

**Village of Wadsworth
Minutes of the Regular Village Board Meeting
Held at the Village Hall
April 18, 2006**

Call to Order: President Furlan called the meeting of the Village Board of Trustees to order at 7:30 P.M.

Pledge of Allegiance: President Furlan led the Pledge of Allegiance.

Roll Call: In attendance were Village President Ken Furlan, Village Trustees Mike DeMarco, Candye Nannini, John Nordigian, Glenn Ryback, Debbie Spurgeon and Lynn Schlosser, Village Clerk Christine Stickler and Attorney William Stanczak. All present.

Approval of Agenda: A motion was made by Ryback and seconded by Nannini to approve the agenda for the 4/18/06 meeting as presented.

Voice vote: Ayes all; Nays none. Motion carried.

Approval of the Minutes of the Meeting Held 4/4/06: The minutes of the regular Village Board meeting held 4/4/06, as presented by the clerk to all Board members, were approved on a motion by Ryback, seconded by Schlosser.

Voice vote: Ayes all; Nays none. Motion carried.

Correspondence: All correspondence received at the Village Hall from 4/4/06 through 4/18/06 was reviewed and placed on file.

Public Comment: Judy Nystrom, owner of Doug's on 41, requested the Board to reconsider the recent enforcement of the sign ordinance which requires her to remove her moveable sign at the front of her property to advertise her business on Route 41. Ms. Nystrom stated that she has had the portable sign for over 26 years, that the sign is in good condition, and that the sign is vital to her business for visibility and advertising. Nystrom questioned if the sign ordinance went into effect after the existence of her sign. She has removed the flashing lights and is willing to remove the legs and bolt it in place to make it permanent; however, attaching it to her permanent sign would be very costly. Nystrom also noted that there are several non-conforming signs throughout the Village. Furlan responded that the sign ordinance has been in existence since the inception of the Village and regardless of how long it has been there, it is not a legal sign. As a business owner, it is Ms. Nystrom's decision if the cost of maintaining the sign in a legal manner is worth it to the business. Nordigian stated that he inspected the sign and provided Nystrom with a solution to permanently affix the sign that would be acceptable to this Board. Nystrom said that she would investigate the costs of Nordigian's suggestion. The Board agreed to grant Nystrom a grace period until the middle of June to resolve the situation.

Treasurer's Report: A motion was made by Ryback and seconded by Nordigian to approve the Treasurer's Report as of 3/31/06, as presented by Treasurer Kwiecinski.

Roll call vote: Ayes – Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.

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Bills Paid as of 4/18/06: A motion was made by Ryback and seconded by Schlosser to approve the bills to be paid as of 4/18/06 in the amount of \$37,779.94 as presented in the report prepared by Treasurer Kwiecinski.

Roll call vote: Ayes – Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.

**Checks Issued
3/22/06 – 4/18/06:** A motion was made by Ryback and seconded by Spurgeon to approve the checks issued from 3/22/06 through 4/18/06 in the amount of \$45,169.39 as presented in the report of Treasurer Kwiecinski.

Roll call vote: Ayes – Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.

**Ordinances/Resolutions:
Release of Executive
Minutes R2006-183:** A motion was made by DeMarco and seconded by Ryback to approve Resolution 2006-183 Regarding Executive Session Minutes. The executive minutes were reviewed and it was determined that the need for confidentiality remains on all minutes except for those minutes previously made public by adoption of prior resolution.

Approved Roll call vote: Ayes – Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.

Old Business: None.

**New Business:
LC Municipal League:** The annual renewal of membership in the Lake County Municipal League was discussed. A motion was made by Ryback and seconded by Schlosser to approve continued membership in the Lake County Municipal League and to render payment of the 2005-2006 dues in the amount of \$786.98.

Voice vote: Ayes all; Nays none. Motion carried.

**Peddlers, Canvassers
and Transient Merchants:** Furlan cited section 3-3-3 of the ordinance book regulating peddlers, canvassers and transient merchants. The current ordinances would allow such sales if a \$25.00 annual fee were purchased. As the Village is not in favor of such activities, the matter was referred to the Ordinance Committee for revision.

**Anguiano/Gonzalez
Pole Barn Request:** Maria Anguiano and Jose Gonzalez own 10 acres on Delany Road that is zoned SE. No special variance would be needed to construct a regular barn; however, they would like to build a 2800 sq. ft. pole barn to house their livestock. Many of the adjacent properties are in the county and have pole barns. They presented a survey showing the location of the pole barn and pictures of the proposed structure that would be 12' to 14' high with a steel exterior. The Board noted that if the request was considered the structure would be required to have a shingle roof. DeMarco stated that he would not approve the request, stating that the ordinance should be changed if pole barns are going to be allowed in residential areas. Spurgeon also suggested that approval of this request would have to be extremely restrictive as it could be used as a precedent in the future. The remaining Board members would be open to considering the request.

