

**VILLAGE OF HUNTLEY
COMMITTEE OF THE WHOLE MEETING
September 4, 2014
MINUTES**

CALL TO ORDER:

A meeting of the Committee of the Whole of the Village of Huntley was called to order on Thursday, September 4, 2014 at 7:00 p.m. in the Municipal Complex, Village Board Room, 10987 Main St., Huntley, Illinois 60142.

ATTENDANCE:

PRESENT: Mayor Charles Sass; Trustees Ronda Goldman, Niko Kanakaris, Harry Leopold, John Piwko and JR Westberg.

ABSENT: Trustee Nick Hanson

IN ATTENDANCE: Village Manager David Johnson, Assistant Village Manager Lisa Armour, Management Assistant Barbara Read, Village Engineer Tim Farrell and Village Attorney Mike Coppedge.

PLEDGE OF ALLEGIANCE: Mayor Sass led the Pledge of Allegiance.

SPECIAL PRESENTATION:

Proclamation Recognizing the 150th Anniversary of the First Congregational Church of Huntley – September 14, 2014

Mayor Sass read the following proclamation:

The Village Board is pleased to recognize and congratulate the First Congregational Church of Huntley for 150 years of providing a place for the Huntley Community to share in worship and fellowship. Huntley's founding father Thomas Stillwell Huntley saw the need and desire for a place to worship in Huntley, was an early member and involved in the building process of the First Congregational Church. The Village Board extends heartfelt thanks and appreciation for your contributions to our community.

Rev. Lance and several members of the First Congregational Church accepted the Certificate and presented the Village Board and Staff with mementos from the upcoming anniversary celebration.

PUBLIC COMMENTS: None

ITEMS FOR DISCUSSION:

- a) Discussion – Approval of the August 14, 2014 Liquor Commission, August 14, 2014 Village Board and August 21, 2014 Committee of the Whole Meeting Minutes

Mayor Sass asked if the Committee had any comments or changes to the Minutes; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval the August 14, 2014 Liquor Commission, August 14, 2014 Village Board and August 21, 2014 Committee of the Whole Meeting Minutes.

- b) Discussion – Consideration of the September 11, 2014 Bill List in the Amount of \$401,647.10

Mayor Sass reported that \$207,685.48 (or 52%) of the total bill list was attributable to payment of TIF & SSA Property Taxes and Payout #1(Final) to Elmud & Nelson for the Kreutzer Road Extension Street Lighting Project.

Mayor Sass asked if the Committee had any comments or questions regarding the Bill List; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval the September 11, 2014 Bill List in the Amount of \$401,647.10.

- c) Discussion – Consideration of an Ordinance Amending the Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding two (2) Class “A” Licenses – Liquor Control Ordinance

Mayor Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

Consideration is being requested to amend the Liquor Control Ordinance to make available ten (10) Class “A” licenses instead of eight (8) in order to provide for the applications from Mr. Frank Bolos for Marsala’s Italian Kitchen, 11900 Freeman Road and Mr. Andy Zatos for Brunch Café, 12270 Princeton Drive. The applications have been reviewed by Staff and all is in order for consideration.

The Class “A” license shall permit the retail, sale on the premises specified, of alcoholic liquor, for consumption on the premises, as well as other retail sale of alcoholic liquor in the original package. Listed below are the current licensed establishments with a Class “A” license:

1. Bricks and Ivy LLC d/b/a Parkside Pub
2. Jameson’s / Del Webb
3. Luigi’s Pizzeria
4. Offie’s Tap
5. Rookies
6. Sammy’s Restaurant & Lounge
7. Soula’s Village Inn
8. Tee 2 Green Indoor Golf, LLC

Financial Impact

The fee received for a yearly Class “A” License is \$950.00.

