

REGULAR MEETING OF THE VILLAGE OF BEECHER, BOARD OF TRUSTEES TO BE HELD AT THE WASHINGTON TOWNSHIP CENTER, 30200 TOWN CENTER DRIVE, BEECHER, ILLINOIS AT 7:00 P.M. ON TUESDAY, DECEMBER 18, 2007

AGENDA

- I. PLEDGE TO THE FLAG
- II. ROLL CALL
- III. APPROVAL OF MINUTES OF THE PREVIOUS MEETING.
- IV. VILLAGE CLERK REPORT
- V. RECOGNITION OF AUDIENCE

A. FINANCE AND ADMINISTRATION COMMITTEE

- 1. TREASURER'S REPORT
- 2. APPROVAL OF BILLS
- 3. 2007 MUNICIPAL CODE INSERTS have been provided to each Board member for inclusion in their code books.
- 4. CONSIDER AN ORDINANCE CHANGING THE DATES OF VILLAGE BOARD MEETINGS FROM THE SECOND AND FOURTH TUESDAY OF EACH MONTH TO THE SECOND AND FOURTH MONDAY OF EACH MONTH AT 7:00 P.M. EFFECTIVE FEBRUARY 1, 2008. This was discussed at the 11/20/07 workshop. The Village Attorney does not have a conflict with these dates and the Washington Township meeting room is available on the second and fourth Mondays. The ordinance is written to take effect on February 1st but the board could also make it effective on January 1st if they so desire. Action on this matter is at the discretion of the Board.
- 5. PRESENTATION OF FIVE YEAR FINANCIAL PLAN AND CALL FOR WORKSHOP SESSION TO REVIEW THE PLAN. At the meeting on Tuesday night, the Board will be presented with this financial plan which covers FY2008 through FY 2012. Due to the size of the plan, it make take a workshop to review it and discuss its contents. Possible dates for the workshop are Wednesday, January 2nd, Thursday, January 3rd, Monday, January 14th or Monday, January 28th all at 6:30 p.m. at the Village Hall.
- 6. VILLAGE ADVISED OF \$3,390 IN ELECTRICAL SAVINGS IN 2007 FROM NORTHERN ILLINOIS MUNICIPAL ELECTRIC CO-OP (NIMEC). Please see the enclosed

report. Additional savings are expected in 2008 as the co-op grows and better rates are achieved through an open bid process.

7. CONSIDER AN ORDINANCE ESTABLISHING STANDARDS FOR THE CONSTRUCTION OF FACILITIES IN RIGHTS OF WAY, AND REPEALING ALL VILLAGE CODE SECTIONS IN CONFLICT THEREWITH. This is the new ordinance which was drafted by the Illinois Municipal League and approved by our attorney which brings the use of our rights of ways by cable companies and telephone providers into compliance with laws imposed by the State of Illinois back in July of 2007. This ordinance will regulate the use of the parkways by Comcast, AT+T and any other provider of video/audio services by cable. Staff recommends approval of the ordinance.

8. CONSIDER AN ORDINANCE ESTABLISHING A CABLE AND VIDEO PROVIDER FEE OF 5% AND A PUBLIC, EDUCATIONAL AND GOVERNMENTAL CHANNEL FEE OF 1% TO BE IMPOSED ON CABLE PROVIDERS IN THE VILLAGE. This allows AT+T to be charged the 5% franchise fee already imposed on Comcast and also allows for an additional 1% as provided in state law to be imposed on both services for providing a revenue stream for local public television. This 1% could then be turned over to the Peotone Access League for use in providing local access television and these monies do not have to come from the General Fund. About \$20,000 is collected annually off the 5% and \$4,000 from the 1%. Staff recommends approval of the enclosed ordinance.

B. PUBLIC SAFETY COMMITTEE

1. POLICE DEPARTMENT MONTHLY REPORT for November is enclosed for your review.

2. CONSIDER AN ORDINANCE ADOPTING AN ADMINISTRATIVE TOWING FEE FOR ALL VEHICLES TOWED BY THE POLICE DEPARTMENT AS A RESULT OF CRIMINAL ACTIVITY. This ordinance was discussed at the last meeting and tabled since there was concern of the wording on the exceptions which could cause the ordinance to be challenged. This wording has now been corrected and the ordinance is ready for adoption.

3. NEW COST SHARING FORMULA FOR DISPATCHING SERVICES is being considered by the EASTCOM operating committee. This new formula accounts for the growth in the Village of Beecher and our fee will be increasing next year from \$75,144 to \$103,287; an increase of \$28,143. This is due to the increased volume of calls and new residents added to the Village's formula. Please see the enclosed report.

