

**Village of Prairie Grove
Special Meeting Minutes
August 24, 2009**

1. Call to Order: President Duda called the Meeting to order at 7: 04 PM.

2. Roll Call: Trustees Baudin, Behm, Greenwald, Handera, McConnell and President Duda all present. Trustee Robak absent.
Village Administrator Smith, Clerk Minor and Attorney McArdle also present.

President Duda moved to item 8. c.

8. c. Motion to Adopt Ordinance #481, An Ordinance Granting a Special Use Permit to Flo TV for the Installation of a Wireless Communication Antenna on an Existing Tower Located at 4304 Illinois Route 176:

Terry Roth and Adam Kaufman from FLO-TV give a brief presentation regarding the Special Use that they are requesting. Jason Leach from Leach Tower LLC was also present.

Mr. Roth stated that they are requesting a Special Use to add a FLO-TV antenna to the existing Leach Tower along with an additional equipment shelter that is 10 x 20 on this property.

The Planning & Zoning Commission made their unanimous recommendation with one condition. They would like the Village to ask for an indemnification agreement if it is legally feasible. Attorney McArdle stated that this was pre-empted by the FCC and as long as this was in compliance with the FCC the Village has no jurisdiction to ask for anything else.

Motion by Trustee Baudin, 2nd by Trustee McConnell to Adopt Ordinance #481, An Ordinance Granting a Special Use Permit to Flo TV for the Installation of a Wireless Communication Antenna on an Existing Tower Located at 4304 Illinois Route 176. On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.

3. Public Comment: Cherie Haselgruber of 3822 Barreville Road stated that she is entirely disappointed with all of the speeders on Barreville Road. She would like to see the Police Department patrol Barreville more often especially during the hours that people are going to and from work.

Lori McConville of 1807 Blossom Street and Nunda Neighbors stated that she has some questions regarding the Route 176 Corridor Plan. She asked to be put on the September Agenda.

4. Consent Agenda:

Motion was made by Trustee McConnell, 2nd by Trustee Baudin to approve items A through D on the consent agenda. Motion to Approve Items A through D include the Approval of Meeting Minutes of July 21, 2009, the Executive Session Meeting Minutes of June 16, 2009, the Cash Disbursements Journal from July 15, 2009 to August 15, 2009 along with the Cash Receipts Journal from July 15, 2009 to August 15, 2009. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

President Duda moved to item 8. a.

8. a. Discussion of the Prairie Grove Municipal Code, Various Sections Regarding Discharge of Firearms, Minimum Acreage & Exception to Allow Hunting:

Bill Behm of 4091 Barreville Road gave some history on the original Ordinance #333, An Ordinance Restricting the Discharge of Firearms in the Village of Prairie Grove that was adopted in 2003 and it's original intent. Mr. Behm was a former Trustee and in 2003 was seated on the Village Board when this ordinance was adopted.

A discussion ensued regarding the adoption of Ordinance #333 in 2003 and it's intent and the Village Code being adopted in 2005. In conclusion, there was a clerical error that occurred during the codification process of the Village Code. In order to correct the Village Code another ordinance needs to be adopted.

Motion by Trustee Behm, 2nd by Trustee Handera to adopt an ordinance amending section 9.09B, Discharge of Firearms, in the Prairie Grove Municipal Code and ratify this under the consent agenda at next months Board Meeting. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

5. Committee Reports and Meeting Dates:

a. ARC:

ARC Appeal, 2800 Nish Road: ARC Chairman Ed Radwanski stated that the modification of a gabled roof to this detached garage makes this look more like a house. President Duda stated that feedback from the abutting neighbors is that this is not an issue. The Village Board gave direction to approve the amendments.

Chairman Radwanski wanted the Village Board to take another look at the latest Ordinance that was adopted regarding amendments to the Architectural Review Commission. During the notification process the contiguous property is not defined.

