

**Village of Wadsworth
Minutes of the Regular Board Meeting
Held at the Village Hall
September 4, 2007**

- Call to Order:** President Ryback called the meeting of the Village Board of Trustees to order at 7:35pm.
- Pledge of Allegiance:** President Ryback led the Pledge of Allegiance.
- Roll Call:** Village President Glenn Ryback, Village Trustees Mike DeMarco, Ken Harvey, Candye Nannini, John Nordigian, Lynn Schlosser, Debbie Spurgeon. Also present were Village Clerk Evelyn Hoselton, Village Administrator Moses Amidei, Village Attorney William Stanczak.
- Approval of Agenda:** A motion was made by Nordigian and seconded by DeMarco to strike the minutes of 8/7/07 and 8/21/07 from the agenda and to move item #13 before #17. Nannini questioned the addition of the second Public Comment and asked to strike. Trustee Nordigian amended his motion to approve the agenda of 9/4/07 as corrected, seconded by DeMarco.
- Voice vote: Ayes all, Nays none. Motion carried.
- Approval of the Minutes of the meeting held 8/7/07:** Motion by Trustee Nordigian, seconded by Trustee Nannini to re-approve minutes of 6/5/07.
- Voice vote: Ayes all, Nays none. Spurgeon abstained. Motion carried.
- Motion made by Trustee DeMarco and seconded by Trustee Nordigian to approve the minutes of 7/3/07 Village Board meeting as presented.
- Voice vote: Ayes all, Nays none. Motion carried.
- Motion by Trustee Nordigian and seconded by Trustee DeMarco to approve minutes of 7/17/07 Village Board meeting.
- Voice vote: Ayes all, Nays none. Motion carried
- When asked by Nannini why minutes from last meeting were not presented, Clerk stated tape was in use and she was told minutes would not be on agenda. Trustee Nannini stated in future she would ask for an adjournment if minutes are not provided. Trustee Spurgeon questioned why they were not on agenda. President Ryback stated because they are so far behind past minutes should be corrected first. Clerk stated minutes might be ready for approval by the next Board meeting
- Correspondence 8/22/07 – 9/04/07:** All correspondence received at the Village Hall from August 22, 2007 through September 4, 2007 was reviewed and placed on file.
- Public Comment:** Joyce Shelley, 13921 Chicago Avenue, thanked President for potential appointment to Business and Economic Development Committee, but would have declined the appointment. She will always have interest in Wadsworth but wants no part of a majority of a negative and unprofessional Board that doesn't understand Robert's Rules. Regarding the new Stop Sign on Cashmore Road, noted that developer Dan Reidel was supposed to remove dirt at corner, not add decorative rocks and shrubs. The curb is wrong, as it drains onto Cashmore Road and freezes in wintertime. Ditch is full of brush and dead branches down to Wadsworth Road which should be removed. This is another blind corner. Lastly, the Village never permits modular buildings and the Fire Department should explore other space within the existing building.

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Trustee Schlosser stated the cost to the Village would be too great to correct the problems along Cashmore Road. Ditch cleaning will be looked into. Shelley believes cost of cleaning right-of-ways more important than lalapaloozas (concerts) in the Village Park.

Fire Chief Mark Kirschoffer noted two adult businesses have been closed at Route 41 and Route 173. It may be time for Village to take them in. Discussion of what businesses are still open and questions of current County litigation with those owners. President Ryback stated Village will follow through on this issue.

Committee Reports:

Ordinance: Trustee Nordigian – no report.

Road and Bridge: Trustee Schlosser – Final lift of bituminous surface and landscape completion for Adams Road is still in progress.

Finance: Trustee Nannini – no report.

Planning,Zoning,Plats: Trustee DeMarco – no report.

Public Service: Trustee Harvey – no report

Parks & Village Hall: Trustee Spurgeon-no report

**Ordinances and Resolutions:
Ogden-Lehman Property**

A motion was made by DeMarco and seconded by Harvey to adopt Ordinance for Annexation Agreement for the Ogden Lehman property. Bud Reed, engineer for the project, presented a sample of the temporary marketing sign which would be erected. It was deemed acceptable.

Roll call vote: All Ayes, Nays – none. Motion carried.

A motion was made by DeMarco and seconded by Harvey to adopt Ordinance Annexing and Zoning the Ogden-Lehman property.

Roll call vote: All Ayes, Nays – none. Motion carried.

Wadsworth Crossing:

Discussion regarding landscaping plan and letters of credit. Spurgeon pointed out the board was specifically told there were no landscaping costs, when in fact there are \$14,000 in landscaping costs on the engineer's report. Error noted by contractor. Owner Mr. Pichetti presented two Cashier's Checks, one for \$58,000 for operation and maintenance of sewage treatment system and second for \$262,000 for construction project. Two letters of credit will be substituted for Cashiers Checks when bank has them prepared. DeMarco requested that it be noted that no occupancy permit be issued until the construction trailer is removed. Trustee Spurgeon requested that village make sure escrow account is up to date.

Motion by Trustee Spurgeon, seconded by Trustee DeMarco to adopt Ordinance amending the Conditional Use Permit for the Wadsworth Crossing Property.

