# MINUTES OF A REGULAR MEETING OSWEGO VILLAGE PRESIDENT AND BOARD OF TRUSTEES OSWEGO VILLAGE HALL 100 PARKERS MILL, OSWEGO, ILLINOIS May 16, 2023

## CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Ryan Kauffman called the meeting to order at 7:08 p.m. Ben Carney led the Pledge of Allegiance to the Flag of the United States of America.

Ben Carney is an Army Veteran who was deployed to both Iraq and Afghanistan. He served for 7 years in the 101<sup>st</sup> Airborne Division. He is also a member of the Oswego American Legion Post 675.

#### ROLL CALL

Board Members Physically Present: President Ryan Kauffman; Trustees Tom Guist, Kit Kuhrt, Karin McCarthy-Lange, Luis Perez, Jennifer Jones Sinnott, and Andrew Torres.

Staff Physically Present: Dan Di Santo, Village Administrator, Christina Burns, Asst. Village Administrator; Tina Touchette, Village Clerk; Jeff Burgner, Police Chief; Jennifer Hughes, Public Works Director; Andrea Lamberg, Finance Director; Rod Zenner, Community Development Services Director; Jason Bastin, Deputy Chief of Police; Bridget Bittman, Community Engagement Manager-Marketing; Joe Renzetti, IT/GIS Director; Kevin Leighty, Economic Development Director; Kerry Behr, Project Engineer; and Dave Silverman, Village Attorney.

# RECOGNITIONS/APPOINTMENTS

D.1 Retirement - Deputy Chief of Police, Kevin R. Norwood

Chief Burgner recognized Kevin for his accomplishments, and current and past roles with the Police Department over the past 27 years. He noted those who attended: sons, parents, co-workers and previous Chief of Police, Bob Wunsch. Kevin will be retiring on June 5, 2023. Members of the Citizen Police Academy (CPA) attended and presented Kevin with a handmade wooden flag made by a member and signed by all the CPA members. They thanked Kevin for the support he has given them. President Kauffman read a proclamation for Kevin and presented him with a copy. Chief Burgner thanked Kevin's family and thanked him for his friendship.

Kevin thanked everyone, the CPA and his family; he got paid to do a job; he loves serving the people of Oswego and the Village Board; he thanked Public Works, Director Zenner, Director Hughes; he thanked his co-workers; and thanked Chief Burgner for his friendship. He also thanked Bob Wunsch, Sheriff Baird, Brad Delphey, Nick Sikora and Jim Jensen; the Village is in good hands. Pictures were taken.

D.2 Proclamation- National Public Works Week, May 21-27, 2023 President Kauffman read the proclamation.

D.3 APWA Top Ten Award and Recognition-Public Works Director Jennifer Hughes

- a) Proclamation- President Kauffman read the proclamation and presented a copy to Jennifer. Pictures were taken.
- b) Presentation of the Award- Dave Lawry presented Jennifer with the National APWA award; he has known Jennifer since the late 1990's; he briefly spoke about Jennifer and her accomplishments; this is the 47<sup>th</sup> National award; Jennifer is one of three women to receive the award.

Jennifer thanked everyone, the Board, the residents and her mom; so blessed; she couldn't have received this award without having an incredible team surrounding her at every step. Pictures were taken.

## D.4 Proclamation- National Safe Boating Week, May 20-26, 2023

A representative of the U.S. Coast Guard Auxiliary was present. President Kauffman read the proclamation and presented a copy to the representative. Pictures were taken.

# D.5 Proclamation- Poppy Day, May 26, 2023

Lori Pierce and a representative of the American Legion was present. She gave President Kauffman a poppy. President Kauffman read the proclamation and presented Lori a copy. Pictures were taken.

#### **PUBLIC FORUM**

Public Forum was opened at 7:46 p.m.

Patty Deering addressed the Board regarding Southbury and Season at Southbury issues; she has managed HOA's in Oswego for 18 years; she thanked the Village for getting Bluegrass Parkway paved; there are potholes on Southbury Blvd.; concrete borders are falling apart; requested a temporary replacement; Pod 8 is unkept with weeds and signs falling over; it is not being taken care of; any help would be appreciated; punch list not completed at Seasons at Southbury; \$500,000 in concrete issues; residents will have to pay out of pocket; Lennar is not fixing the issues. She provided the Board with a copy of the issues; met with Lennar in the Fall; would like another meeting with Lennar. Administrator Di Santo will work on setting up another meeting.