Building Inspector Phil Knudsen will be putting additional ideas in front of the Village Board for consideration at the next meeting. Mr. Knudsen will be in contact with members of the ARC Commission for any additional input they may have.

b. EDC:

Trustee McConnell stated that they are working to finalize the impact analysis for the Rt. 176 Corridor Plan and they are waiting for one last piece of information.

c. Parks & Recreation:

Motion to Appoint Lindsey Halpern-Givens to the Parks & Recreation Committee: Motion by Trustee Baudin, 2nd by Trustee McConnell to appoint Lindsey Halpern-Givens to the Parks & Recreation Committee. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

Trustee Behm stated that they will be meeting again on Wednesday morning to discuss the Golf Outing. Wayne Jett has offered to help in planning the golf outing.

d. Planning & Zoning Commission:

Motion to Appoint Robin Pendergrast as New Commissioner, Term Ending April 30, 2010: Motion by Trustee Baudin, 2nd by Trustee Greenwald to appoint Robin Pendergrast as New Commissioner, Term Ending April 30, 2010. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

6. Staff/Consultant Reports:

a. Resident Citation Appeal, Bill & Darlene Richards at 4317 Carlisle Dr.:

Mrs. Darlene Richards is here to discuss a letter that she received from the Village regarding some Ash Trees on her property. Building Inspector Knudsen stated that the trees are located in the easement, so he asked the property owner to either relocate or remove the trees. After a brief discussion, Mrs. Richards is agreeable to trimming the trees in order to address this issue.

Steve Fry of SF Performance, 2510 Unit H, Rt. 176 is asking the Village Board for input regarding an open house/side walk sale he would like to have to try and drum up business. He would like to plan this for one Saturday in late September. The Village Board is in support of helping our local businesses. They asked that Mr. Fry come back in September for formal Board approval.

Police:

Director of Public Safety Lyons stated that the 2nd National Night Out had a light attendance this year. He stated that they would ask for help to advertise this event next year. The Police Department won the Illinois Traffic Safety Challenge this year. They went to receive their award and they won a Truspeed speed measuring device. Director Lyons stated that the new radios were in and operational. He recently submitted an application for a new car grant through Illinois Criminal Justice. He hopes to get the grant and replace the Tahoe to keep one 4 wheel drive vehicle operational during the winter. All Police squads have been re-stripped and now all look uniform.

8. b. Direction Regarding Installation of Traffic Signal at Illinois Route 176 & Smith Road:

IDOT has decided to improve the intersection at Rt. 176 & Smith Road. They are asking that the Village pay \$18,000.00 for the intersection improvement that has never been requested by the Village. During the discussion the Village would oppose a signal at 176 & Smith Road and they would also oppose it fiscally. They see no benefit to the Village as the Village would like to see that road closed.

7. a. Motion to Approve the Village of Prairie Grove General Purpose Financial Report for the Fiscal Year Ending April 30, 2009:

Motion by Trustee Baudin, 2nd by Trustee Handera to Approve the Village of Prairie Grove General Purpose Financial Report for the Fiscal Year Ending April 30, 2009. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

8. d. Motion to Adopt Ordinance #482, An Ordinance Authorizing the Execution of a Public Improvement Completion Agreement Regarding Timberhill Subdivision Development:

Additional Monies are owed to contractors for the work done so far on Timberhill. The Village currently holds money from the letters of credit. Home State Bank would give the Village a corporate guarantee for the usual 24 month maintenance agreement. The time frame for completion is approximately November 1, 2009.

Mr. William Franz stated that he had not seen the agreement until just a few minutes ago. He's not ready to sign the agreement tonight.

Motion by President Duda to table this agenda item until next month.

Discussion with Nunda Neighbors, Lori McConville and Marcia Millman:

They are asking to clarify what happened at the July Meeting. The vision created by Nunda Neighbors would be included in text format in the Rt. 176 Corridor Plan. Nunda Neighbors would like to see it visually represented as well. The Village will discuss this with Houseal & Lavigne to see if including this would be added to our budget. If this would be an additional fee the Village would not be in favor of this.

9. Executive Session for the Purpose of Personnel, Litigation or to Acquire or Lease Real Property: None

10. Adjournment: Motion made by Trustee Baudin, 2nd by Trustee McConnell to adjourn this Special Village Board Meeting at 9:17 PM. **On a Roll Call Vote: Trustees Baudin, Behm, Greenwald, Handera and McConnell all voted Aye, Motion carries.**

Respectfully Submitted by:

Kim Minor, Village Clerk