4. LOCAL COURT CALLS BEING MOVED FROM MONEE VILLAGE HALL TO THE ATRIUM IN PEOTONE; FEES WILL BE GOING UP AS WELL. The Chief Judge has decided to move all court calls from the Monee Village Hall to the Atrium in Peotone due to the need for increased parking and court space. The result of this move also increased the cost and Beecher's share of the cost will go up from \$3,600 to \$4,500; an increase of \$900. Please see the enclosed letter.

5. CONSIDER THE PURCHASE OF A MOSQUITO SPRAYING MACHINE AND CHEMICAL FOR USE DURING THE 2008 SEASON. This proposal calls for the purchase of a used machine in the amount of \$7,350 and enough chemical for the 2008 season for a total program cost of \$13,548. The purchase order would be placed this month and the bill would come due on May 1, 2009 in order to lock in this pricing. The public works department now has two licensed applicators on staff. Last year, the Village spent \$18,355 on this program. Next year, the program will cost much less since we will own the machine. However, the Village will have to pay overtime for the night sprayings and pay for an insurance endorsement to the IMLRA but the overall cost of this service will go down significantly. Crete and Peotone also conduct their own sprayings. Staff recommends approval of the purchase. Please see the enclosed report.

6. REQUEST FOR CLOSED SESSION TO DISCUSS PERSONNEL: CONSIDER THE HIRING OF TWO PART-TIME POLICE OFFICERS.

C. STREETS AND ALLEYS COMMITTEE

1. UPDATE ON FLOODING PROBLEM IN REAR YARDS IN THE 200 BLOCK OF PINE STREET. The Chairman has met with both parties which have experienced flooding as a result of water runoff from the farm field to the north and will update the Village Board on a possible solution. Please see the enclosed report. The Village did budget \$20,000 from the Water and Sewer Capital Improvement Fund last Spring to correct this problem. One solution is to re-define the ditch along the north property line from Spayers east through Olsen's and into the farm fields to the east. This was one of the solutions ready to be implemented until the property owners to the north agreed not to provide the Village with an easement. This means that the ditch will have to be within the existing 20' drainage easement in the rear yards which will result in the destruction of landscaping and irrigation devices. Another option is a much smaller swale behind Hearn's and also between Heran's and Ruhe's as proposed by the Engineer. A bid has been solicited from a landscaper for the this work and will hopefully be available in time for the meeting. This item is for discussion only at this time.

2. BEECHER NAMED A TREE CITY USA FOR 2007. Please see the enclosed letter.

3. LEAF COLLECTION FINAL REPORT FOR 2007 will be provided by the Supt.

4. REPORT OF THE PUBLIC WORKS SUPT.

D. SEWER AND WATER COMMITTEE

1. WATER DEPARTMENT MONTHLY REPORT is enclosed for your review.

2. SEWER DEPARTMENT MONTHLY REPORT is enclosed for your review.

3. WELL #5 UPDATE to be provided by the Village Engineer.

4. CONSIDER LIQUIDATED DAMAGES IN THE AMOUNT OF \$4,550 TO LAYNE WESTERN COMPANY FOR FAILURE TO MEET DEADLINES FOR INSTALLING BYRON JACKSON PUMP IN A TIMELY MANNER ACCORDING TO CONTRACT. Please see the enclosed letter from the Village Engineer, who will also comment on the violation at the meeting. Any assessment of damages is usually approved by the Village Board and is a rare occurrence in a construction project because of the amount of daily assessment.

E. BUILDINGS AND PUBLIC PROPERTIES, PARKS AND RECREATION

1. FIREMEN'S PARK/OSLAD GRANT UPDATE. The project was in full swing until the weather turned. As of this printing the asphalt work has been delayed due to the cold weather. A portion of the work has been paid for in last month's bills. An update will be provided.

F. PLANNING, BUILDING AND ZONING COMMITTEE

1. CONSIDER AN EXPLORATORY APPROVAL OF A PLANNED UNIT DEVELOPMENT CONCEPT UNDER THE I-T ZONING CLASSIFICATION UPON ANNEXATION FOR 671 ACRES LOCATED ROUGHLY BETWEEN CHURCH ROAD, ASHLAND AVENUE, OFFNER ROAD AND THE UP/SCX RAILROAD TRACKS (TRINITY INDUSTRIAL DEVELOPMENT). Dale Serig and Jay Bradarich of Trinity Industrial will be present at the meeting to answer any questions or concerns of the Board regarding the enclosed site plan. After due notice and public hearing, the Planning and Zoning Commission voted 6-0 to recommend approval of the exploratory PUD concept plan upon annexation on the condition that the preliminary plan obtain input from IDOT, the Will County Highway Department, and be in accordance with all state and local storm water management, wetland preservation, and erosion control ordinances. Please see the enclosed minutes of the hearing, letters of opposition, and staff recommendations.