Dan Fograse addressed the Board regarding Southbury; he is the HOA President for Southbury; revisiting what was presented to the previous Board regarding Lakeshore Drive; he provided the Board with handouts; March 14, 2020 minutes show the Village budgeted to maintain certain roads in the Seasons at Southbury; the budget was approved on April 21, 2020; has taken 18 years for Southbury to be fully built out; reserves are low; will probably bankrupt them; have had no communication on what the Village is going to do; need further discussions; concrete aprons are starting to look bad; patching with concrete; need a sit down with Lennar.

There was no one else who requested to speak. The public forum was closed at 7:57 p.m.

# STAFF REPORTS

Administrator Di Santo- proud of Director Jennifer Hughes; her mom and Jill attended tonight's meeting; great honor; well deserved.

# **CONSENT AGENDA**

- G.1 May 2, 2023 Special Village Board Minutes
- G.2 Resolution Authorizing the Execution of a Professional Services Agreement with Ryan, LLC for Financial Consulting Services.
- G.3 Resolution Authorizing the Execution of a Professional Services Agreement with HR Green, Inc., for Fiscal Years 2024-2025 for General Consultation Services.
- G.4 Resolution Authorizing the Execution of Change Order No. 2 with Performance Construction and Engineering, LLC in the Amount of \$120,429.00 for the Collins Road Water Main Extension.
- G.5 Resolution Authorizing the Purchase of a New 2022 Ram 2500 Pickup Truck with Western Plow from River Front Chrysler in the Amount of \$56,782.26.
- G.6 Ordinance Granting a Variance in the R-2 Single Family Residence District to Reduce the Required Side Yard Setback from 12 Feet to 11.87 Feet to Allow for a Garage Expansion.

- G.7 Resolution Authorizing the Execution of a Master Professional Service Agreement and a Task Order No. 1 with RJN Group, Inc. in the Amount of \$105,850.00.
- G.8 Resolution Authorizing the Village to Enter into an Intergovernmental Agreement with the United City of Yorkville Regarding Joint Employment of a Police Training Coordinator.
- G.9 Resolution Authorizing the Purchase of One New Ford Utility Interceptor Squad from Morrow Brothers Ford in the Amount of \$41,370.00 and Purchase the Required Equipment from Multiple Companies in the Amount of \$34,500.00 for a Grand Total Not to Exceed \$75,870.00 and the Waiving of the Competitive Public Bidding Requirement.
- G.10 Resolution Approving a Jurisdiction and Maintenance Addendum for the County of Kendall's Collins Road Improvements (Section 19-00154-00-FP) in the Village of Oswego.
- G.11 Resolution Authorizing the Finance Director to Enter into a Contract for the Purchase of Electricity from the Lowest Cost Electricity Provider for the Purposes of Street Lighting Through the Northern Illinois Municipal Electric Collaborative Bid Process.
- G.12 Resolution Adopting Revised Fiscal Year 2024 Salary Ranges (Training Coordinator).

A motion was made by Trustee Perez and seconded by Trustee Jones Sinnott to approve the Consent Agenda; Approving the May 2, 2023 Special Village Board Minutes; and Approving the following ordinance and resolutions:

**Ordinance No. 23-36;** Ordinance Granting a Variance in the R-2 Single Family Residence District to Reduce the Required Side Yard Setback from 12 Feet to 11.87 Feet to Allow for a Garage Expansion. **Resolution No. 23-R-40;** Resolution Authorizing the Execution of a Professional Services Agreement with Ryan, LLC for Financial Consulting Services.

**Resolution No. 23-R-41;** Resolution Authorizing the Execution of a Professional Services Agreement with HR Green, Inc., for Fiscal Years 2024-2025 for General Consultation Services. **Resolution No. 23-R-42;** Resolution Authorizing the Execution of Change Order No. 2 with Performance Construction and Engineering, LLC in the Amount of \$120,429.00 for the Collins Road Water Main Extension.

**Resolution No. 23-R-43**; Resolution Authorizing the Purchase of a New 2022 Ram 2500 Pickup Truck with Western Plow from River Front Chrysler in the Amount of \$56,782.26.