Legal Analysis

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There is no available Class “A” license; therefore, if the Liquor Commission elects to issue a license to

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Marsala's Italian Kitchen and Brunch Café, the Commission must create two (2) additional Class "A" licenses.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Liquor Commission for approval an ordinance authorizing the amendment to the Huntley Code of Ordinances Business Regulations 110.24 – Limitation on License – Adding two (2) Class "A" Licenses – Liquor Control Ordinance.

- d) Discussion – Consideration of an Ordinance Approving the Issuance of a Class "A" Liquor License to Brunch Cafe; 12270 Princeton Drive

Mayor Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

The Village is in receipt of an application for a Class "A" liquor license from Mr. Andy Zatos for Brunch Cafe. Mr. Zatos anticipates opening in approximately 3 – 4 weeks.

All documents required have been submitted with the exception of the State Liquor License. This is not uncommon to be waiting on the State's approval while asking for approval from the local Liquor Commission. The Liquor Commission can approve the Class "A" liquor license with the condition of approval being that Brunch Cafe must provide a certified copy (proof) that they obtained a State Liquor License before the Village's liquor license becomes effective.

Financial Impact

The half-year fee of \$475 has been received and deposited to 01-00-1-4120 / Liquor License revenue line item.

Legal Analysis

Section 110 of the Village Code of Ordinances regulates liquor sale in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

Mayor Sass reported that a representative from Brunch Café was in attendance and asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Liquor Commission for approval an ordinance authorizing the issuance of a Class "A" Liquor License to Brunch Cafe; 12270 Princeton Drive; subject to the following conditions:

- 1. Petitioner must show proof of the State of Illinois Liquor Licenses before the Village of Huntley Class "A" Liquor License becomes effective.***
- 2. Petitioner must obtain a certificate of occupancy from the Village of Huntley.***

- e) Discussion – Consideration of an Ordinance Approving the Issuance of a Class "A" Liquor License to Marsala's Italian Kitchen; 11900 Freeman Road

Mayor Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor

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licenses and establishes the number of licenses available in each class.

Staff Analysis

The Village is in receipt of an application for a Class “A” liquor license from Mr. Frank Bolos for Marsala’s Italian Kitchen. Mr. Bolos anticipates opening in approximately 3 – 4 weeks.

All documents required have been submitted with the exception of the State Liquor License. This is not uncommon to be waiting on the State’s approval while asking for approval from the local Liquor Commission. The Liquor Commission can approve the Class “A” liquor license with the condition of approval being that Marsala’s Italian Kitchen must provide a certified copy (proof) that they obtained a State Liquor License before the Village’s liquor license becomes effective.

Financial Impact

The full year fee of \$950 has been received and deposited to 01-00-1-4120 / Liquor License revenue line item.

Legal Analysis

Section 110 of the Village Code of Ordinances regulates liquor sale in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

Mayor Sass reported that a representative from Marsala’s Italian Kitchen was in attendance and asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Liquor Commission for approval an ordinance authorizing the issuance of a Class “A” Liquor License to Marsala’s Italian Kitchen at 11900 Freeman Road; subject to the following conditions:

- 1. Petitioner must show proof of the State of Illinois Liquor Licenses before the Village of Huntley Class “A” Liquor License becomes effective.***
- 2. Petitioner must obtain a certificate of occupancy from the Village of Huntley.***

- f) Discussion – Consideration of an Ordinance Amending the Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance

Mayor Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

Consideration is being requested to amend the Liquor Control Ordinance to make available nine (9) Class “D” licenses instead of eight (8) in order to provide for the application from Aldi; 12300 Princeton Drive. The application has been reviewed by Staff and all is in order for consideration.

The Class “D” license shall only permit the retail sale of alcoholic liquor in sealed packages but not for consumption on the premises where sold. Listed below are the current licensed establishments with a Class “D” license:

1. Armanettis
2. Best Price Tobacco

3. Huntley Food & Liquor
4. Jewel
5. Walgreens / Princeton
6. Walgreens / Reed Road
7. Walmart
8. Wisteds

Financial Impact

The fee received for a yearly Class “D” License is \$950.00.

