

**VILLAGE OF JOHNSBURG
MAY 2, 2013 REGULAR MEETING OF THE
PRESIDENT AND BOARD OF TRUSTEES**

President Hettermann called the meeting to order at 7:31 p.m. in the Village Hall.

Attendees

Trustee John Huemann
Trustee Kevin McEvoy
Trustee Mary Lou Hutchinson
Trustee Janice Sisk
Trustee Ron Zanko (absent)
Trustee Rich Janusz
Village Attorney Michael Smoron
Village Engineer Tim Hartnett
Special Projects Coordinator Rick Quinn
Police Chief Keith VonAllmen

OATHS OF OFFICE - Attorney Michael Smoron administered the Oath of Office to President Hettermann. President Hettermann then administered the oaths for Trustees John Huemann, Kevin McEvoy and Greg Klemstein.

FROM THE FLOOR - Sam Diamond was in attendance representing the owners of Richmond Oaks Apartments in relation to the proposed Richmond 2911, LLC development. He explained that he attended the zoning hearing regarding the matter and raised concerns on behalf of his clients. He stated that many of the concerns have been addressed with the exception of the location of signage preventing traffic from cutting through his client's parking lot; limiting the access of construction and truck traffic to the south end of the property; and shifting the building to address the "shadow effect" on the parking area caused by the buildings placement. He provided handouts to the board regarding his clients concerns and verified that the zoning board was provided the full list of concerns. Village Engineer Tim Hartnett explained that he reviewed all of the concerns and verified that the engineering, planning and public improvements have been addressed. The other concerns are between two private parties who entered into an agreement regarding the development of the property previously. He stated that he would not recommend shifting the building south as it would shorten the parking stalls on the south end of the property nor would he recommend reducing the landscape area on the south end of the property as it would adversely affect the ability to provide proper landscaping and screening of the south elevation. He explained that what is being proposed is consistent with what was approved as a part of the Walmart development.

OMNIBUS AGENDA --Trustee Hutchinson moved to approve the Omnibus Agenda. Trustee McEvoy seconded the motion. Trustee Sisk requested the removal of the minutes. All Trustees voted aye on the roll. Motion carried

MINUTES - Trustee Huemann moved to approve the minutes of the April 18, 2013 meeting. Trustee Hutchinson seconded the motion. Trustee Klemstein, McEvoy, Huemann, Janusz and Hutchinson voted aye. Trustee Sisk abstained. Motion carried.

PRESIDENT'S REPORT - President Hettermann appointed Trustee McEvoy to Chair the Public Works Committee; Trustee Janusz to Chair the Ordinance Committee; Trustee Huemann to Chair the Economic Development Committee; Trustee Hutchinson to Chair the Finance Committee; Trustee Sisk to Chair the Community Affairs Committee and Trustee Klemstein to Chair the Development and Governmental

Affairs Committee. He then presented a list of all other appointments attached as Exhibit A. Trustee Huemann moved to accept the President's appointments. Trustee Hutchinson seconded the motion. All Trustees voted aye on the roll. Motion carried.

FOIA COSTS - Trustee Hutchinson reported on the cost impact of Mrs. Haney's FOIA requests to date. She previously reported the total cost of Mrs. Haney's FOIAs to be \$9,891.23. Since that report, the Village has experienced an additional \$531.52 in costs bringing the total to \$10,422.75. Trustee Hutchinson stressed that the figure does not include the cost impact of the two most recent FOIA's received from Mrs. Haney. She further reported that the Northwest Herald submitted a FOIA request for all financial reports and invoices for the 2013 fiscal year. The request is estimated to require 175 hours of staff time at a cost of \$7,000 to the Village. Ms. Peters spoke with the reporter, Emily Coleman, in an effort to narrow the scope of what she was looking for and Ms. Coleman has since amended her request and is now asking for all of the invoices for February, March and April of 2013. Trustee Hutchinson explained that the request is expected to require 48 man hours at a cost of \$2,000 to the Village and Ms. Coleman has indicated that she may still seek the remaining documents through another FOIA. She pointed out that there have been recent news reports regarding similar abuse of FOIA in West Virginia and they are looking into way of addressing those matters.

The Village has been working diligently to place more and more information on its website so that people do not have to FOIA information. Trustee Hutchinson stated that the public is entitled to pursue FOIA requests however oftentimes there are more effective and efficient ways of getting information without the costly impact to the Village. She pointed out that Trustee Sisk met with Mrs. Cwerenz to get a better understanding of the Village's processes and residents are welcome to do the same. She stated that Mrs. Haney was also invited to meet with Mrs. Cwerenz. Discussion occurred regarding the Village's efforts to scan all invoices and other documents so that they are maintained electronically. Ms. Peters explained that staff has been scanning many of the Village's public records but the process takes time and the Village does not have sufficient staff to scan all documents required to be maintained. She explained that the budget will include additional dollars to cover more staff to handle FOIA requests. Mr. Hartnett pointed out that some information has to be redacted even if it is being provided electronically therefore a copy must be printed, then redacted and copied again. Trustee Hutchinson explained that we are not able to recoup those costs. She stated that she would continue to report on the impacts of FOIA requests to the Village.