**Resolution No. 23-R-44;** Resolution Authorizing the Execution of a Master Professional Service Agreement and a Task Order No. 1 with RJN Group, Inc. in the Amount of \$105,850.00.

**Resolution No. 23-R-45**; Resolution Authorizing the Village to Enter into an Intergovernmental Agreement with the United City of Yorkville Regarding Joint Employment of a Police Training Coordinator.

**Resolution No. 23-R-46**; Resolution Authorizing the Purchase of One New Ford Utility Interceptor Squad from Morrow Brothers Ford in the Amount of \$41,370.00 and Purchase the Required Equipment from Multiple Companies in the Amount of \$34,500.00 for a Grand Total Not to Exceed \$75,870.00 and the Waiving of the Competitive Public Bidding Requirement.

**Resolution No. 23-R-47**; Resolution Approving a Jurisdiction and Maintenance Addendum for the County of Kendall's Collins Road Improvements (Section 19-00154-00-FP) in the Village of Oswego.

**Resolution No. 23-R-48;** Resolution Authorizing the Finance Director to Enter into a Contract for the Purchase of Electricity from the Lowest Cost Electricity Provider for the Purposes of Street Lighting Through the Northern Illinois Municipal Electric Collaborative Bid Process.

**Resolution No. 23-R-49**; Resolution Adopting Revised Fiscal Year 2024 Salary Ranges (Training Coordinator).

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

## **BILL LIST**

H.1 Approve Bill List Dated May 16, 2023, in the Amount of \$1,778,796.92.

A motion was made by Trustee Jones Sinnott and seconded by Trustee Perez to approve the Bill List Dated May 16, 2023, in the Amount of \$1,778,796.92.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nav: 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**

J.1 Ordinance Repealing Ordinance No. 22-03 Granting a Major Change to the Ashcroft Place Unit 2 PUD and Subdivision Plat to Allow for a Clubhouse at the Corner of Colchester Drive and Vinca Lane. **Ordinance No. 23-37** 

A motion was made by Trustee Jones Sinnott and seconded by Trustee McCarthy-Lange to approve an Ordinance Repealing Ordinance No. 22-03 Granting a Major Change to the Ashcroft Place Unit 2 PUD and Subdivision Plat to Allow for a Clubhouse at the Corner of Colchester Drive and Vinca Lane.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

J.2 Ordinance Granting a Special Use for a Preliminary and Final Planned Unit Development and Plat to Allow for the Development of a 10,000 Square Foot Industrial Building at 70 Stonehill. **Ordinance No. 23-38** 

A motion was made by Trustee Jones Sinnott and seconded by Trustee Perez to approve an Ordinance Granting a Special Use for a Preliminary and Final Planned Unit Development and Plat to Allow for the Development of a 10,000 Square Foot Industrial Building at 70 Stonehill.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

J.3 Resolution Adopting a Civility Pledge for the Village of Oswego. **Resolution No. 23-R-50** 

A motion was made by Trustee Perez and seconded by Trustee McCarthy-Lange to approve a Resolution Adopting a Civility Pledge for the Village of Oswego.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

J.4 Ordinance Approving an Economic Incentive Agreement with Whitetail Ridge Golf Club, LLC. **Ordinance No. 23-39** 

A motion was made by Trustee Jones Sinnott and seconded by Trustee Kuhrt to approve an Ordinance Approving an Economic Incentive Agreement with Whitetail Ridge Golf Club, LLC.

Board, staff, applicant (Ron Walker), and applicant's attorney (Atty. Kramer) discussion focused on whether only approving \$112,000 or if it includes fee waivers; Village building and permit fees will be waived; any third party fees will still be charged to the applicant; no lump sum payment; can collect on the properties to the north and south from future developers; recapture ordinance for north and south properties unless negotiated out of the deal; can bring back ordinance at future Board meeting; reasoning for waiving the Village building fees; Village has waived fees on other projects; whether they have provided sales projections and a proforma; whether it is a viable project; proforma typically provides why they need the money; consultant and staff reviewed the project; help with developing infrastructure; who is taking on the burden; fairness and equity; applicant didn't ask for anything beyond what was reasonable; still doing cross access; escrowing until other properties are developed; claw back; this is a different type of project; worth the investment; seasonal from October to April: business may be open year round with limited hours; Whitetail Ridge will own the property; move from Yorkville to golf dome in the off months; front building will be 4,200 square feet with a bar area and full kitchen; not partnering with the Park District; golf only; no rentals; will be able to offer year round jobs; comparable to Top Golf; first indoor dome to have Trackman simulator; permit fees could be higher once building plans have been submitted; will start building soon; waiting on Fox Metro and EPA; groundbreaking ceremony; 50% of revenue from entertainment and not necessarily from golfers; costs of the project; everyone in Gates Creek is looking forward to them opening.

