MINUTES OF A REGULAR MEETING OSWEGO VILLAGE PRESIDENT AND BOARD OF TRUSTEES OSWEGO VILLAGE HALL 100 PARKERS MILL, OSWEGO, ILLINOIS April 19, 2022

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Troy Parlier called the meeting to order at 7:02 p.m. and led the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

Board Members Physically Present: President Troy Parlier; Trustees Tom Guist, Kit Kuhrt, James Marter II, Terry Olson, Jennifer Jones Sinnott, and Brian Thomas.

Staff Physically Present: Dan Di Santo, Village Administrator; Tina Touchette, Village Clerk; Jeff Burgner, Police Chief; Mark Horton, Finance Director; Jennifer Hughes, Public Works Director; Rod Zenner, Development Services Director; Joe Renzetti, IG/GIS Director; Bridget Bittman, Community Engagement Coordinator- Marketing; and Bill Thomas, Village Attorney.

RECOGNITIONS/APPOINTMENTS

E.1 Oath of Office

Chief Burgner thanked the Police Commission Board

b. Erika Gutierrez - Patrol Officer

Chief Burgner briefly spoke about Erika's background, academics, and hobbies. Erika's family was present for the swearing in; President Parlier swore her in.

a. Nicholas P. Bozek - Patrol Officer

Chief Burgner briefly spoke about Nicholas's background, academics, and hobbies. Nicholas's family and girlfriend was present for the swearing in; President Parlier swore him in.

- E.2 Proclamation- Drinking Water Week, May 1-7, 2022 President Parlier read the proclamation.
- E.3 Proclamation- Municipal Clerks Week, May 1-7, 2022 President Parlier read the proclamation.
- E.4 Proclamation- National Small Business Week, May 1-7, 2022 President Parlier read the proclamation.
- E.5 Proclamation- Building Safety Month, May 2022 President Parlier read the proclamation.
- E.6 Proclamation- Motorcycle Awareness Month, May 2022 President Parlier read the proclamation.
- E.7 Proclamation- National Historic Preservation Month, May 2022 President Parlier read the proclamation.

PUBLIC FORUM

The Public Forum was opened at 7:21 p.m. There was no one who requested to speak. The Public Forum was closed at 7:21 p.m.

STAFF REPORTS

There were no staff reports.

CONSENT AGENDA

- H.1 April 5, 2022 Committee of the Whole Minutes
- H.2 April 5, 2022 Regular Village Board Minutes
- H.3 April 5, 2022 Closed Session Minutes (Approve, but Not Release)
- H.4 Resolution Ratifying the Village President's Executive Order and Extending the Declaration of Local Emergency and Disaster.
- H.5 Automatic License Plate Reader Program Pulled for separate discussion and vote.
 - a) Resolution Authorizing the Chief of Police to Sign a Memorandum of Understanding between the Village of Oswego Police Department and Flock Safety.
 - b) Resolution Authorizing the Chief of Police to Sign the Village of Oswego and KenCom Executive Board/Kendall County Emergency Phone Service and Communications Board Intergovernmental Agreement Automatic License Plate Reader.
- H.6 Resolution for Maintenance Under the Illinois Highway Code in the Amount of \$600,000 of Motor Fuel Tax Funds in Fiscal Year 2022.
- H.7 Ordinance Granting a Sixth Amendment to the Final Planned Unit Development for Walmart Located at 2300 Route 34 to Allow for Changes to the Approved Signage.
- H.8 Resolution Amending an Agreement with Municipal Systems LLC, a DACRA Tech Company, for Adjudication Software.

A motion was made by Trustee Jones Sinnott and seconded by Trustee Marter II to approve the Consent Agenda; Approving the April 5, 2022 Committee of the Whole Minutes; Approving the April 5, 2022 Regular Village Board Minutes; Approving, but not Releasing the April 5, 2022 Closed Session Minutes; and Approving the following ordinance and resolutions:

Ordinance No. 22-25; Ordinance Granting a Sixth Amendment to the Final Planned Unit Development for Walmart Located at 2300 Route 34 to Allow for Changes to the Approved Signage.

Resolution No. 22-R-37; Resolution Ratifying the Village President's Executive Order and Extending the Declaration of Local Emergency and Disaster.

