

Village of Richmond

INCORPORATED 1872

Village Clerk Karla L. Thomas called the May 16, 2019 Regular Board Meeting to order at 7:00 PM, 5600 Hunter Drive, Richmond, Illinois.

The Clerk asked for a motion to appoint Trustee Dennis Bardy as President Pro Tem due to President Kunz' absence.

Trustee Elliott moved, seconded by Trustee Fulmer to appoint Trustee Dennis Bardy as President Pro Tem. ROLL CALL: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER, and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. Motion carried.

Everyone in attendance rose for the Pledge of Allegiance.

ROLL CALL:

PRESENT: Trustees: Dennis Bardy, Robert Elliott, TJ Fulmer, Gina Garbis, Frank Peiler and Ramsin Wardanian.

ABSENT: Village President Craig Kunz.

OTHERS PRESENT: Police Chief Ciro Cetrangolo, Director of Public Works Brett Postl, Attorney David McArdle and Village Clerk Karla L. Thomas.

ANNOUNCEMENTS: President Pro-Tem Bardy announced that the Spring Leaf Vacuuming would take place on Friday, May 24th by Prairieland Disposal.

President Pro-Tem Bardy announced that the McHenry County Council of Government Annual Membership meeting would take place on Wednesday, May 22, 2019 at Boulder Ridge Country Club in Lake in the Hills.

UNFINISHED BUSINESS: None.

PUBLIC COMMENTS: Katie Anderson thanked the Village for their involvement with planning of the Anderson Candy 100th Celebration. Ms. Anderson expressed her excitement that the Village, businesses and other agencies are working together to promote the Village. She distributed samples of advertising materials that will be used to promote the event. Leif Anderson noted that the event would also be advertised on several radio stations.

CONSENT AGENDA: The Board reviewed the items on the consent agenda.

- a. Approval of Regular Board Minutes for May 2, 2019
- b. Authorization to Expend Funds for Warrant Fiscal Year 19/20.01.02 in the amount not to exceed \$260,000.00
- c. Approval of change in time of Regular Finance Committee Meetings from 5 PM to 4 PM for FY 2020

Trustee Peiler moved, seconded by Trustee Garbis to approve the consent agenda, approving the Regular Board minutes for May 2, 2019, authorization to expend funds for Warrant Fiscal Year 19/20.01.02 in the amount of \$256,003.16, and approval of change in time of Regular Finance Committee Meetings from 5 PM to 4 PM for FY as presented. ROLL CALL: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER AND WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

NEW BUSINESS: The Board reviewed the request from Graham Enterprise, Inc. dba Richmond Quik Shop (GEI-118) located at 8606 US Route 12 for a Class A Liquor License. President Pro-Tem Bardy reported that the business currently holds a Class D2 Liquor License and wishes to change to a Class A in order to have video gaming. Mr. Graham explained future plans for the business and addressed questions from the Board.

Trustee Fulmer moved, seconded by Trustee Peiler to approve the Class A Liquor License for Graham Enterprise, Inc. dba Richmond Quik Shop (GEI-118) located at 8606 US Route 12 as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

The Board reviewed the liquor license application submitted by D & J, LLC dba Aces requesting a Class B license. Mr. Romano, one of business owners, from Aces presented an interior concept plan for their gaming café. The gaming establishment will be located in the Caravelle Lighting strip mall located at 9307 S. Route 12, Units B-C.

Trustee Garbis moved, seconded by Trustee Wardanian to approve a Class "B" liquor license to D & J, LLC dba Aces located at 9307 S. Route 12, Units B-C as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

Attorney McArdle referred to the Village's Unified Development Ordinance regarding off premise signs. Trustee Elliott informed the Board that the Community Development Committee (CDC) unanimously recommends the removal of all off premise signs. The committee will investigate billboards further. The advertising of businesses on the Village Welcome signs were discussed. There was a consensus of the Board that all off premise signs be removed and businesses advertising on the Village Welcome Signs be permitted to keep their signs up until the end of the fiscal year (April 30, 2020) and then the program will no longer be available and signs will be removed. The CDC recommended the denial of the variance for the Mobil Gas Station off premise sign.