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Anguiano and Gonzalez were informed that they could file the request to obtain a variance for a pole barn if they choose and present their plan to the Plan Commission for a recommendation. It was also noted that due to the size and location of the structure stormwater management approval might be necessary.

**Pick-N-Pull Self Service
Auto Wreckers:**

Robert Ritter, Pick-N-Pull Self Service Auto Wreckers, presented a proposal for a Pick-N-Pull franchise to be established at Jay Brosten's HyWay Auto Sales on Route 41 and Route 173. The 12+ acre site is currently being used for dismantling and recycling automobiles and cannot be expanded under the conditional use permit for the property. There is a 21-year lease on the property if all lease options are exercised. Pick-N-Pull is a national franchise owned by Schnitzer Steel in Portland, Oregon. Stores operate 7 days a week 8 A.M. to 5 or 6 P.M., with average monthly retail sales of approximately \$250,000. per month. Cars are prepared, drained of all fluids and arranged in an orderly manner on the property. Customers come in and remove the parts they wish to purchase. Environmental managers are on site, fluids are collected by a disposal service, water samples are tested every six months, the EPA inspects all locations annually and skeleton cars are salvaged on site and hauled away. Before moving forward, a building permit must be obtained make repairs to the structure and the fence.

**EVP System
Route 41 & Wadsworth Rd:**

The emergency vehicle pre-emption (EVP) system at Route 41 and Wadsworth Road will need to be updated due to the traffic signal modifications that were made. The system allows emergency vehicles to change the lights as they approach the intersection. Although it is not the responsibility of the Village, the Village paid for the first EVP system and agreed to pay for the update at a cost of \$1,500.00. However, Meade Electric Company, Inc. has informed Village Engineer Bleck that the total estimated cost to perform the revision will be approximately \$3,472.78. The system is a necessity and if the Village does not cover the cost it falls to the Fire Department to finance the new EVP system. It was agreed that the new system is a community service and is vital to the safety of the Village. A motion was made by Nannini and seconded by Schlosser to approve payment for the installation of a new EVP system at the intersection of Route 41 and Wadsworth Road at a cost not to exceed \$4,000.00.

Roll call vote: Ayes- Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.

**Mayor's Report:
Richards' Subdivision:**

Dave Richards is going back to Lake County to present his subdivision proposal. The meeting will be held at the Wadsworth Village Hall on 5/23/06 at 1:00 P.M.

Garbage Trucks:

Furlan received another email from a resident in Chestnut Trails who asked that the Village regulate garbage truck traffic to restrict the hour at which they can begin pick up. It was noted that the Village does not control or restrict the garbage services and the Board was in agreement for it to remain that way.

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- Lehman's Trailer Sales:** Lehman Trailer Sales has expressed an interest in a potential business development on old Route 41 for an office building and storage facility. No trailers would be parked on the property.
- Attorney's Report:** Stanczak reported that he obtained copies of the North Chicago and Waukegan ordinances regarding vicious dogs as a result of the complaint about a pit bull at the 4/4/06 meeting. The North Chicago ordinance is breed specific and currently this type of ordinance is being challenged in Ohio as unconstitutional. Waukegan's ordinance is not breed specific and, due to the Ohio litigation, Waukegan has no plans to pursue this ordinance any further at this time. Copies of the ordinances will be provided to all Board members for review.
- Trustee's Comments:**
- Nordigian reported that the Easter Egg Hunt held on 4/15/06 was successful and thanked everyone for their participation and support. Nannini will purchase the eggs for next year's hunt if they are available. Nordigian also suggested that a date should be set if the Village is going to do the Funfest this year. Discussion was held on the low attendance experienced over the past couple of years and options for different types of community functions were suggested. The Public Service Committee will meet to review available options present their recommendation to the Board.
- Spurgeon reported that the fence repairs on the Village property have been completed. Spurgeon also noted that she will not be attending the 5/2/06 meeting.
- DeMarco requested that the Board move to Executive Session at this meeting to discuss hiring of Village personnel.
- Schlosser noted that the 2006 road program has been placed for bid.
- Executive Session:** A motion was made by Nannini and seconded by Spurgeon to move to Executive Session at 8:51 P.M. to discuss the hiring of Village personnel.
- Roll call vote: Ayes – Ryback, Nordigian, DeMarco, Schlosser, Spurgeon and Nannini. Nays none. Motion carried.
- Return to Open Session:** The meeting returned to Open Session at 9:16 P.M.
- Adjourn:** There being no further business, the meeting adjourned at 9:17 P.M. on a motion by Schlosser and seconded by DeMarco.
- Voice vote: Ayes all; Nays none. Motion carried.

Christine E. Stickler, Village Clerk