Resolution No. 22-R-40; Resolution for Maintenance Under the Illinois Highway Code in the Amount of \$600,000 of Motor Fuel Tax Funds in Fiscal Year 2022.

Resolution No. 22-R-41; Resolution Amending an Agreement with Municipal Systems LLC, a DACRA Tech Company, for Adjudication Software.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nav: None

The motion was declared carried by an omnibus roll call vote with six (6) aye votes and zero (0) nay votes.

- H.5 Automatic License Plate Reader Program Pulled for separate discussion and vote.
 - a) Resolution Authorizing the Chief of Police to Sign a Memorandum of Understanding between the Village of Oswego Police Department and Flock Safety. **Resolution No. 22-R-38**
 - b) Resolution Authorizing the Chief of Police to Sign the Village of Oswego and KenCom

Executive Board/Kendall County Emergency Phone Service and Communications Board Intergovernmental Agreement - Automatic License Plate Reader. **Resolution No. 22-R-39**

Board and staff discussion focused on concerns with misuse of LPR's; policies; what other communities have in place for policies; privacy measures; how long data is stored; legalities; safeguards; don't have rights to the data; sharing of data similar to Ring doorbell; data stored for 30 days and then deleted; MOU is for the use of the program; KenCom will have a separate MOU; KenCom owns the data; no personal information is captured by Flock; up the PD to get information on vehicles; policies are in the final draft phase and will include an audit process; accountability measures; KenCom will have their own internal policies; dispatcher will only look up information if given permission by PD personnel; KenCom will have their own internal audits; Cloud based server; draft policy being presented tomorrow to the KenCom Board and then goes to the Executive Board for approval; staff to share the policies with the Village Board; extension of the 30 day retention period would have to go through KenCom; 30 days is standard; in-car cameras have a 90 day retention period per statute; all Kendall County communities will have the LPR cameras; 2,000 cameras are contracted with the State; whether Naperville has cameras; only time KenCom will get involved is when there is a missing person; KenCom Executive Board meeting is April 28th; safety issues; important tool to have; checks and balances; ten cameras in Kendall County with over half of the cameras at the borders of Oswego; if successful, could contract Flock for our own cameras. There was no further discussion.

A motion was made by Trustee Olson and seconded by Trustee James Marter II to approve a Resolution Authorizing the Chief of Police to Sign a Memorandum of Understanding between the Village of Oswego - Police Department and Flock Safety and approve a Resolution Authorizing the Chief of Police to Sign the Village of Oswego and KenCom Executive Board/Kendall County Emergency Phone Service and Communications Board Intergovernmental Agreement - Automatic License Plate Reader.

Aye: Tom Guist Kit Kuhrt

Terry Olson Jennifer Jones Sinnott

Brian Thomas Nay: James Marter II

The motion was declared carried by a roll call vote with five (5) aye votes and one (1) nay vote.

BILL LIST

I.1 Approve Bill List Dated April 19, 2022 in the Amount of \$456,356.58.

A motion was made by Trustee Thomas and seconded by Trustee Jones Sinnott to approve the Bill List Dated April 19, 2022 in the Amount of \$456,356.58.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

OLD BUSINESS

There was no old business.

NEW BUSINESS

K.1 Ordinance Amending Title 3 Chapter 7 and Title 3 Chapter 31; Decrease Class "B-1" Liquor License, Increase Class "B-2" Liquor and Video Gaming License for Energymart Inc., d.b.a.
 Energy Mart Located at 55 Chicago Road. Ordinance No. 22-26

A motion was made by Trustee Jones Sinnott and seconded by Trustee Thomas to Approve an Ordinance Amending Title 3 Chapter 7 and Title 3 Chapter 31; Decrease Class "B-1" Liquor License, Increase Class "B-2" Liquor and Video Gaming License for Energymart Inc., d.b.a. Energy Mart Located at 55 Chicago Road.