RICHMOND 2911 LLC - The Board discussed the request to approve Ordinance 13-14-01 Granting a Conditional Use Permit for Planned Development and Certain Zoning Exceptions and Approving the Final Plat for Rose Subdivision. Diane Menza responded on behalf of the petitioner confirming they are constructing the multi-tenant building first and have letters of commitment for some of the units. She further confirmed that the landscaping will be done for the entire site and they hope to have the building ready to turn over to a tenant in January or February. Mr. Hartnett confirmed that storm water runoff ties into the Walmart storm water system.

NIGEC - The Board discussed the proposed Intergovernmental Agreement with Northern Illinois Governmental Energy Cooperative (NIGEC) 2013 for the purchase of Electricity and other Goods and Services. Ms. Peters explained that the Village entered into a contract with Nordic Energy for the electric supply to our water and sewer systems but by participating in the Cooperative we have an opportunity to save dollars on street lighting and natural gas costs.

CHAPTER 2 AMENDMENTS - The Board reviewed changes to Chapter 2 of Johnsborg Municipal Code which incorporates language establishing rules regarding public participation in meetings. The amendment also clarifies provisions regarding telephonic participation in meetings by the public body. Trustee Sisk questioned the five minute limitation on public participation. President Hettermann

explained that many communities limit the participation to three minutes but he feels five minutes is more appropriate to insure adequate time to address a question or concern. He further explained that oftentimes the matter should be heard before a committee. Trustee Hutchinson explained that board meetings are business meetings and sometimes people do not understand that public participation is limited. She added that President Hettermann has read a statement at the beginning of meetings in the past that explains the meeting format. She suggested that he do that for each meeting to inform persons in attendance that their opportunity to address the board is limited to that time at the beginning of the meeting designated for audience participation.

ADJOURNMENT - Trustee Huemann moved to adjourn the meeting. Trustee McEvoy seconded the motion. All Trustees present voted aye. Motion carried at 8:17 p.m.

Respectfully Submitted

Claudett E. Peters
Village Administrator

EXHIBIT A	2013 COMMITTEE AND STAFF APPOINTMENTS
Public Works	Planning and Zoning
Kevin McEvoy*	Kim Husby*
Wally Steffens	Mark Niggemann
Tom Benck	Curt Larsen
Len Bathje	Bobbie Wiltse
Chuck Schaefer	Scott Letzter
Jim Blackowicz	Steve Nethaway
Bill Rudzena	Beth Foreman
Ordinance	Police Commission
Rich Janusz*	Jill Roadman*
James Eichhorn	Dick Seaborn
Tom Vicek	Laura King
George Kessler	
William Westphal	Police Pension Committee
Tadd Spiewak	Tom Harrison
William Gebis	Jeff Vorisek
Finance	Appeals Board
<i>Marylou Hutchinson*</i>	Dick Huemann
Laurie Cwerenz	Joe Huemann
John Wolf	Rick Bierman
Melissa Prouty	Ken Schaefer
Joe Krueger	
Jeff Vorisek	Public Office Appointments
Terry Stade	Claudett Peters - Administrator/Comptroller/Clerk
	Keith VonAllemen - Chief of Police
Community Affairs	Michael Smoron - Village Attorney
<i>Janice Sisk*</i>	Zukowski Rogers Flood and McArdle - Prosecutors
Jill McEvoy	
Cherri Dory	Village Engineer
Cindy Ducak	Timothy Hartnett - HR Green
Mike Koeshall	
	Staff
	Rick Quinn - Special Projects Coordinator
	Debra Swetz - Deputy Clerk
Economic Development	Marikay Gebis - Admin Asst/Collector
<i>John Huemann*</i>	Laurie Cwerenz - Accountant
Pearl Schnur	Bill Swartzloff - Bld Dept, Facilities, Code Enforcement
Lynn Kinast	Dave Wilcox - Public Works Director
Bill Swenson	Dave Walsh - Public Works Employee
Josh Hagen	Steve Boswell - Public Works Employee
Mark Wolter	Michael Vollmer - Sergeant
Richard Bierman	Daniel Bockelmann - Police Officer
	Jennifer Jones - Police Officer
Development & Governmental Affairs	Jason Greenwald - Police Officer
Greg Klemstein*	Chris Tolle - Police Officer
Joe Miller	Brian Marx - Police Officer
Len Keil	Kevin DeRe - Police Officer
Dick Doyle	Vincenzo Mantagna - Police Officer
Mark Adams	Kelly Schmitt - PT Police Officer
Jim Hermann	Kenneth Welsh - PT Police Officer
Bruce Bennett	John Crilly - PT Police Officer
	Brandy Weinrich - PT Police Officer
<i>*Denotes Chairperson</i>	Terrance Daly - PT Police Officer
	Joseph Martin - PT Police Officer
	Timothy Young - PT Police Officer
	Joseph Neary - PT Police Officer
	Randy Schmitt - PT Community Service Officer