Legal Analysis

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There is no available Class “D” license; therefore, if the Liquor Commission elects to issue a license to Aldi, the Commission must create an additional Class “D” license.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Liquor Commission for approval an ordinance authorizing an amendment to the Huntley Code of Ordinances Business Regulations 110.24 – Limitation on License – Adding one (1) Class “D” License – Liquor Control Ordinance.

- g) Discussion – Consideration of an Ordinance Approving the Issuance of a Class “D” Liquor License to Aldi Food Stores; 12300 Princeton Drive

Mayor Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

The Village is in receipt of an application for a Class “D” liquor license from Terry Pfortmiller, Secretary/Treasurer for Aldi Food Stores (Aldi) A Class “D” liquor license provides for the following:

Class “D.” Class “D,” which shall only permit the retail sale of alcoholic liquor in sealed packages but not for consumption on the premises where sold. The annual fee for such license shall be \$950. No Class “D” license shall be issued to any business which is engaged in the sale of gasoline or gasoline related products, or doing business which is operated or maintained on any premises in which any other business is engaged in the sale of gasoline or gasoline related products, provided however that the holder of a Class “D” liquor license shall be permitted to conduct sampling/tasting events on the licensed premises subject to the following regulations:

- (a) The quantity of any tasting/sampling that is provided on any licensed premises shall not exceed for distilled spirits one-half ounce, for wine 2 ounces, and for beer 6 ounces.*
- (b) No samples shall be provided to any person who is under the age of 21.*
- (c) No sample provided at the licensed premises shall be removed from the licensed premises.*

(d) At the time of annual renewal of any Class “D” liquor license, any licensee who intends to conduct sampling/tasting events shall submit a list to the Liquor Commissioner identifying the date of any proposed sampling and the hours for any proposed sampling. The Liquor Commission shall have the absolute discretion to approve or deny any date set forth on the list submitted as part of the annual renewal application. No amendments shall be approved during the course of the licensed year, and the failure to include a particular date on the list submitted as part of the annual renewal shall preclude sampling or tasting on any date not included on the attached list.

All documents required have been submitted with the exception of the State Liquor License and fingerprints. The fingerprint application has been submitted to the State, but the results have not yet been received. Also, this is not uncommon to be waiting on the State’s approval while asking for approval from the local Liquor Commission. The Liquor Commission can approve the Class “D” liquor license with the condition of approval being that Aldi must provide a certified copy (proof) that they obtained a State Liquor License before the Village’s liquor license becomes effective.

Financial Impact

The three month fee of \$240 has been received and deposited to 01-00-1-4120 / Liquor License revenue line item.

Legal Analysis

Section 110 of the Village Code of Ordinances regulates liquor sales in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

Mayor Sass reported that representative from Aldi Food Stores was in attendance and asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Liquor Commission for approval an ordinance authorizing the issuance of a Class “D” Liquor License to Aldi, 12300 Princeton Drive, subject to the following conditions:

- 1. Petitioner must show proof of the State of Illinois Liquor Licenses before the Village of Huntley Class “D” Liquor License becomes effective.***
- 2. Approved fingerprint results must be received from the State of Illinois.***
- 3. Petitioner must obtain a certificate of occupancy from the Village of Huntley.***

- h) Discussion – Consideration of an Ordinance Approving a Special Use Permit, Lease Agreement, and Waiver of Fees to Allow a Radio Transmission Antenna for Huntley Community Radio on Village of Huntley Water Tower #5, 10770 Kreutzer Road

Village Manager David Johnson reviewed a Power Point Presentation and reported that Huntley Community Radio (HCR) is requesting approval of a special use permit to locate a low-power FM transmission antenna on Water Tower #5 (10770 Kreutzer Road) in the Wing Pointe subdivision. HCR previously received approval of a Special Use Permit on April 12, 2012, to operate a radio studio within Deicke Park. Shortly thereafter HCR began broadcasting as an internet radio station from a studio located within the Deicke Park Building at 11419 Route 47.

