

VILLAGE OF RICHMOND  
SEPTEMBER 1, 2011  
BOARD MEETING MINUTES

3

**PRESIDING:** President Olson called the September 1, 2011 board meeting to order at 7:00pm at Richmond Village Hall, 5600 Hunter Drive.

**ROLL CALL:**

**PRESENT:** President Lauri Olson; Trustees: Dennis Bardy, Charlotte Hollenbach, David Kielpinski, Peter Koenig, Karla Thomas  
**ABSENT:** Craig Kunz  
**OTHERS PRESENT:** Village Attorney, David McArdle; Village Clerk, Vanessa Everett; Engineer, Ed Coggin; Chief John Fryksdale; RESDA Scott DeSantis; Representing MARCAMP INVESTMENTS, LLC: Peter Bell, Scott Lesser; Dan Curran; Representing Eder&Casella, John Albanese

Minutes from the August 18&25, 2011 meetings were reviewed. *Trustee Kielpinski moved, seconded by Trustee Koenig, to approve the minutes, of the August 18 & 25 2011 board meetings. Motion passed by unanimous voice vote. Nays: None. Abstain: None. Absent: Kunz*

**ANNOUNCEMENTS:** NONE

**UNFINISHED BUSINESS:** NONE

**PUBLIC COMMENTS:** Patricia Miller, proprietor, Solid Brass on Broadway, presented the Board a formal complaint, regarding water use charges. Ms. Miller indicated that she no longer has a tenant at the 5509 Broadway property, and is opposed to the Debt Services Surcharge and Additional Unit charge, in addition to the rising yearly rates.

**NEW BUSINESS:** Attorney McArdle discussed, *MARCAMP INVESTMENTS, LLC. v. VILLAGE OF RICHMOND* legal dispute, and subsequent Settlement Agreement. Litigation has been pending since 2003, and the parties to the suit have had a number of failed settlement discussions with and without the trial judge. Approximate legal expenses are in excess of \$150,000.00, and it is estimated that more than \$150,000.00 will be spent in the event the parties to the Suit do not resolve their differences.

Given financial, time, and resource considerations, the Village Board has concluded to enter into a settlement agreement with MARCAMP INVESTMENTS, LLC., as memorialized in 2011-09, An Ordinance Authorizing Settlement of the MARCAMP Lawsuit and Authorization to Execute an Agreed Settlement Order. This Ordinance can be viewed in its entirety at Village Hall.

Attorney McArdle thanked Peter Bell and the Board for their efforts in coming to an agreement.

*Trustee Bardy moved, seconded by Trustee Hollenbach, to approve Ordinance 2011-09, An Ordinance Authorizing Settlement of the Marcamp Lawsuit and Authorization to Execute an Agreed Settlement Order. ROLL CALL: Bardy, Hollenbach, Kielpinski, Koenig, Thomas. NAYS: None. ABSTAIN: None. ABSENT: Kunz. Motion approved.*

Representing Eder, Casella &Co., John Albanese, presented Fiscal Year, 2011 Audit review. There have been no significant changes from Fiscal Year, 2010. There will be a new itemized standard for fund balance reporting, per *Governmental Accounting Standards Board (GASB) 54*.

Scott DeSantis, gave a presentation regarding Richmond Emergency Services Disaster Agency (RESDA). RESDA was formed by Ordinance 2008-10, and is completely operated by volunteers. Efforts are being made to develop a Communications Academy and integrate the computer network. All visual, audio, and field equipment have been donated, at the approximate cost of \$50,000.00. Volunteer hours over the last eighteen months have exceeded two thousand man hours. Mr. DeSantis thanked Public Works Supervisor, Bill Price for his assistance with installation logistics for the new command center.

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The Board reviewed an invoice from NERI Contractors, for the second installment payment of the Reed Bed project.

*Trustee Koenig moved, seconded by Trustee Kielpinski, to approve a payment request from NERI Contractors for the Reed Bed project in the amount of fifty-eight thousand four hundred sixty one dollars and ninety-eight cents (\$58,461.98). ROLL CALL VOTE: AYES: Bardy, Hollenbach, Kielpinski, Koenig, and Thomas. NAYS: None. ABSTAIN: None. ABSENT: Kunz. Motion approved.*

**FINANCE:** Warrant 2012-05-01, monthly bills, was reviewed. This warrant also included the payment to NERI Contractors for the Reed Bed project.

*Trustee Koenig moved, seconded by Trustee Kielpinski, to approve Warrant 2012-05-01 in the amount of eighty-five thousand, three hundred twenty nine dollars and eighty cents (\$85,329.80). ROLL CALL VOTE: AYES: Bardy, Hollenbach, Kielpinski, Koenig, Thomas. NAYS: None. ABSTAIN: None. ABSENT: Kunz. Motion approved.*

The next Finance Committee meeting will be held, September 13, 2011 at 4:00pm.

**POLICE:** Chief Fryksdale noted the Rock the Ranch event, held in Twin Lakes, August 13, 2011 resulted in a surge of traffic, but no other incidents. Collections through Armor Systems net \$286.00 in June and \$182 in May.

Chief Fryksdale participated in a fund raiser to benefit the Spring Grove PD Canine start-up program. A Twin Lakes resident sent a very complimentary letter, regarding a traffic stop conducted by Officer Zander. The motorist was so impressed with the way Officer Zander handled the situation, that he also included a \$50 donation to the RPD.

**ENGINEER:** NERI Contractors have completed the reed bed site work and piping; Tree and Timber, Inc. is planning to install the liner later this month. The next TAG meeting for Phase 1 By-pass, is scheduled for September 24, 2011. The MFT road resurfacing program will commence after Labor Day, and will be completed by mid-September.

**PRESIDENT'S COMMENTS:** Thank you to RESDA volunteers for their service to the Community.

**TRUSTEE'S COMMENTS:** Trustee Kielpinski noted that consideration should be given to Ms. Miller's water bill issue. Trustee Bardy requested for documentation regarding water/sewer billing for Solid Brass, be forwarded to the Finance Committee, for review.

**CLOSED SESSION:** NONE

**ACTION RESULTING FROM CLOSED SESSION:** NONE

*With no further business, Trustee Kielpinski moved to adjourn the September 1, 2011 Board Meeting, Seconded by Trustee Koenig. Motion approved with all in favor, voting yes. ABSENT: Kunz*

Meeting adjourned at 8:23pm

Vanessa Everett  
Village Clerk