The motion was amended by Trustee Jones Sinnott and seconded by Trustee Kuhrt to approve an Ordinance Approving an Economic Incentive Agreement with Whitetail Ridge Golf Club, LLC. and include a request for staff to draft a recapture ordinance to be brought back to a future Board meeting for approval.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

J.5 Ordinance Granting a Special Use for a Preliminary and Final Planned Unit Development and Plat to Allow for the Development of an Industrial Building and Outdoor Storage at 94 Templeton Drive. **Ordinance No. 23-40** 

Business is relocating to Oswego from Naperville.

A motion was made by Trustee Perez and seconded by Trustee Jones Sinnott to approve an Ordinance Granting a Special Use for a Preliminary and Final Planned Unit Development and Plat to Allow for the Development of an Industrial Building and Outdoor Storage at 94 Templeton Drive.

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

#### TRUSTEE REPORTS

Trustee Torres- thank you to Kevin Leighty for providing the information on the golf dome.

Trustee McCarthy-Lange- I take the Civility Pledge seriously; don't appreciate accusations when you cannot respond; thank you to Deputy Chief Norwood; congratulations to Jennifer; like to see new businesses; loved Wine on the Fox; excited for next year's Wine on the Fox; looking forward to the Memorial Day parade.

Trustee Guist- congratulations to Jennifer and Deputy Chief Norwood.

Trustee Jones Sinnott- congratulations to Deputy Chief Norwood; you rock Jennifer; got to schlep t-shirts at Wine on the Fox with Kit; good time and turnout at Wine on the Fox; looking forward to events at the Venue and PrairieFest; summer is coming.

Trustee Kuhrt- congratulations to Deputy Chief Norwood; he will be missed; congratulations to Jennifer; you deserve it; residents love Public Works; Wine on the Fox was awesome; sold shirts; will be spending time at the PrairieFest booth; first event at the Venue is May 27<sup>th</sup> from 2pm-10pm; Country Bash; Southbury is dealing with a lot; good that they came and talked about it today.

Trustee Perez- great news and melancholy news; he has accepted a position, out of state, starting in June; will miss it dearly; so proud; love it here; both happy and sad; thank you.

#### PRESIDENT'S REPORT

The Village will be accepting applications for the Trustee vacancy; application can be found on the Village's website; must meet residency requirements, got to love Oswego; encourage people to apply; a press release will be going out; have until May 30<sup>th</sup> to apply. Wine on the Fox was amazing; congratulations to Deputy Chief Norwood; incredible 27 years; congratulations to Jennifer; finest public servant he has met; she is a phenomenal engineer and public servant.

## **CLOSED SESSION**

A motion was made by Trustee Jones Sinnott and seconded by Trustee Guist to enter Closed Session for the purposes of discussing the following:

- Pending and Probable Litigation
- Appointment, Employment, Compensation, Discipline, Performance, or Dismissal of Personnel
- Collective Bargaining, Collective Negotiating Matters, Deliberations Concerning Salary Schedules
- Sale, Lease, and/or Acquisition of Property
- Security Procedures and the Use of Personnel and Equipment to Respond to an Actual, Threatened, or a Reasonably Potential Danger to the Safety of Employees, Staff, the Public, or Public Property

Aye: Tom Guist Kit Kuhrt
Karin McCarthy-Lange Luis Perez
Jennifer Jones Sinnott Andrew Torres

Nay: None

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

The Board adjourned to Closed Session at 8:48 p.m.

The Board returned to open session at 9:08 p.m. A roll call vote was taken. All attending Board members were physically present for the roll call.

# **ADJOURNMENT**

A motion was made by Trustee Jones Sinnott and seconded by Trustee Perez to adjourn the meeting; upon a voice vote with all remaining members present voting aye, the meeting was adjourned at 9:09 p.m.

Tina Touchette Village Clerk