

The petitioners' request for relief from the required 40-foot rear yard setback would allow a 12-foot x 16-foot three-season room addition at the rear of the residence. The subject property is located mid-block and is surrounded by lots of a similar shape and size. All surrounding lots also have the same setback requirements as the subject property. The petitioners have cited their desire for a bug-free refuge for family activities as the reason for wanting the addition.

The Development Services Department is in receipt of the approved Talamore Community Association - Architectural Improvement Application dated 06/05/2012 for the proposed project.

Zoning Board of Appeals Recommendation

The Zoning Board of Appeals reviewed the petition at a public hearing on June 27, 2012. The Zoning Board unanimously recommended approval by a vote of 4-0, subject to the following condition:

1. No building permits or Certificates of Occupancy are approved as part of the Simplified Residential Zoning Variation.

Village Manager Johnson reported that the petitioner, Mr. Joseph Foley and his contractor, Mr. Jeff Moritz were in attendance to answer questions.

Mayor Sass asked if the Village Board had any comments or questions.

Trustee Piwko asked if there was a concrete structure to remove; Mr. Moritz reported that a small concrete patio will be removed prior to the installation of the three-season room.

Trustee Leopold asked if the petitioner received permission to the adjoining homeowners; Mr. Foley stated that the adjacent lots are currently vacant.

There were no other comments or questions.

A MOTION was made to approve Ordinance (O)2012-7.33 – An Ordinance Approving a Simplified Residential Zoning Variation for a building addition encroaching into the Rear Yard Setback - Joseph and Julie Foley, 12345 Hadley Drive.

MOTION: Trustee Kanakaris

SECOND: Trustee Hanson
AYES: Trustees Fender, Hahn, Kanakaris, Leopold and Piwko
NAYS: None
ABSENT: Trustee Hahn
The motion carried: 5-0-1

- d) Approval of Resolution (R)2012-07.27 – Authorizing and Approving the Execution of an Intergovernmental Agreement with the Illinois Office of the Comptroller Regarding Access to the Comptroller’s Local Debt Recovery Program

Village Manager David Johnson reported that Illinois Public Act 097-00632 approved in December 2011, establishes the Local Debt Recovery Program by amending the State Comptroller Act. The program allows the State Comptroller to collect debts such as parking tickets, fines, and fees on behalf of local governments. Prior to the Comptroller issuing a state tax refund, commercial payment, lottery winning, retirement or payroll check, the amount owed to the local government plus an administrative fee will be deducted and deposited in the Comptroller’s Local Debt Recovery Trust Fund. The Comptroller’s Office provides a written notice to the debtor providing a 60-day period to protest the deduction. If no protest is made at the end of this period, the amount owed is transferred to the local government. Payments will be consolidated and made to the local government on a weekly basis. One hundred percent (100%) of debt owed can be deducted from tax refunds, lottery winnings and commercial payment checks. However, no more than 25% of the employee’s disposable income (i.e. net income) can be deducted if an individual receives a state payroll check. The Illinois Office of the Comptroller will compute the amount available for debt recovery.

Staff Analysis

Unlike other State collected funds that have not been remitted to local governments in a timely manner, debt deducted from a state payment is transferred into the Local Debt Recovery Trust Fund where it will be held for 60 days to accommodate the 60-day protest process. If no protest is made, the amount is transferred out of the fund at the end of the 60-day period. Staff will be required to submit debtor records to the Office of the Comptroller and to maintain debtor records after debt has been recovered.

Financial Analysis

There is no cost to the local government to participate in the program. The State charges a \$15.00 administrative fee to the debtor to offset the program’s administrative costs.

Legal Analysis

To participate in the program, the local government must enter into an intergovernmental agreement with the Comptroller’s Office. The Village Attorney has reviewed the agreement provided by the Comptroller’s Office and all is in order for execution.

Village Manager Johnson reported that the Village does not have a problem with residents not paying their water bill or other fees but this measure will give the Village another mechanism to collect in the future should the need arise.

Mayor Sass asked if the Village Board had any comments or questions.

Trustee Piwko asked if there was a hierarchy of who would get reimbursed first. Village Attorney Mike Coppedge reported that reimbursement would be handled in the order of the formal request completion.

There were no other comments or questions.

A MOTION was made to approve Resolution (R)2012-07.27 – Authorizing and Approving the Execution of an Intergovernmental Agreement with the Illinois Office of the Comptroller Regarding Access to the Comptroller’s Local Debt Recovery Program.

MOTION: Trustee Kanakaris

SECOND: Trustee Hanson

AYES: Trustees Fender, Hahn, Kanakaris, Leopold and Piwko

NAYS: None

ABSENT: Trustee Hahn

The motion carried: 5-0-1

VILLAGE ATTORNEY’S REPORT: None

VILLAGE MANAGER’S REPORT:

Village Manager Johnson reported that the Manager’s Report was distributed at the dais as there will be no packet.

Trustee Leopold reported that there was a dead tree at the corner of Route 47 at Main Street.

Trustee Fender asked why Mrs. Donahue had a sign to fix her fence. Village Manager Johnson reported that Staff has communicated to Mrs. Donahue the process to follow with the Illinois Department of Transportation (IDOT) as her concerns stem from the Route 47 Widening Project. Village Manager Johnson reported that as of this date, no claim has been filed by Mrs. Donahue regarding the fence issue. Mayor Sass noted that IDOT took pictures of all the affected properties prior to the start of the widening project.

VILLAGE PRESIDENT’S REPORT:

Mayor Sass reported that 11 dead Ash trees will be removed from the cemetery in the next week due to the emerald ash borer infestation. They are being removed now instead of in the fall because the cemetery driveways are scheduled to be re-paved soon, and the Village doesn’t want the heavy equipment needed to remove the trees driving on the newly asphalted driveways. The trees will be replaced in the spring as scheduled.

Mayor Sass reported that the July 26th Village Board meeting is cancelled. The next meeting will be the August 2nd COW meeting.

UNFINISHED BUSINESS: None

NEW BUSINESS:

EXECUTIVE SESSION:

A MOTION was made to enter into Executive Session at 7:17 p.m. for b) Contractual.

MOTION: Trustee Piwko

SECOND: Trustee Kanakaris

The Voice Vote noted all ayes and the motion carried.

A MOTION was made at 7:22 p.m. to exit Executive Session.

MOTION: Trustee Piwko
SECOND: Trustee Kanakaris
The Voice Vote noted all ayes and the motion carried.

ACTION ON CLOSED SESSION ITEM: None

ADJOURNMENT:

There being no further items to discuss, a MOTION was made to adjourn the meeting at 7:23 p.m.

MOTION: Trustee Piwko
SECOND: Trustee Kanakaris
The Voice Vote noted all ayes and the motion carried.

Respectfully submitted,

Barbara Read
Recording Secretary