Roll call vote: All Ayes, Nays – none. Motion carried

Old Business:

Consideration of a motion to certify action on going out to bid for the Village Snowplowing Contract. Motion by Trustee Harvey, seconded by Trustee Schlosser to approve seeking bids for two year snowplowing contract.

Roll call vote: All Ayes, Nays – none. Motion carried

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Miss Wadsworth Scholarship: Consideration of a motion to certify action awarding a \$1,000 scholarship to Miss Wadsworth 2006-2007. Motion by Trustee Nannini, seconded by Trustee Spurgeon to award \$1,000 scholarship.

Roll call vote: All Ayes, Nays – none. Motion carried

Fire Dept Building: Discussion of use of modular building owned by Newport Fire District to be temporarily located behind fire Station for staff use. Firefighters currently sleep below grade in basement quarters which is against code. Trustee DeMarco suggested an 18 month limitation for placement of the modular building. It will be connected to existing septic system and will replace basement sleeping quarters. Trustee Spurgeon not in favor, but will allow for Fire Department. Trustee Nannini received copy of Fire Department budget. She is appalled that Newport Fire Department would ask the Village Board to compromise our community by promoting commercial development that we don't need to fund the Fire District. Chief Kirschoffer noted that Zion's co-terminus status would entirely remove the property from Newport Township. Nannini thinks majority of residents do not want excessive commercial development. Fire Chief suggests that we could use some commercial development, it would be good for community and avoid tax increase needed to maintain fire protection. Trustee Nannini suggested Fire District explore other financial solutions.

Motion by Trustee DeMarco, seconded by Trustee Nordigian to have Village Attorney draft ordinance for use of temporary modular building at Newport Fire Department for 18 months per letter of 8/31/07.

Roll call vote: All Ayes, Nays – none. Motion carried

Sign at 13921 Route 173: Jeff Williams submitted a sketch for signage to be placed at the front of his property. Material to be wood or high density sign board. It will be placed 20' behind front property line, facing east and west. Maximum height of 6', maximum size of 35 SF with no lighting. The sign use will terminate upon sale of the property. The current use is not permitted in Wadsworth Business Zoning. The business cannot expand as it is non-conforming. The agreement will be prepared and recorded by the Village Attorney.

Motion by Trustee DeMarco, seconded by Trustee Spurgeon to allow Mr Williams to install sign.

Roll call vote: All Ayes, Nays – none. Motion carried.

New Business

Curran Contr Payment: Motion by Trustee Schlosser, seconded by Trustee DeMarco to approve Partial Payment Estimate #1 for our 2007 Non-MFT Supplemental Contract Maintenance to Curran Contraction Company in the amount of \$145,394.84. Remaining amount due is \$88,731.

Roll call vote: All Ayes, Nays – none. Schlosser abstained, Motion carried

Annex surrounded area: Discussion of surrounded territory owned by ComEd in unincorporated Lake County. It is less than 60 acres. Administrator will publish intent to annex.

Motion by Trustee Nordigian and seconded by Trustee Nannini directing Village Attorney to prepare ordinance annexing ComEd property.

Voice vote: Ayes all, Nays none. Motion carried

Village President's Report: None

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New Business: None.

Village Attorney's Report: None.

Village Administrator Report: Amidei will notify railroad regarding crossing on Route 173 which was just repaired but is still rough. They will be notified. The Willows Subdivision is ordering 19 acorn style street lights which are the Wadsworth standard. AT&T did not make the Friday meeting, but will reschedule for placement of video service box placement. Amidei will meet with the Census people in Waukegan to update their maps with several of our newer subdivisions in advance of the 2010 Census.

Village Trustee Comments: DeMarco asked for summary of CenterPoint and Hartland Developers meeting from Village President. President will provide.

Nannini asked that Clerk be reminded that discussions in Executive Session are privileged, not to be discussed outside of the session. She cited an example where the Clerk did not follow this rule.

Spurgeon asked Clerk who told her the minutes would not be on the agenda. After the Clerk replied the Mayor, Ryback stated he did not have time to review them. Spurgeon questioned why the Mayor would need to review the minutes before presentation to board and noted the board authorized him to help the Clerk with corrections one time, but never to assist the Clerk with the writing of the minutes. In an effort to establish who is responsible for producing the minutes, Spurgeon began asked for trustee comments. Trustees said Clerk should write the minutes without interference but she is allowed to ask for clarification. Trustee Harvey suggested assistance or classes for Clerk for improvement.

Executive Session: A motion was made by Trustee Harvey and seconded by Trustee Nannini to go into executive session at 9:25 PM regarding pending litigation.

Roll call vote: all ayes, nays none. Motion carried.

Motion made by Trustee DeMarco and seconded by Trustee Spurgeon to leave executive session and return to regular meeting of the board at 9:50 pm.

Voice vote: all ayes, nays none. Motion carried.

Adjournment: There being no further business, the meeting adjourned at 9:52 pm on a motion by Trustee DeMarco, seconded by Trustee Spurgeon.

Voice vote: All Ayes. Nays – none. Motion carried.

Evelyn Hoselton, Village Clerk