On October 3, 2013, Huntley Community Radio sought consensus of the Village Board to proceed with a Federal Communications Commission (FCC) application and reasonable assurance that the Village of Huntley would allow HCR to locate an antenna on the Tower #5. The Village Board was supportive of
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HCR's proposal and allowed them to proceed with a Federal Communications Commission license application to locate a low-power FM transmission antenna on Water Tower #5. Since that time, HCR has filed and received a license from the FCC to operate a low-power FM station. HCR has also completed the necessary studies to determine the proposed antenna installation is structurally sound and will not interfere with any existing transmission service currently located on the tower.

The proposed HCR transmission system will consist of a single low-power FM antenna mounted on a 10-foot pole that is attached to the water tower safety rail located at the top of the tower. The antenna would be connected to the radio studio located in Deicke Park via an internet connection. There will be no ground mounted mechanical equipment or other structures located outside of the tower. Any equipment associated with the antenna will be located within the base of the water tower.

Staff Analysis

Based on the consensus of the Village Board at the October 3, 2013, meeting, Village Staff has drafted a lease agreement that will allow HCR to install their antenna on Tower #5. HCR has reviewed the terms of the lease and has approved the document as drafted. The following is a summary of the proposed terms of the lease agreement between the Village and HCR:

- The term of the lease is three (3) years beginning September 1, 2014.
- The term of the lease may be renewable for additional terms of three (3) years subject to the review and approval by the Village Board.
- The first three years of the lease shall be at no cost to HCR.
- At the end of the initial three year lease, HCR and the Village shall renegotiate a base rent, if any, which shall be determined 90 days prior to the expiration of the lease term.
- Upon expiration of the lease, or its earlier termination or cancellation for any reason, HCR shall at its sole expense remove from the property all of its antennas, antenna structures, transmitting and receiving equipment, transmitting lines, other personal property, fixtures and other improvements and restore the tower to its condition prior to HCR's installations.
- In consideration of the nominal electrical consumption contemplated by the antenna equipment, HCR shall pay \$10.00 per month for electrical power used by the equipment.

HCR has also requested the Village waive development application and building permit fees associated with their request. If approved, the request would result in waiving the \$500.00 development application fee and \$106.00 building permit fee.

Legal Analysis

The Village Attorney has reviewed the Lease Agreement and all is in order for Village Board consideration.

Plan Commission Action

The Plan Commission reviewed the petition at a public hearing on August 25, 2014. No one offered testimony in opposition to the request. The Plan Commission unanimously recommended approval by a vote of 4-0, subject to the following condition:

1. No building plans or permits are approved as part of this submittal.

Village Manager Johnson reported that Allen Pollack and other representatives were in attendance to answer questions.

Mayor Sass asked if the Committee had any comments or questions.

Trustee Kanakaris suggested that since they are a non-profit organization that the Village consider waiving the \$10 monthly electric service fee.

Mr. Pollack stated that the radio station does no advertising so there are no fees collected. Trustee Goldman suggested that they provide public service announcements; Mr. Pollack stated that they already offer public service announcements and provide news broadcasts including a calendar of events and an early warning alert system as required by the FCC.

Trustee Kanakaris asked if the lease may be sub-leased in the contract; Village Manager Johnson reported that they may not sub-lease the space.

Mayor Sass asked if the Committee had any other comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board an Ordinance Approving a Special Use Permit, Lease Agreement, and Waiver of the Development Application Fee, Building Permit Fee and the \$10 Monthly Electric Service Fee to Allow a Radio Transmission Antenna for Huntley Community Radio on Village of Huntley Water Tower #5, 10770 Kreuzer Road.

- i) Discussion – Consideration of an Ordinance Approving an Amendment to the Redevelopment Agreement with Billitteri Enterprises, LLC for the property at 11801 Main Street

Village Manager David Johnson reported that the Village Board approved Ordinance (O)2014-04.13 on April 10, 2014, approving a Redevelopment Agreement with Billitteri Enterprises, LLC for the redevelopment of the Sawyer-Kelley Mill property at 11801 Main Street.