Aye: Tom Guist Kit Kuhrt
James Marter II Terry Olson
Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

K.2 Ordinance Adopting the Budget for All Corporate Purposes of the Village of Oswego in Lieu of the Appropriation Ordinance for the Fiscal Year Commencing on May 1, 2022 and Ending on April 30, 2023. Ordinance No. 22-27

A motion was made by Trustee Jones Sinnott and seconded by Trustee Marter II to approve an Ordinance Adopting the Budget for All Corporate Purposes of the Village of Oswego in Lieu of the Appropriation Ordinance for the Fiscal Year Commencing on May 1, 2022 and Ending on April 30, 2023.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

K.3 Ordinance Adopting the Capital Improvement Plan for Fiscal Years 2023-2042 of the Village of Oswego, Kendall and Will Counties, Illinois. **Ordinance No. 22-28**

A motion was made by Trustee Jones Sinnott and seconded by Trustee Guist to Approve an Ordinance Adopting the Capital Improvement Plan for Fiscal Years 2023-2042 of the Village of Oswego, Kendall and Will Counties, Illinois.

Aye: Tom Guist Kit Kuhrt
James Marter II Terry Olson
Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

- K.4 Fox Bluff
- a) Hold a Public Hearing for the Annexation of 8045 Van Emmon Road

The public hearing was opened at 7:43 p.m.

There was no one who requested to speak. The public hearing was closed at 7:43 p.m.

b) Ordinance Amending Sections 3.02 and 7.01 to Amend Special Uses in the R-1 Single Family Residence District (Campgrounds). **Ordinance No. 22-29**

A motion was made by Trustee Guist and seconded by Trustee Marter II to Approve an Ordinance Amending Sections 3.02 and 7.01 to Amend Special Uses in the R-1 Single Family Residence District (Campgrounds).

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

c) Ordinance Authorizing Entering Into an Annexation Agreement with LBJMC-RV, LLC for Fox Bluff Vacation Cottage and RV Resort Located at 8045 Van Emmon Road. **Ordinance No. 22-30**

Lance Beatch, owner of Fox Bluff, provided the Board with his business background, qualifications on running RV resorts, and presented the following:



FOX BLUFF, previously known as Hideaway Lakes, was acquired by Lance Beatch and Joe McAdams on December 18, 2020. The resort is currently under renovation; with restoration of buildings and amenities, tenant repositioning and new standards being implemented. FOX BLUFF is in the first stage of its' metamorphosis into one of the largest, best located and finest vacation cottage and RV Resorts in North America.

1.5

MILES

Of waterfront on Fox River and Morgan Creek with over 140 existing waterfront sites, a boat launch and the opportunity to fish, kayak, canoe, paddleboard or float down the Fox River on a tube with your cooler. 160

ACRES

Covered with soaring majestic oaks, expansive waterfront and spring fed ponds to explore + adjacent to 134 acre Saw Wee Kee Park, with trails for hiking, horseback riding, cross country skiing and cycling. 650

RVSITES

To choose from, including riverfront, creekfront, pond front and an extensive forested area. The 500 new development areas will bring FOX BLUFF up to 1,150 sites (already permitted).

52

MILES

From downtown Chicago to FOX BLUFF, and even less to virtually every city/town in the Chicago MSA. A few minutes from Yorkville and Oswego, both with great restaurants and only 10 minutes from Raging Wayes Waterpark. 4

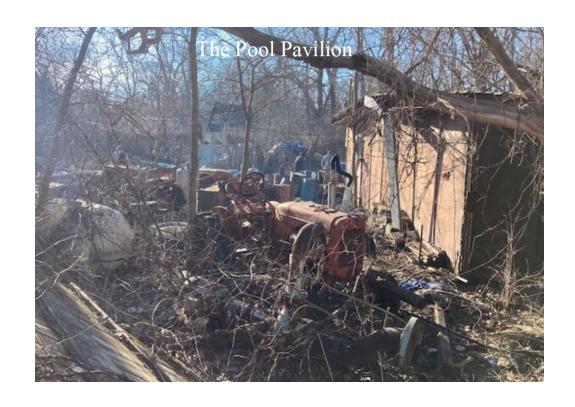
SEASONS

Of access for vacation cottage /RV living. in an extraordinary location with natural splendor, yet close to your primary residence. Daily, summer only, monthly, or year-round accommodation plans.

Fox Bluff "Before"

Although Fox Bluff has always been a naturally beautiful place with miles of water frontage and soaring trees, it required a bit of clean up.

