

MINUTES OF THE REGULAR MEETING
OF THE CORPORATE AUTHORITIES
OF THE VILLAGE OF CAMPTON HILLS
FEBRUARY 19, 2008 7:30 P.M.
CAMPTON TOWNSHIP COMMUNITY CENTER
5N082 OLD LAFOX ROAD
CAMPTON HILLS, ILLINOIS

The regular meeting of the President and Board of Trustees of the Village of Campton Hills was called to order by President Smith on Monday, February 19, 2008 at 8:07pm at the Campton Township Community Center, 5N082 Old LaFox Road, Village of Campton Hills, Kane County, Illinois.

Clerk Lambe called the roll.

Present in person at the roll call:

Trustee Bernard Bertsche

Trustee Jim Kopec

Trustee Mike Millette

Trustee Charles Cappell

Trustee Albert Lenkaitis, Jr.

Trustee Roy Pollack

Also Present: Village Attorney William Braithwaite, fifteen residents and two members of the press.

Pledge of Allegiance: President Smith led the recitation of the Pledge of Allegiance.

Moment of Silence: There was a moment of silence on behalf of the students that were killed or injured at Northern Illinois University.

Public Comments: Jeff Huske, stated he is against a burning ban. He has several large trees and when their leaves drop in the fall it costs over \$1,000 to have them removed. He would like to be able to burn his leaves in the fall.

Consent Agenda: [By a single vote, called an omnibus vote, the Board may approve a number of unrelated items. There may be no discussion, but any Trustee may remove any one or more items from the Consent Agenda, whereupon that item goes on the agenda below].

- A. Approval of the minutes from the Special Board Meeting of February 2, 2008.
- B. Approval of payment of bills per attached #08-18 Warrant List.

President Smith removed item A. from the consent agenda.

A motion was made by Trustee Bertsche and seconded by Trustee Pollack to approve the consent agenda without item A. Clerk Lambe called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye. The President declared the consent agenda approved.

- A. Minutes from February 2, 2008. President Smith provided some typographical edits and minor corrections to the minutes. A motion was made by Trustee Lenkaitis and seconded by Trustee Kopec to approve the minutes as amended. The voice vote was unanimous and President Smith declared the minutes from February 2, 2008 approved.

A motion was made by Trustee Cappell and seconded by Trustee Pollack at 8:20pm to recess the regular session meeting to open a public hearing. The voice vote was unanimous. President Smith declared the motion approved and the regular session recessed.

Public Hearing: Request by Gunderson, et al, for Annexation Agreement of approximately 500 acres near Rt. 47. Continued from December 4, 2007.

1. Call to Order: President Smith called the public hearing to order at 8:20pm. Clerk Lambe called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye. The President declared the public hearing opened.
2. Motion to Dismiss and Adjourn: A motion was made by Trustee Millette and seconded by Trustee Lenkaitis to dismiss and adjourn the public hearing due to the withdrawal request of the annexation agreement. Clerk Lambe called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye. The President declared the hearing dismissed and adjourned at 8:23pm.

Resume Regular Meeting: The regular meeting of the President and Board of Trustees of the Village of Campton Hills was returned to order by President Smith on Tuesday, February 19, 2008 at 8:23pm at the Campton Township Community Center, 5N082 Old LaFox Road, Village of Campton Hills, Kane County, Illinois.

Clerk Lambe called the roll.

Present in person at the roll call:

Trustee Bernard Bertsche
Trustee Jim Kopec
Trustee Mike Millette

Trustee Charles Cappell
Trustee Albert Lenkaitis, Jr.
Trustee Roy Pollack

Address Assignments: A motion was made by Trustee Bertsche and seconded by Trustee Lenkaitis to continue to allow the Kane County Development Department to provide address assignment services. The voice vote was unanimous. President Smith declared the motion approved.

Ordinance amending the Village Code by adopting by reference the Kane County Burn Ordinance: After discussion by the Board it was decided to research the current Kane County ordinance, Federal EPA regulations, potential health issues and to solicit public opinion.

Discussion and consideration of the recently passed County Nuisance Ordinance: After discussion by the Board it was decided to research the current Kane County ordinance, research other issues the Village may want incorporated in the Village nuisance ordinance and solicit public opinion. Trustee Lenkaitis and Trustee Millette agreed to lead the research and review.

Discussion of and possible action in support of HB4774, Farmland Preservation Easements for Municipalities: After discussion by the Trustees, a motion was made by Trustee Millette and seconded by Trustee Kopec to enjoin Trustee Lenkaitis to express the Board's support in favor of HB4774 to those in Springfield. The voice vote was unanimous. President Smith declared the motion passed.

Consideration of new zoning classifications for Farmland Preservation, Conservation Easements, Development rights, and County owned land used for the County Transportation Department: President Smith advised the Board that this issue may come before the plan commission as special zoning which would trigger a public hearing.