Staff Analysis

The developer has been actively seeking tenants for the space and is requesting the option to sell units as commercial condominiums, as well as retaining ownership of other units to lease. The amendment to the redevelopment agreement would allow for sale of individual units. It also provides for a multi-party agreement among the Village, the developer, and a tenant to assist with finalizing a lease commitment for approximately 3,000 square feet of space for a confectionary shop. Section 5.2 of the Redevelopment Agreement, which deals with conditions precedent to closing, would be amended as follows (changes in ***italics***):

5.2 Pre-Leasing and Sales

The Developer shall have entered into valid and binding and non-contingent leases *with tenants; and/or valid and binding and non-contingent sales contracts/agreements with buyers of units within the Building* ~~with tenants~~ for at least 50% of the Building contingent only on acquiring the Property and entering into this agreement with the Village *and executing any other necessary agreements or documents, including the multi-party agreement as attached per Exhibit H.*

Financial Impact

The multi-party agreement stipulates that the Village shall assist, in the form of a forgivable loan, up to a maximum of \$50,000 for qualifiable tenant expenses.

Legal Analysis

The Village Attorney has reviewed the agreement.

Village Manager Johnson reported that Claudia and Richard Kendzior were in attendance to answer questions.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board an Ordinance Approving an Amendment to the Redevelopment Agreement with Billitteri Enterprises, LLC for the property at 11801 Main Street.

- j) Discussion – Consideration of a Resolution to Waive the Formal Bidding Process and Authorization to Accept a Proposal from Garelli Roofing, Siding & Windows at a Cost Not to Exceed \$70,000 for Exterior Improvements to the Hackett House, 11879 E. Main Street

Village Manager David Johnson reported that the Village purchased the property at 11879 E. Main Street last year and has undertaken various improvements to the site. The building was once known as the Hackett House, and served as a boarding house in the early 1900's. Per the Village Board's direction, staff has continued to explore options for re-use of the building.

Staff Analysis

Public Works staff has removed the enclosed porch structure, which will be replaced at a later date. The exterior work to be completed at this time includes replacing the roof. Staff has obtained three quotes, as the cost of this work does not require a formal bid. Staff recommends moving forward with Jerry Newman Roofing at a cost of \$9,457.

Staff obtained three estimates for siding replacement (Hardie siding, aluminum soffits, fascia, and gutters) and window replacement (aluminum exterior and pine interior) each exceed the \$20,000, requiring formal bid or approval to waive the bidding process. Staff is requesting to move forward with waiving the formal bidding process and accepting a proposal from Garelli Roofing, Siding & Windows to install new siding, soffits, fascia, gutters, and windows at a cost not to exceed \$70,000.

Financial Impact

The Downtown Improvement Fund in the FY2014 budget includes \$300,000 for improvements to the Hackett House. Total estimated cost for the replacement of the roof, siding, gutters, and windows is \$80,000.00. Additional costs will be associated with replacement of the porch and are still to be determined.

Village Manager Johnson reported that with the Village Board's authorization to proceed, the project can be put on the Garelli Roofing, Siding & Windows calendar to be completed this year. Staff will come back before the Board to finalize the materials and colors before the work begins.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward to the Village Board a Resolution to Waive the Formal Bidding Process and Authorization to Accept a Proposal from Garelli Roofing, Siding & Windows at a Cost Not to Exceed \$70,000 for Exterior Improvements to the Hackett House,

11879 E. Main Street.

k) Policy Direction – Rutland / Hampshire Townships Senior Transportation Voucher Program

Village Manager David Johnson reported that in November 2013 Staff coordinated an arrangement with Route 47 Taxi Transportation to provide services to residents in Rutland and Hampshire Township. These services began December 1, 2013 and continued until the \$6,000 returned to the Village from Grafton Township was spent. In April 2014 the Village Board authorized an additional \$10,000 to continue the program through 2014.