- 225 RV trailers that were either abandoned for years or previously occupied by residents were moved to the Graveyard for demolition by two massive, specially equipped excavators
- All of the sites were scraped and cleaned up of debris (junk, patio stones, etc)
- Including the site clean up and the trailer demolition project, over 576 40-yard dumpsters were hauled out. Fun fact: If 576 dumpsters were stacked end to end, it would be 7 times the height of the Sears Tower
 - 190 40-yard dumpsters of garbage were hauled out
 - 162 40-yard metal dumpsters were hauled out
- 36 low boy semi trailers of old construction equipment and miscellaneous metal debris were hauled off
- Dozens of inoperable cars were towed out
- Hundreds of large dead trees were cut down and burnt and thousands of smaller underbrush trees were cut down or mulched















Abandoned Trailers







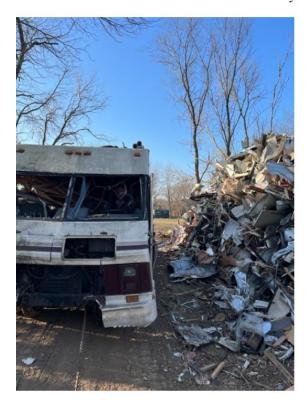


Unit That was Occupied





The Trailer Graveyard and Demolition





Dead Tree Removal





One of Hundreds of Burn Piles



Fox Bluff "After"

Although still in process, we have made material strides to upgrade the existing buildings and infrastructure

REPOSITIONED BUILDINGS



New Welcome Center and Office. Exterior and interior completed. 600 SF.

All buildings completed in matching "farm house chic" style.



Rental unit or common area building, exterior completed. 1040 SF.

Split rail fencing installed.



Adult Recreation Center. Exterior and interior completed. All new siding, flooring, paint, kitchen, granite countertops and fire suppression system completed. 2,400 SF.

REPOSITONED – AMENITIES / OTHER



New Basketball Court



New Playground



New Aluminum/Composite Fishing Piers



New Signage



New Water Fountain



Beach Build Out

REPOSITIONED + OTHER STRUCTURES



New future Pool House (Pavilion). Metal frame sanded and painted. New metal roof installed. 2,700 SF.

Will be used as shaded area in front of swimming pool (to be installed in May).



New portable bathrooms purchased.

Fox Bluff "Coming Soon"

In the coming months and years, Fox Bluff will bring new vacation cottage housing options that will vault the resort to one of the most coveted properties in North America.

Glamping Units



Other High-End Units



Board and staff discussion focused on it was a big undertaking to clear the property; Lance owns the land and utilities; he may also own units that he will rent out for glamping; \$400 per night rentals; high end units with better amenities; whether this campground is similar to the one near Millbrook; Fox Bluff will be 95% occupied by a vacationer who owns the unit; towable RV or weekend cottage; RV must be 10 years or newer; renting space for the season; permanent or semi-permanent living; can come for the weekend or stay for a week; sales center will be on-site; \$20,000-\$100,00 per unit; sold with title and sales tax; no trailers; upscale; Chicago area is ranked 6th-7th on the list of RV sales in the U.S.; 650+ sites on the property; couple hundred sites per year available to rent for the weekend; can Uber to stores and restaurants in Oswego; timeline for opening; getting pool in and updating existing sites; people expect concrete pads/rock and utilities; in a couple months can add the expansions and glamping; snowbirds live at RV resort for the season and go to Arizona for the winter; whether this project is smaller or larger than previous projects; this is the top five resorts he's encountered in three countries; only transients, glamping and rentals; glamping in the winter; can get buildings lined and with heat; could be a viable option; local tourism bureau is really excited for this as a huge attraction. Lance noted he appreciated the forward thinking and for meeting with him; hats off to Oswego; thank you to the Board, Dan, and Rod. There was no further discussion.

A motion was made by Trustee Thomas and seconded by Trustee Guist to Approve an Ordinance Authorizing Entering Into an Annexation Agreement with LBJMC-RV, LLC for Fox Bluff Vacation Cottage and RV Resort Located at 8045 Van Emmon Road.