Trustee Elliott moved, seconded by Trustee Wardanian to deny the variance allowing the Mobil Gas Station off premise sign as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

Village of Richmond

INCORPORATED 1872

Trustee Elliott reported that the CDC recommends the installation of awnings on the existing brackets and color of awnings submitted by the owner of Finery & Finishes located at 10315 Main Street.

Trustee Fulmer moved, seconded by Trustee Wardanian to approve the recommendation of the CDC for the installation of awnings on the existing brackets and color of awnings submitted by the owner of Finery & Finishes located at 10315 Main St. as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

President Pro-Tem Bardy asked if the homeowners requesting the reinstallation of the stairs in front of their home located at 10523 Commercial Street were present. Mr. & Mrs. Underhill explained that their home was for sale and the removal of the stairs was the only direct access to their home from the street, as they do not have a garage. Additionally, Mrs. Underhill commented that removal took place without notice to them. The Director of Public Works noted that no funds were budgeted for sidewalk replacement or the 50/50 sidewalk program. The Village will check with the insurance company to determine if they suggested the removal of the staircases due to possible liability issues. The Board directed Brett Postl, the Director of Public Works, to get pricing for reinstallation and follow up with the Underhills who agreed to share in the expense through the 50/50 program. The Director will report back to the Board on the cost, before any work takes place.

Attorney McArdle reviewed the HR Green recommendation for a performance guarantee for \$18,996.50 regarding the stormwater management permit application submitted by Mr. Coley, owner of A.G.O. Attorney McArdle explained that a performance guarantee is a requirement of the Village's Stormwater Management Ordinance and a waiver of the bond creates a risk of the work being done. The Village would have to do the work and then sue to get the money back. Mr. Coley reported that a performance bond would cost approximately \$1,000.00. Attorney McArdle suggest that Mr. Coley provide the Village with cash, in lieu of the bond; however, Mr. Coley stated that he was not in a position to do so. Mr. Coley noted that an inspector would perform weekly reviews of the site and more if it rained. He reported that he would be performing the site work himself, would not be using a contractor and would like to start the work in two weeks. Attorney McArdle then suggested signed personal guarantees from both owners and the company itself. Attorney McArdle exchanged information with Mr. Coley, in order to prepare the appropriate document.

Trustee Elliott moved, seconded by Trustee Peiler to grant the waiver of a performance bond in the amount of \$18,996.50 subject to signed personal guarantees as requested. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, and PEILER. NAYS: WARDANIAN. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

Attorney McArdle recommended that a Special Committee not be created to avoid Open Meeting Act issues. There was a request for two Trustees to volunteer and meet with Public Works Director Postl regarding the Nippersink Creek Water Main Repairs. The Trustees would help investigate and assist in making decisions on the most cost effective methods to get the project complete in a timely manner. Any expenditures over what is currently budgeted for the project would have to be brought back to the Board, for waiver of the bid process and expenditure of funds. Trustees Bardy and Wardanian volunteered.

The Board reviewed the contract provided by Joyce McArdle (Piqued Interest Consulting) for economic development services for fiscal year May 1, 2019 to April 30, 2020 not to exceed \$1,200.00 per month.

Trustee Fulmer moved, seconded by Trustee Wardanian to approve the Piqued Interest Consulting contract for economic development services not to exceed \$1,200.00 per month for fiscal year 2020 as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER, and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. The motion carried.

Trustee Wardanian requested that item (j) under New Business be moved up on the agenda before item (i). There was a consensus of the Board regarding the request.

Clerk Thomas explained the amendments made to Chapter 15 Traffic and Appendix A of the Richmond Municipal Code.

Trustee Peiler moved, seconded by Trustee Wardanian to adopt the proposed Ordinance Amending Chapter 15 Traffic and Appendix A for Adjudication Purposes of the Richmond Municipal Code as presented. ROLL CALL VOTE: AYES: BARDY, ELLIOTT, GARBIS, PEILER, and WARDANIAN. NAYS: NONE. ABSENT: FULMER. ABSTAIN: NONE. The motion carried.