Staff Analysis

Staff is projecting the \$10,000 will run out at the end of September 2014. The current arrangement with Route 47 Taxi Transportation states that if the \$10,000 runs out prior to December 31, 2014, Village Board approval will be necessary to allocate additional funds.

Staff is requesting policy direction regarding the continuation of the voucher program. Using the current cost of \$365/week for service, it would cost approximately \$5,110 to continue the program through the end of December 2014.

In July, the Village Board authorized a Memorandum of Understanding with McHenry County to provide transportation services through the MCRide Transportation Program to Village of Huntley residents starting in the spring of 2015. Funding for the MCRide Program will be presented for consideration during the Fiscal Year 2015 Budget review.

Financial Impact

No funds for this program are currently included in the FY14 Budget; however the additional funding could be provided through the General Fund Contingency line item.

Mayor Sass stated that if the Village continues to pay this he believes it should not be to pay for a resident to go to McDonald's every day as that is not fair to do this for only one part of the Village.

Mayor Sass asked if the Committee had any comments or questions.

Trustee Kanakaris asked if it would be too hard to coordinate rides to medical appointments and grocery store trips. Village Manager Johnson reported that grocery and medical appointments represent about 65% of the rides.

Village Manager Johnson reported that the Village could limit the number of rides per person per month. Village Manager Johnson reported that there are about 54 active riders so the number of rides could be capped. Trustee Goldman suggested a punch card system. Village Manager Johnson said that riders could receive vouchers to give to the driver. Trustee Kanakaris stated that he agreed to limiting the number of rides per month. Trustee Westberg said he would agree with a voucher program.

Village Manager Johnson stated that Staff will look at the numbers as well as speak with Route 47 Taxi and give the Village Board some options.

Trustee Kanakaris suggested that the Village look into charging \$4 per ride.

Trustee Leopold suggested looking at the easiest way so that staff is not burdened.

There were no other comments or questions.

It was the consensus of the Committee of the Whole to discuss the options for the Voucher Program for the remainder of 2014.

- 1) Discussion – Consideration of a Resolution Approving the Bid Award to Behm Pavement for the Village of Huntley 2014 Crack Sealing Program

Village Engineer Tim Farrell reported that on August 22, 2014 sealed bids were opened and read aloud for the 2014 Crack Sealing Program. The bids were evaluated based on a material cost price per pound with a not-to-exceed cost of \$50,000. Bidders were required to be pre-qualified by the Illinois Department of Transportation (IDOT) and provide a Certificate of Eligibility with their bids. The lowest bidder, Behm Pavement Maintenance, Inc. is pre-qualified and met all the requirements of the bid specifications.

The following bids were received:

| | |
|---|-----------|
| Behm Pavement Maintenance, Inc., Crystal Lake | \$1.33/lb |
| Patriot Pavement Maintenance, Inc., Des Plaines | \$1.40/lb |
| SKC Construction, Inc., West Dundee | \$1.55/lb |

Staff Analysis

Staff has reviewed the bids and recommends that the bid for the 2014 Crack Sealing Program be awarded to Behm Pavement Maintenance, Inc. from Crystal Lake.

The streets to be crack sealed are:

- Sun City Boulevard from west of Michigan Avenue (west side of Neighborhood 4) to Country View Boulevard as shown on the attached exhibit
- Primepointe Court from intersection of Sun City Boulevard and Country View Boulevard to the west terminus as shown on the attached exhibit
- Del Webb Neighborhoods 31, 33 and 35 as shown on the attached exhibit
- Highlands and Woodcreek area as shown on the attached exhibit

As has been done in previous years, residents in the project area will be notified.

Financial Impact

The Fiscal Year 2014 budget amount for this program is \$50,000. The amount is budgeted for in the Road & Bridge Fund 43-05-4-7501.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board a Resolution Approving the Bid Award to Behm Pavement Maintenance, Inc., from Crystal Lake for the Village of Huntley 2014 Crack Sealing Program with a not-to-exceed cost of \$50,000.