Amend Village Code to exclude the Kane County Highway Department facility located on Burlington Road from the regulations of the Village Building Code: President Smith shared with the Board that there is legislation in the House, HB 1251. This Bill states that a contiguous territory parcel less than 200 acres may be disconnected from the Village. She thought this had died but it showed up again and was brought to her attention by Barb Wojnicki, our Kane County Board Representative. KDOT feels they are sovereign from case law in that they don't have to go through our Plan Commission or Zoning Board of Appeals for any changes to their facility on Burlington Road. Trustee Millette stated that 1/3 of their property is still brush or trees and they provide a buffer to houses that surround it. President Smith spoke with Phillip Bus, Executive Director of the Kane County Development Department, regarding the long-term plans for the property. He said they are not subject to public hearings and review by the Village. As long as the legislators don't take this House Bill forward there will not be an issue. A motion was made by Trustee Lenkaitis and seconded by Trustee Cappell for the Village to send a letter to the sponsors of this bill, along with any other appropriate legislators, to express our concerns and request that the bill be withdrawn. A voice vote was unanimous. President Smith declared the motion passed.

Ordinance adopting the Amended and Restated Village Code: President Smith removed from the agenda.

Election Report regarding Referendum Questions on February 5th ballot: President Smith reported official election results from the February 5, 2008 election.

Within the Village there are a total of 8,647 registered voters.
There were 5,138 ballots cast which is a 59.52% turn out.

Issue	Yes – Ballots	Yes – Percentage	No – Ballots	No - Percentage
Mosquito Abatement	2,454	47.68%	2,498	48.53%
Early Warning Signals	1,985	38.57%	2,934	57%
Assess Park Impact Fees	2,831	55%	2,112	41.03%

The park impact fees are an issue that the Plan Commission is working on. They may be ready to come before the Board soon. These funds would only provide funds for capital, not operating expense. Trustee Millette added that

there are several private organizations that utilize Campton Township facilities; therefore he feels there is not a community need for the Village to provide services.

Action on any item from the Committee of the Whole Meeting immediately preceding the Regular Board Meeting:
None.

Additional Items from Village President, Trustees, Staff, or Citizens:

President Smith stated she is looking for the results from the CMAP survey from the Board that Clerk Lambe emailed to them a few weeks ago. President Smith requested Clerk Lambe to resend to the Board.

President Smith notified the Board that ECC is hosting the inaugural meeting of the Regional Economic Development Network on April 22, 2008 from 12:00pm-2:00pm if any of the Trustees would like to attend.

President Smith shared with the Board and residents that Comcast notified the Village of changes they have made to some channels.

President Smith asked the Board if there is any interest in having AT&T video tape and broadcast the Board meetings. She believes that they will provide the equipment and the Village has to provide the operator. Village Attorney, Bill Braithwaite shared his experience with those communities who provide this type of broadcast find it is generally well received and there is viewing participation by residents in the Village enabling them to reach a broader audience. President Smith will get more information for the Board.

A motion was made by Trustee Cappell and seconded by Trustee Lenkaitis to extend the meeting by 20 minutes. A voice vote was not unanimous with Trustee Kopec and Trustee Millette voting nay. President Smith declared the motion approved and the meeting time extended.

Trustee Elect, Sue George shared that prairie burns can have positive aspects within wooded areas by handling invasive species which promotes better land management. She recommended the Village check with experts in land management before they make any decisions on the burn ordinance.

Resident, David Weaver stated that many homeowners with over an acre use any excuse for burning leaves. In his opinion, it only takes a little creativity to design a compost area that is surrounded by shrubs.

Resident, Bill Lundborg stated that many subdivisions in the Village have covenants that state they cannot have compost areas. In some neighborhoods residents have to burn to manage the overgrowth of weeds.

Trustee Elect, Laura Anderson stated that special burns by permit are allowed in the County ordinance. She agrees it would be better for the Board to make a decision sooner rather than later.

Trustee Pollack stated that some lots in his neighborhood are required to burn.

Closed Session: A motion was made by Trustee Millette and seconded by Trustee Pollack 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, pursuant to 5 ILCS 120/2 (c)(1) to consider information regarding the appointment, employment, and compensation of specific employees of the Village and review of Executive Session Minutes. Clerk Lambe called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye. The President declared the motion carried and the meeting moved to closed session at 9:42pm.

Return from Closed Session: On order of President Smith the meeting was returned to order at 10:53pm. Clerk Lambe called the roll, Trustees Cappell, aye; Kopec, aye; Lenkaitis, aye; Bertsche, aye; Millette, aye, Pollack, aye.

Consideration of Disconnection of Territory Described in Cases: 07 MC13, 07 MC 9, 07 MC 16:

Trustee Lenkaitis moved that the Village Attorneys are directed to take appropriate action to authorize the disconnection of the territory described in Circuit Court of Kane County Case No. 07 MCK 09 commonly known as CJR property. The motion was seconded by Trustee Kopec. Clerk Lambe called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, nay, Pollack, aye. The President declared the motion carried.

Trustee Lenkaitis moved that the Village Attorneys are directed to take appropriate action to authorize the disconnection of the territory described in Circuit Court of Kane County Case No. 07 MCK 13 commonly known as Cartee property. The motion was seconded by Trustee Pollack. Clerk Lambe called the roll, Trustees Lenkaitis,

aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye. The President declared the motion carried.

Adjournment: A motion was made by Trustee Lenkaitis and seconded by Trustee Kopec to adjourn the meeting at 10:55pm. A voice vote was unanimous. The President declared the motion passed and the meeting adjourned.


Rebecca R. Lambe, Village Clerk

Approved by the Corporate Authorities on March 4, 2008.