

MINUTES OF A SPECIAL MEETING OF THE  
CORPORATE AUTHORITIES OF THE VILLAGE OF CAMPTON HILLS  
DECEMBER 17, 2009  
CAMPTON TOWNSHIP COMMUNITY CENTER  
5N082 OLD LAFOX ROAD, CAMPTON HILLS, ILLINOIS

President Smith called the Special Board Meeting of the Corporate Authorities of the Village of Campton Hills to order at 6:41P.M.

Clerk Higgins called the Roll:

- Present in Person: Trustees Andersen George, Kopec, Lenkaitis, and Strauss
- Absent: Trustee Millette
- Also Present: Attorney Braithwaite and Clerk Higgins

Discussion and consideration of the Norton Lake Preliminary Plan:

Trustee Andersen asked for clarification as to the retaining wall to be installed behind lot numbers 53 through 55 if the court did not uphold the easement. Mr. Harrison stated that it would be a terraced area with two staggered walls approximately four to five feet high. Mr. Harrison stated he would prefer to utilize the easement, but that the retaining walls will be used in the event that the court does not uphold the easement he received from Fox Mill Limited Partnership.

Trustee Lenkaitis moved to approve a Resolution presented approving the Norton Lake Preliminary Plan; seconded by Trustee Strauss.

Discussion:

Attorney Braithwaite stated as to the agreement of Mr. Harrison, Note #2 on the Plat was to be removed. President Smith stated that the public had expressed objection to effluent being sprayed on the open space within subdivisions.

Trustee Strauss said that on item D.1 of the Resolution he would recommend alternate wording in the last line stating "and if expansion is needed to accommodate Norton Lake, that no existing customer of the Wasco Sanitary District would bear the costs; all costs would be paid by the Norton Lake Developer." Trustee Kopec responded that Trustee Strauss's recommendation was not appropriate because facility expansions are added in much larger units than needed to support only this development. President Smith recognized John Wills, the Wasco Sanitary District (WSD) engineer, to speak and he stated that the average sanitary output is based upon 100 gallons per day per person, but in reality, the discharge is about 70 gallons per day per resident. He also pointed out that the WSD was required to process all wastewater discharge from their customers, even if it exceeded the 100 gallons per day average per resident.

Trustee Andersen asked Mr. Wills to explain why the WSD was placed on the IEPA's Critical Review List. Mr. Wills stated the WSD had committed 79.9% of their capacity according to the IEPA calculations and that level triggered Critical Review status. President Smith read aloud to the audience the definition of "Critical Review" from the Environmental Register from July 2008. Mr. Harrison said that the 79.8% capacity included all of the PEs sold to date including the PEs for Norton Lake. Mr. Wills also stated his calculations were conservative and used a population of occupancy of 3.5 people per residence as well as reserves for previously permitted capacity more than two years old and that his calculations indicated a capacity of 85%. President Smith recommended that if at the time of Norton Lake's connection additional infrastructure were required, that Norton Lake Developer would incur the cost of expansion. Mr. Harrison stated he could not agree to that condition. Trustee Kopec said that he was opposed to Trustee Strauss's proposed change because he didn't feel it would be enforceable. Attorney Braithwaite said that he would recommend deleting a portion of D.1 and adding D.3

Trustee Kopec moved to delete the words in D.1 "to be paid for by existing users of the WSD by increased taxes or user charges"; seconded by Trustee Lenkaitis.

A voice vote was called and was, 4-ayes, 1-nay. President Smith declare the motion carried

Trustee Kopec called for the vote on the Resolution; seconded by Trustee Lenkaitis.

A voice vote was called and was, 3-ayes, and 2-nays. President Smith declared the motion carried.

Clerk Higgins called the Roll on the original motion to adopt the Resolution:

Trustee Andersen	nay	Trustee George	nay
Trustee Kopec	aye	Trustee Lenkaitis	aye
Trustee Millette	absent	Trustee Strauss	nay

President Smith declared the motion failed.

Trustee Strauss moved to approve the Resolution with D.1 eliminating the words "to be paid for by existing users of the Wasco Sanitary District by increased taxes or user charges;" and to include somewhere in the document "that in the event that expansion is needed to accommodate Norton Lake that no existing member of the Wasco Sanitary District as of December 17, 2009 shall incur any expenses, that the expansion must be paid for by the Norton Lake developer, in effect until January 1, 2015"; no second. President Smith declared the motion failed due to lack of a second.