2. CONSIDER AN ORDINANCE REPEALING SECTION 4-1-10 (STAIRWAY HEIGHT EXCEPTIONS) AND AMENDING 4-1-2 TO REQUIRE A 90 DAY LIMIT ON ALL BUILDING PERMITS WITH THE EXCEPTION OF NEW HOME OR COMMERCIAL CONSTRUCTION. This ordinance was the result of the workshop held on November 20th with the inspectors who asked that these changes be made to tighten up the building department. The Board asked the Village Attorney to draft this ordinance which is now enclosed for your review. Staff recommends approval of the ordinance.

3. BUILDING DEPARTMENT MONTHLY REPORT is enclosed for your review.

4. CODE ENFORCEMENT MONTHLY REPORT is enclosed for your review.

5. PZC MAKES DECISION NOT TO HOLD A PUBLIC HEARING ON AMENDING THE FENCE ORDINANCE. At a rather lively PZC meeting, the PZC decided not to hold a public hearing on amending the fence ordinance to exclude privacy fences. Since that meeting, some Board members have asked if the Village Board can over-rule this decision. This will have to be asked of the Village Attorney.

6. REQUEST FOR CLOSED SESSION TO DISCUSS PENDING LITIGATION. This item is being requested to review a lawsuit the Village has just received pertaining to an easement dispute.

G. VILLAGE PRESIDENT REPORT

1. CONSIDER AN INTERGOVERNMENTAL AGREEMENT WITH WASHINGTON TOWNSHIP FOR A DIAL-A-RIDE PROGRAM. The Township Board had several concerns with this agreement and several legal issues have arisen which makes this agreement difficult to approve. Since that time, the Village asked that PACE also provide a grant to the Township directly for the bus and if it so approves then the Township can run the entire program. However, the Township may still ask the Village to participate in the cost of the program. This will be discussed further at the meeting, but no action is anticipated on this agreement.

2. CONSIDER AN AGREEMENT WITH P.A.C.E. FOR ACCEPTANCE OF A BUS FOR THE DIAL-A-RIDE PROGRAM. This bus is in the south yard waiting for pick-up so someone is going to have to take it. The Village grant award contract is still valid so in the event the Township does not accept the bus then the Village can take the bus to start a dial-a-ride program. However, this program may only be for Village residents. This item will remain on the agenda until the issues are resolved.

3. CONSIDER THE PURCHASE OF A TANDEM-AXLE 14' ENCLOSED TRAILER FOR THE STORAGE AND TRANSPORTATION OF SHELTER SUPPLIES FOR ESDA IN THE AMOUNT OF \$3,597.00 FROM MORRIS TRAILER SALES. Please see the enclosed bid. This trailer was selected because it can carry a heavier load and is 4' longer than the previous bid of \$2,850 for a 12' single axle trailer. This item was discussed at the last meeting. Staff recommends approval of the bid.

4. UPDATE ON CRETE/BEECHER F.P.A. AMENDMENT APPLICATIONS. The Village Presidents of Crete and Beecher did meet and the meeting was cordial. However, nothing was agreed upon and they agree to meet again after their Board meetings.

5. RE-CONSIDERATION OF A 2001 PROPOSAL TO TREAT THE LEACHATE FROM THE BEECHER LANDFILL AS A CONDITION OF ANNEXATION. During our meetings with the landfill on annexation, the issue of treating the leachate has once again arisen. This item was considered by the Village Board in the Spring of 2001 but was voted down by a vote of 3-2 at that time. The landfill produces about 9,000 gallons per day of leachate which is not much worse than domestic waste according to the lab tests. The Village would accept and treat this waste under a special permit and charge a fee sufficient for capital reserve and to cover operational expense but in reality the Village would make a profit off the treatment. This item is for discussion only and a new agreement would have to be ironed out and presented to the Board in the future if it is willing to consider the concept. Please see the enclosed material.

6. REQUEST FOR CLOSED SESSION TO DISCUSS ACQUISITION OF LAND. The village has been advised of a possible land donation and the Village President wishes to bring this matter up with the Village Board.

H. OLD BUSINESS/NEW BUSINESS