

Village of Richmond

INCORPORATED 1872

-AMENDED-

Acting President Koenig called the December 20, 2012 Board Meeting to order at 7:01 PM, 5600 Hunter Drive, Richmond, Illinois.

ROLL CALL:

PRESENT: Acting President, Peter Koenig; Trustees: Dennis Bardy, Scott Drabant, Charlotte Hollenbach, Craig Kunz and Ramsin Wardanian.

ABSENT: Trustee Kielpinski.

OTHERS PRESENT: Village Clerk, Karla Thomas, Village Attorney, David McArdle and Village Engineer, Ed Coggin.

Minutes from the December 6, 2012 Board Meeting were reviewed.

Trustee Wardanian moved, seconded by Trustee Hollenbach to approve the December 6, 2012 minutes as presented. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ and WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.

ANNOUNCEMENTS: NONE

UNFINISHED BUSINESS: Acting Village President Koenig reconfirmed that the Village was in receipt of a Petition to Change 5.3.13 of the Unified Development Ordinance. This petition "requests the Richmond Village Board to amend Section 5.3.13 so as not to allow any Industrial District to emit any noise (0db) at night (7PM-7AM) beyond its boundary and during all hours on Sundays and Holidays. Noise that cannot be measured but heard shall also be controlled." Approximately (70) residents of Sunset Ridge signed the petition. It was noted by President Koenig that up until recently Gary and Debbie Tiritilli have reported that Olsun Electric was the main source of noise they hear at night causing them numerous sleepless nights. The Village determined that noise from Landmark Services located in Genoa City, Wisconsin is part of the noise being heard in the Sunset Ridge Subdivision. President Koenig stated that he and Trustee Kielpinski met with representatives from Olsun Electric. Olsun Electric is not prepared to implement any changes to their equipment or building, as they are in compliance with the Village Ordinance. Olsun Electric had hired an outside firm to perform a noise study in 2011 at their building site and Mr. & Mrs. Tiritilli's residence, which found that the noise was well below acceptable levels. President Koenig presented a graph indicating decibels vs. frequencies permitted in our Village, as well as, McHenry and Genoa City and the readings taken during the Olsun noise study in the Tiritilli's backyard with and without equipment running. This graph showed that the Village's noise ordinance should be amended to be less restrictive, as it falls below ambient noise levels. President Koenig noted that there was no violation of the current ordinance and instructed the Board that they had four options before them—(1) make no change, (2) accept a motion to change the ordinance to reflect zero decibels at night, (3) accept a motion to make the ordinance more restrictive at all or any decibels in industrial zoning, which could initiate lawsuits against the Village, or (4) accept a motion to make the ordinance less restrictive at lower decibel levels. Ted Cholak (5109 Eagles Roost) questioned Mr. Tiritilli's diary (list of times his sleep was affect by noise). President Koenig stated that several times Olsun was not operating when Mr. Tiritilli lost sleep. President Koenig and Trustee Bardy suggested that Mr. Tiritilli try damping his windows, as he stated that they were of a poor quality. The floor was open for a motion to amend the ordinance; however, no board action occurred. It was noted that no citations had been written regarding noise in the Village; however, the Village would purchase a decibel reader if needed. Mr. Tiritilli thanked President Koenig for looking into the matter.

PUBLIC COMMENTS: NONE

NEW BUSINESS: President Koenig announced that Kate Hellmann has resigned as Village Treasurer effective December 31, 2012 and thanked her for her many years of service to the Village.

Trustee Bardy moved, seconded by Trustee Kunz to accept Kate Hellmann's resignation as Village Treasurer. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ, AND WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.

President Koenig announced that he would like to appoint Karla Tabaka as Village Treasurer effective January 1, 2013 through April 30, 2013. It was noted that this position is an annual appointment (1-Year Term).

Trustee Drabant moved, seconded by Trustee Wardanian to approve the appointment of Karla Tabaka as Village Treasurer for the period of January 1 through April 30, 2013. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ, AND WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.

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The board reviewed a proposal from Visu-Sewer for the Kuhn Road Lift station repair. Village Engineer Ed Coggin reported that it would take approximately 200 gallons of the concrete/grout compound to seal the leaks, which is permitting 80-100 gallons of infiltration per day into the system. This proposal is based upon time and material, is warranted and should take one day to complete. Prevailing wages will be paid.

Trustee Bardy moved, seconded by Trustee Kunz to accept the proposal from Visu-Sewer as presented and not to exceed \$12,000.00. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ, AND WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.

COMMITTEE REPORTS:

FINANCE: Trustee Bardy presented Warrant#2012/13.08.02 in the amount of \$30,224.59 for approval.

Trustee Kunz moved, seconded by Trustee Bardy, to approve Warrant#2012/13.08.02 in the amount of \$30,224.59 as presented. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ and WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.

COMMUNITY DEVELOPMENT: Trustee Hollenbach reported that the committee met to discuss the new Village Brochure, the Tax Abatement Program, and the 2013-2014 Budget.

POLICE: Sgt. Centrangolo presented the November 2012 Police Report and stated that the new squad car had been delivered.

ENGINEERING: Engr. Ed Coggin reported that a TAG meeting was scheduled for January 15, 2013 at 3:30PM here at the Village Hall. A Public Forum will be scheduled at Memorial Hall in the near future for public comments.

PRESIDENT'S COMMENTS: President Koenig wished everyone a Happy Holiday and asked everyone to drive safely.

TRUSTEE COMMENTS: NONE

CLOSED SESSION: President Koenig reported that the Board needed to go into Closed Session for the following reasons: Litigation, Personnel, Acquisition of Property, and Approval/Semi-Annual Review of Closed Session Minutes.

Trustee Bardy moved, seconded by Trustee Kunz to go into Closed Session for the reasons of litigation, personnel, acquisition of property, approval/semi-annual review of closed session minutes. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ, AND WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried. The board went into closed session at 8:09 PM.

The Board returned to Open Session at 8:20PM. Roll Call was taken; Acting Village President Koenig, Trustees Dennis Bardy, Scott Drabant, Charlotte Hollenbach, Craig Kunz, and Ramsin Wardanian were present. Trustee David Kielpinski was absent. Also present were Village Clerk Karla Thomas and Village Attorney David McArdle.

ACTION RESULTING FROM CLOSED SESSION: *Trustee Bardy moved, seconded by Trustee Kunz to release Closed Session Minutes for February 16, 2012 as amended & June 21, 2012 minutes as presented. ROLL CALL: AYES: BARDY, DRABANT, HOLLENBACH, KUNZ, AND WARDANIAN. NAYS: NONE. ABSTAIN: NONE. ABSENT: KIELPINSKI. Motion carried.*

With no further business, Trustee Bardy moved to adjourn the December 20, 2012 Board Meeting, seconded by Trustee Kunz. Motion approved by unanimous voice vote.

Meeting adjourned at 8:23PM.

Respectfully submitted,

Karla L. Thomas