Trustee Lenkaitis moved to approve the Resolution with the following changes: removing D.1 language "to be paid for by existing users of the WSD by increased taxes or user charges;" and adding D.3 "At the time of final plat, there needs to be evidence reasonably satisfactory to the Village that by reason of the sanitary sewage connection for this subdivision there will not need to be a facility expansion of the Wasco Sanitary District facilities"; seconded by Trustee George.

Attorney Braithwaite recommended a change to Section 2 inserting "as said Preliminary Plan was amended by deleting #2 under notes on 12-17-09."

Trustee Lenkaitis and Trustee George accepted the change to the motion.

Clerk Higgins called the Roll:

Trustee Andersen	nay	Trustee George	aye
Trustee Kopec	aye	Trustee Lenkaitis	aye
Trustee Millette	absent	Trustee Strauss	nay

President Smith declared the motion carried. R-09-30

Discussion and consideration of a motion to amend the Village Code to prohibit spraying of effluent within 250' of a bike path:

Trustee Strauss moved to amend the Village Code to prohibit spraying of effluent within 200' of a bike path; there was no second.

Trustee Kopec moved to table the discussion and consideration of a motion to amend the Village Code to prohibit spraying of effluent within 200' of a bike path; seconded by Trustee Lenkaitis.

Trustee Kopec stated he would like the Ordinance to track the State Statues more closely.

A voice vote was called and was; 3-ayes, 2-nays. President Smith declared the issue tabled.

Motion to advise and consent to the Village President's appointment of Laura Andersen as the Kane County Office of Emergency Management Liaison Officer:

Trustee Kopec moved to advise and consent to the appointment of Laura Andersen as the Kane County Office of Emergency Management Liaison Officer; seconded by Trustee Lenkaitis.

Clerk Higgins called the Roll:

Trustee Andersen	abstain	Trustee George	aye
Trustee Kopec	aye	Trustee Lenkaitis	aye
Trustee Millette	absent	Trustee Strauss	aye

President Smith declared the motion carried. R-09-31

Trustee Strauss moved that a portion of the meeting be closed to the public, effective immediately as permitted by 5 ILCS 120/2(c)(11) to discuss litigation against, affecting, or on behalf of the Village which has been filed and is pending in a court or administrative tribunal or which is probable or imminent, and as permitted by 5 ILCS 120/2(c)(1), to consider the appointment, employment, compensation, discipline, performance or dismissal of specific employees of the Village and, as permitted by 5 ILCS 120/2(c)(21), to approve Closed Session Minutes and to consider release of minutes of Closed Sessions; seconded by Trustee Andersen.

Clerk Higgins called the Roll:

Trustee Andersen	aye	Trustee George	aye
Trustee Kopec	aye	Trustee Lenkaitis	aye
Trustee Millette	absent	Trustee Strauss	aye

President Smith declared the motion carried. The Regular meeting of the Corporate Authorities was recessed at 8:59P.M.

*NOTE: No one requested to be called after the Closed Session.*

CLOSED SESSION:

President Smith called the Special Board Meeting of the Corporate Authorities of the Village of Campton Hills to order at 10:20P.M.

Clerk Higgins called the Roll:

- Present in Person: Trustees Andersen, George, Kopec, Lenkaitis, and Strauss
- Absent: Trustee Millette
- Also Present: Attorney Braithwaite and Clerk Higgins

Motion to appoint a new Chief of Police: Postponed until December 18, 2009

Possible action as to consideration of pending disconnection petitions and/or any other litigation including authorization to Village Attorneys to file motions for reconsideration and/or appeals or any other legal action: None

Trustee Andersen moved to recess and reconvene the Special Meeting of the Corporate Authorities of the Village of Campton Hills at 6:45P.M., on Friday, December 18, 2009 at the Fox Mill Community Center; seconded by Trustee Strauss.

A voice vote was called and was unanimous. President Smith recessed the Special Meeting of the Corporate Authorities at 10.22P.M.

Approved this 19th day of January, 2010

  
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Patsy Smith, Village President

1/20/10

  
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Carolyn Higgins, Village Clerk

1-21-2010