Aye: Tom Guist Kit Kuhrt

James Marter II Jennifer Jones Sinnott

Brian Thomas Voted Present: Terry Olson

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

- d) Ordinance Rezoning Territory Located at 8045 Van Emmon Road to the R-1 Single Family Residence District. **Ordinance No. 22-31**
- e) Ordinance Granting a Special Use for a Campground and Planned Unit Development to Allow for a Campground at 8045 Van Emmon Road. **Ordinance No. 22-32**

A motion was made by Trustee Marter II and seconded by Trustee Jones Sinnott to Approve an Ordinance Rezoning Territory Located at 8045 Van Emmon Road to the R-1 Single Family Residence District and approve an Ordinance Granting a Special Use for a Campground and Planned Unit Development to Allow for a Campground at 8045 Van Emmon Road.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

f) Ordinance Amending Title 3 Chapter 7; Create Class "R" Liquor License (RV Resort Park/Campground). **Ordinance No. 22-33**

A motion was made by Trustee Thomas and seconded by Trustee Jones Sinnott to approve an Ordinance Amending Title 3 Chapter 7; Create Class "R" Liquor License (RV Resort Park/Campground).

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

K.5 Consider a Concept Plan for 12 Acres in the Kendall Point Business Park to Allow for a Cul-de-Sac.

A motion was made by Trustee Jones Sinnott and seconded by Trustee Olson to Consider a Concept Plan for 12 Acres in the Kendall Point Business Park to Allow for a Cul-de-Sac.

Board and staff discussion focused on needing an acceleration lane; right turn lane; only IDOT can approve a right turn lane or acceleration lane; traffic study; self-storage use currently under construction; no issues with the cul-de-sac; whether we can go back and discuss only areas adjacent to the cul-de-sac. One of the owners was in the audience and stated that a traffic study was already completed and roads were put in. Trustee concerned with more businesses and semi-truck traffic coming in and out of the roads; safety concerns with the blind corner/curve; estimate on when a traffic study would be completed; could take a couple months once IDOT approves the study and uses; built 20 years ago; when Rt. 30 was widened, didn't seem concerned. There was no further discussion.

Trustee Marter II made a motion to amend the original motion that upon development of any properties east of Kendall Point Drive be required to complete an IDOT traffic study to look at additional right in, right out lanes for semi-truck traffic. The amended motion was seconded by Trustee Olson.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nav: None

The motion to amend the first motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

A motion was made by Trustee Marter II and seconded by Trustee Olson to Consider a Concept Plan for 12 Acres in the Kendall Point Business Park to Allow for a Cul-de-Sac and to approve that upon development of any properties east of Kendall Point Drive be required to complete an IDOT traffic study to look at additional right in, right out lanes for semi-truck traffic.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

K.6. Resolution Authorizing an Agreement between the Village of Oswego and Arthur Black for the Placement of a Public Art Mural at 59 Main Street. **Resolution No. 22-R-42**

A motion was made by Trustee Thomas and seconded by Trustee Guist to approve a Resolution Authorizing an Agreement between the Village of Oswego and Arthur Black for the Placement of a Public Art Mural at 59 Main Street.

Aye: Tom Guist Kit Kuhrt

James Marter II Terry Olson

Jennifer Jones Sinnott Brian Thomas

Nay: None

The motion was declared carried by a roll call vote with six (6) aye votes and zero (0) nay votes.

K.7. Resolution Amending the Revolving Loan Fund Agreement with AHB 345 Enterprises LLC Increasing the Loan Amount to \$265,000.

Loan agreement application was withdrawn, by the applicant, prior to the Board meeting. No vote or discussion took place.

TRUSTEE REPORTS

Trustee Jones Sinnott- will be at the Hometown Expo this Saturday at the Kendall County Fairgrounds from 9am-3pm; Oswego will have a booth; come and see us and some business owners.

Trustee Kuhrt- will be at the Hometown Expo.

Trustee Olson- no report.

Trustee Thomas- no report.

Trustee Guist- witnessed a near miss at the Oswego Senior Community Center; look at getting a hidden driveway sign; no left turn signs being put in; staff will look into a hidden driveway sign.

Trustee Marter II- no report.

PRESIDENT'S REPORT

Spring Clean-up is this weekend; American Legion's craft show is on April 30th; Brush collection May 2nd-6th- Zone A; May 9th-13th- Zone B; Wine on the Fox- May 7th-8th.

CLOSED SESSION

There was no closed session held.

ADJOURNMENT

A motion was made by Trustee Jones Sinnott and seconded by Trustee Marter II to adjourn the meeting; upon a voice vote with all remaining members present voting aye, the meeting was adjourned at 8:34 p.m.

Tina Touchette Village Clerk