

REGULAR TOWN BOARD MEETING
VILLAGE OF FRANKLIN GROVE
LEE COUNTY, ILLINOIS

SEPTEMBER 10, 2007 MINUTES APPROVED OCTOBER 8, 2007

On September 10, 2007 the regular meeting of the Village of Franklin Grove, held at the Village Hall, 105 E. South Street, Franklin Grove, Lee County, Illinois, was called to order by President Robert E. Logan at 7:00 p.m.

ROLL CALL

Present: Trustees Karen Didier, Ed Uphoff, Diane Nicholson, Keith Roop, Lynn Asp, Attorney Rolfe Ehrmann, President Bob Logan and Clerk Lori Smith.

Trustee Tony Schaneberg arrived at 7:15 p.m.

RECOGNITION OF VISITORS

See attached.

Jeff and Wendy Schafer addressed the board about on going concerns they have with the condition of the property next door to them at 321 N. Walnut Street owned by DeWayne Harbach, Jr. Some of their concerns had to do with the following:

- Ladders leaning against the garage and house
- Rubbish holding water which could breed mosquitoes
- Holes in the house where rabid bats could live

Wendy Schaffer said she knows there are ways that the Village or the County can take that property and condemn it and that is what she is looking to have done.

President Logan asked for legal advice from Attorney Ehrmann on what can be legally done to abate the nuisance with regard to the weeds and open holes on the Lahman Development property on Route 38 coming into town and the Harbach property.

Attorney Ehrmann advised that there is no question that President Logan has the authority to deem the nuisance an emergency and abate it, but the courts have the right to look over his shoulder and make an "after the fact" judgment. If the court deems that it is not an emergency, then the court expects you to go to them first and they will order the abatement.

Attorney Ehrmann advised that the Village needs to go to court and have the court order an injunction to abate the nuisances.

VILLAGE CLERK'S REPORT

MINUTES

Motion made by K. Roop, seconded by K. Didier to approve the Minutes of the Regular and Executive Meetings of August 13, 2007. Passed 6/0

BILLS & LATE BILLS

Motion made by D. Nicholson, seconded by E. Uphoff to pay bills, late bill of \$1,744.00 to Sheree Rich for sidewalk work and make any necessary transfers. Passed 6/0

CLERK'S REPORT

None

LEGAL ISSUES

(Attorney Ehrmann)

There was some discussion about the requirement of the agenda being posted on the website. Attorney Ehrmann wasn't aware that it was mandatory, but he will check into what exactly is required.

Attorney Ehrmann presented the board with a final draft of the Burning Ordinance accepted as a first reading at the August 13th board meeting.

Motion made by L. Asp, seconded by K. Didier to accept the Burning Ordinance 685-07 as presented. Ayes – 3 (K. Didier, D. Nicholson, L. Asp)
Nays – 3 (K. Roop, T. Schaneberg, E. Uphoff)

Motion made by L. Asp, seconded by T. Schaneberg to accept Burning Ordinance 685-07 as amended. Passed 6/0

POLICE REPORT

See attached.

President Logan asked Chief Lehman to advise his officer's and asked all village officials who have keys to the Village Hall to make sure when you leave that the door is locked. It has been found unlocked several times. Chief Lehman advised that the Officer's from the Sheriff's Department have keys to the building also and he will send them a memo advising them to make sure the door is locked.

Trustee Nicholson advised that there has been a question about ordinances and that Officer's can't address an ordinance violation unless there is a citizen's complaint. Chief Lehman advised that if he or his officer's see a violation, they will address it, but Doug Heier's job is to seek and find violations and address them. President Logan also advised that if a citizen witnesses a violation that the Officer didn't, then the citizen needs to sign a complaint.

ENGINEER'S REPORT (Bill Blecke)

Bill Blecke advised that Jeff Moore completed the WWTP Capacity Report and Keith Roop, Roger Warrenfeltz and Ron Miller will be meeting with Jeff to discuss.

Motion made by K. Roop, seconded by D. Nicholson to approve the Proposal for Village Railroad Grade Separation Study by Baxter & Woodman for an estimated cost of \$5,000.00. Passed 6/0

Bill Blecke asked the board for a recommendation as to a convenient time to have a workshop regarding development projects. A tentative date of Tuesday, October 2, 2007, from 7:00 until 9:00 p.m. was given.

Bill also suggested that the board keep in mind that the subdivision ordinance needs to be updated.

COMMUNITY DEVELOPMENT (Lynne Kilker)

Lynne Kilker advised that there is a class she feels Trustee Uphoff should attend in Naperville on Principals and Practice of Economic Development to be held on October 15, 16 and 17.

Motion made by L. Asp, seconded by K. Roop to approve Ed Uphoff's attendance and accompanying reasonable expenses. Passed 6/0

GENERAL BUSINESS

OLD BUSINESS

Motion made by K. Didier, seconded by T. Schaneberg to approve the Employee Handbook as presented with recommended changes. Passed 6/0

NEW BUSINESS

Motion made by K. Didier, seconded by K. Roop to put on the agenda for next month and will have a recommendation by our Engineer as to what Building Code to use.
Passed 6/0

COMMITTEE REPORTS

WATER & SEWER

(K. Roop Chairman)

See attached.

Trustee Roop advised that the Village needs to come up with impact fees for the Village, Fire Department and Schools.

Motion made by L. Asp, seconded by D. Nicholson to spend \$40.00 on flowers for Ron Miller's fathers funeral. Passed 6/0

STREETS & ALLEYS

(D. Nicholson Chairman)

See attached.

Trustee Nicholson advised she will speak with Jeff Pitzer of Pitzer & Sons Excavating about grading Lahman Street by the Elementary School.

COMMUNITY DEVELOPMENT AND PROPERTIES

(E. Uphoff Chairman)

Don Falls with DCEO will be here on September 25, 2007 at 7:00 p.m. regarding the Competitive Communities Initiative Program.

Trustee Uphoff advised that he will place three copies of the Comprehensive Plan out for public view. He will put one at the Library, one at the Lincoln Building and give one to Jack Kelly to put on the internet. He will also put some public announcements in the calendar section of the newspaper.

Motion made by K. Didier, seconded by E. Uphoff to hold a Public Hearing November 12, 2007 at 7:00 p.m. regarding the adoption of the Comprehensive Plan. Passed 6/0

Trustee Uphoff advised the surveys will go out after September 25, 2007 and it will cost approximately \$150.00 for a town mailing list.

Trustee Uphoff advised grant papers have been sent into Commonwealth Edison.

President Logan advised that the Lion's Club Shelter Roof needs to be looked at to see if it needs reroofing.

FINANCE COMMITTEE
(K. Didier Chairman)

None

OTHER BUSINESS

Trustee Didier requested on behalf of the cemetery board that a fence be put up between Jim Lahman's property and the cemetery with a three foot setback. President Logan advised the board will make the recommendation. It was also suggested that Karen Didier send a notice to the Planning Commission.

EXECUTIVE SESSION

Motion made by T. Schaneberg, seconded by L. Asp to go into executive session to discuss the purchase of real estate property and personnel issues at 9:30 p.m. Passed 6/0

No action taken in executive session.

ADJOURNMENT

As no further business was brought before the board, a motion to adjourn was made by E. Uphoff, seconded by K. Didier and carried by unanimous vote at 10:00 p.m.

Respectfully submitted,

Lori J. Smith
Village Clerk