The Board reviewed the amended Village of Richmond Employee Personnel Policy and Procedures Manual. Trustee Wardanian had questions and recommended language changes regarding the following: Section 3-Employment Terms and Conditions, Paragraph B-Hiring & Termination of Employees; Section 5-Benefits, Paragraph C- Vacation Benefits; Section 10-Anti-Harassment Policy regarding lack of language regarding stalking; Section 10-Anti-Harassment, Paragraph E- Reporting & Investigating Alleged Harassment regarding reporting of incidents; and elimination of Section 19-Attendance Policy. Trustee Wardanian pointed out that the Insurance Waiver program was eliminated in the union contract effective 5/1/19; therefore, requires approval in the personnel policy effective 5/1/19 for non-union employees. This will avoid further payout and consistency across the board for all Village employees. Attorney McArdle will make the necessary changes and the matter will be placed on the next Board agenda for adoption.

Trustee Wardanian moved, seconded by Trustee Peiler to approve Section 5-Benefits, Paragraph J-Health, Dental & Vision Insurance discontinuation of the Insurance Wavier Program effective 5/1/19 for all employees. ROLL CALL VOTE: AYES: ELLIOTT, FULMER, GARBIS, PEILER, and WARDANIAN. NAYS: BARDY. ABSENT: NONE. ABTAIN: NONE. The motion carried.

COMMITTEE/DEPARTMENT REPORTS:

FINANCE: Trustee Wardanian reported that the committee met to review and sign off on bills.

Village of Richmond

INCORPORATED 1872

COMMUNITY DEVELOPMENT: Trustee Elliott distributed an example of Village banners ordered for the downtown business district. He also announced that the Village will host "Bistro Richmond" in Memorial Hall from 5-9 PM as part of Anderson's Candy 100th Anniversary aka Richmond Chocolate Fest. Rosati's will provide a cash bar and sell pizza by the slice and Angelo's will provide a sweets table. Live music will be provided, as well.

Trustee Elliott reported that Cindy Skrukud, volunteers from Nippersink Watershed Association and Friends of Hackmatack did an excellent job cleaning up the area by the Nippersink Creek Route 12 Bridge. He thanked all the volunteers and the Public Works Department for the clean-up work performed.

Trustee Elliott asked when flowers would be purchased and planted downtown. Director Postl reported that he would be purchasing the flowers and have them planted next week.

POLICE: None.

PUBLIC WORKS: Brett Postl announced that the insurance claim for the lightning strike at the Wastewater Treatment Plant has been finalized. He reported that he has received proposals for the Liberty Street Lift station repairs and that all lift station are being inspected weekly. The PW Dept. is compiling an inventory of work required on each lift station, so repairs can be made.

ENGINEERING: None.

VILLAGE CLERK: Clerk Thomas reminded the Board that they would be going into closed session at the next Board meeting for semi-annual review of closed minutes.

ATTORNEY: None.

PRESIDENT'S COMMENTS: None.

TRUSTEE COMMENTS: Trustee Elliott reminded everyone about the upcoming Memorial Day event scheduled for May 27, 2019.

CLOSED SESSION: President Pro-Tem Bardy announced that the Board needed to go into closed session for Pending Litigation (5 ILCS 120/2(c)(11)).

Trustee Bardy moved, seconded by Trustee Peiler to go into closed session for the purposes of Pending Litigation (5 ILCS 120/2(c)(11)). ROLL CALL VOTE: AYES: BARDY, ELLIOTT, FULMER, GARBIS, PEILER and WARDANIAN. NAYS: NONE. ABSENT: NONE. ABSTAIN: NONE. Motion carried.

The Board went into Closed Session at 8:56 PM.

The Board reconvened at 9:15 PM.

Roll call was then taken, present were: Trustees Bardy (President Pro-tem), Elliott, Fulmer, Garbis, Peiler and Wardanian, Police Chief Cetrangolo, Attorney McArdle and Clerk Thomas. President Kunz was absent.

ACTION RESULTING FROM CLOSED SESSION: None.

With no further business, Trustee Fulmer moved to adjourn the May 16, 2019 Regular Board Meeting, seconded by Trustee Wardanian. The motion was approved by voice vote.

Meeting adjourned at 9:16 PM.

Respectfully submitted,
Karla L. Thomas, Village Clerk