- m) Discussion – Consideration of a Resolution Approving the Bid Award to Layne Christensen Company for the Well No. 9 WTP Cation Exchange Resin Removal and Replacement

Village Engineer Tim Farrell reported that on August 22, 2014 sealed bids were opened and read aloud for the Well No. 9 WTP Cation Exchange Resin Removal and Replacement project. The bid results are summarized as follows:

| | |
|--|-------------|
| Rock River Environmental Services, Rockford | \$58,386.92 |
| Layne Christensen Company, Aurora | \$74,822.00 |
| All Service Contracting Corp., Decatur | \$81,511.00 |
| Dahme Mechanical Industries, Inc., Arlington Heights | \$98,499.00 |

Staff Analysis

The bids have been reviewed and evaluated by Staff. Based on the evaluation, it was determined that the lowest bidder, Rock River Environmental Services, is proposing a resin from a manufacturer that was not specified and therefore is not the lowest compliant bidder. Rock River informed staff that they could not provide either of the specified resins at the price for which they submitted their bid. Staff recommends that the bid for the Well No. 9 WTP Cation Exchange Resin Removal and Replacement project be awarded to the lowest compliant bidder, Layne Christensen Company in the amount of \$74,822.00.

Financial Impact

The Fiscal Year 2014 budget includes \$90,000 for this project in the Water Equipment Replacement Fund 21-10-4-7730. An additional \$5,000 is estimated for material testing and disposal.

Legal Analysis

Staff reviewed the bid results with the Village Attorney and determined that the failure to bid the resin as specified is a substantial deviation from the bid such that the low bidder is not responsive to the bid. Therefore the contract should be awarded to the next lowest, compliant bidder.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board a Resolution approving the Bid Award to Layne Christensen Company, from Aurora for the Well No. 9 WTP Cation Exchange Resin Removal and Replacement project in the amount of \$74,822.00.

- n) Discussion – Approval of Payout Request No. 1 & Final in the amount of \$141,407.50 to Elmund & Nelson for Kreutzer Road Extension Street Lighting

Village Engineer Tim Farrell reported that on August 6, 2013, sealed bids were opened and read aloud for Kreutzer Road Roadway Lighting. Roadway lighting was completed under a separate contract and not as part of the road construction contract.

Staff Analysis

The installation of the streetlights was completed by Elmund & Nelson on July 3, 2014. All punch list items have been addressed and the project is completed and ready for final payout. The final payout amount is \$141,407.50 which is \$16,209.50 (10.3%) under the original contract amount of \$157,617.00. Staff and CBBEL have reviewed the payout request and all is in order for Village Board approval.

Financial Impact

Lighting is part of the overall cost for the Kreutzer Road Extension, which is funded through the Street Improvement Fund, line item 04-10-4-7500.

Mayor Sass asked if the Committee had any comments or questions; there were none.

It was the consensus of the Committee of the Whole to forward on to the Village Board for approval Payout Request No. 1 and Final in the amount of \$141,407.50 to Elmund & Nelson for Kreutzer Road Extension Street Lighting.

VILLAGE ATTORNEY'S REPORT: None

VILLAGE MANAGER'S REPORT:

Trustee Leopold reported that while looking at the lighting at Route 47 and Main Street that he noticed quite a few street lights out on Route 47; Village Manager Johnson stated that he will follow up with Staff.

VILLAGE PRESIDENT'S REPORT: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

Trustee Piwko wished Mayor Sass happy birthday which was coming up over the weekend.

EXECUTIVE SESSION: None

ACTION ON CLOSED SESSION ITEMS: None

ADJOURNMENT:

There being no further items to discuss, a MOTION was made to adjourn the meeting at 7:36 p.m.

MOTION: Trustee Piwko

SECOND: Trustee Westberg

The Voice Vote noted all ayes and the motion carried.

Respectfully submitted,

Barbara Read
Recording Secretary