

**VILLAGE OF HUNTLEY
VILLAGE BOARD MEETING
December 18, 2008
MINUTES**

CALL TO ORDER:

A meeting of the Village Board of the Village of Huntley was called to order on Thursday, December 18, 2008 at 7:05 p.m. in the Municipal Complex Village Board Room, 10987 Main St, Huntley, Illinois 60142.

ATTENDANCE:

PRESENT: Mayor Charles H. Sass, Trustees: Pam Fender, Jay Kadakia, Niko Kanakaris, Harry Leopold, Paul Mercer, and John Piwko.

ABSENT: None

IN ATTENDANCE: Village Manager David Johnson, Management Assistant Barb Read, Village Attorney Mike Coppedge, and Recording Secretary Anita Powers of Karick & Associates.

PLEDGE OF ALLEGIANCE:

Mayor Sass led the Pledge of Allegiance.

PUBLIC COMMENTS

None

ITEMS FOR CONSIDERATION:

A. Approval of Minutes from the December 4, 2008 Village Board Meeting

A MOTION was made to approve the Minutes from the December 4, 2008 Village Board Meeting as presented

MOTION:	Trustee Piwko
SECOND:	Trustee Kadakia
AYES:	Trustees Fender, Kadakia, Kanakaris, Leopold, Mercer and Piwko
NAYS:	None
ABSTAIN:	None
Motion carried	6:0:0

B. Approval of December 18, 2008 Bill List in the amount of \$1,042,190.33

A MOTION was made to authorize payment of the December 18, 2008 Bill List in the amount of \$1,042,190.33

MOTION:	Trustee Kadakia
SECOND:	Trustee Piwko
AYES:	Trustees Fender, Kadakia, Kanakarlis, Leopold, Mercer and Piwko
NAYS:	None
ABSTAIN:	None
Motion carried	6:0:0

C. Approval of Resolution (R)2008-12.60 – State of Illinois / Illinois Commerce Commission Stipulated Agreement 1373 (Agreement), between the State of Illinois through the Illinois Commerce Commission (ICC), the Union Pacific Railroad Company (UPRR), the Village of Huntley (Village), and the State of Illinois Department of Transportation (IDOT)

Village Manager Johnson reported that the Village has two (2) railroad crossing safety projects included with the Illinois Commerce Commission (ICC), Crossing Safety Improvement Program, FY 2008-2012 Plan, Proposed Grade Crossing Protection Fund Projects for Local Roads and Streets. The two (2) projects are the UPRR crossing at Kreutzer Road and the UPRR Crossing at Grove Street.

After several coordination meetings with the ICC and UPRR over the past year the subject agreement has been submitted to the Village by the ICC for Village approval. The conventional Local Agency (Village) cost participation is 10%, however, the ICC has determined that the Kreutzer Road crossing Village cost participation is \$0, and the Grove Street crossing (10% of estimated cost of \$205,361) is estimated to be \$20,536.10.

The current UPRR crossings of Kreutzer Road and Grove Street have no flashing lights or gates; the only protection is vehicle STOP sign control.

The proposed safety features include installation of new automatic flashing light signals and gates. The timeline for construction as cited in the Agreement is late 2009 / early 2010. Construction plans and details should be available for Village review in Spring, 2009.

The Village participation in the project was funded in the FY2008 Budget under the Transportation Fund, 04-00-4-7500. The project budget is anticipated to be carried over to the FY2009 Budget.

Mayor Sass asked if there were any questions. There were none.

A MOTION was made to approve Resolution (R)2008-12.60 – State of Illinois / Illinois Commerce Commission Stipulated Agreement 1373 (Agreement), between the State of Illinois through the Illinois Commerce Commission (ICC),

the Union Pacific Railroad Company (UPRR), the Village of Huntley (Village), and the State of Illinois Department of Transportation (IDOT)

MOTION: Trustee Fender
SECOND: Trustee Mercer
AYES: Trustees Fender, Kadakia, Kanakaris, Leopold, Mercer and Piwko
NAYS: None
ABSTAIN: None
Motion carried 6:0:0

D. Approval for Payment of the McHenry County Division of Transportation (MCDOT) Invoice No. 1 dated November 24, 2008 in the amount of \$555,207.89, and Invoice No. 2 dated December 10, 2008 in the amount of \$12,842.14, for the Village Water Main Work Completed with the MCDOT Algonquin Road Widening Project

Mayor Sass reported that at the July 17, 2008 Village Board meeting, the Village Board approved Resolution (R)2008-7.36 – Intergovernmental Agreement Between the County of McHenry and the Village of Huntley for Engineering, Construction, and Construction Engineering for the Enhancements Along Algonquin Road (County Route #48).

The Village water main relocation has been completed through the MCDOT construction contract and final quantities have been agreed to between the Village and MCDOT. In accordance with the agreement the Village agrees to pay 100% of the design engineering and construction costs when invoiced by the County.

This as-built cost is 8.6% under budget for the water main portion of the agreement. The bike path and landscape components of the agreement will be invoiced when constructed in 2009. The work has been inspected by the Village and the Village Engineer recommends payment to MCDOT in the amount of \$568,050.03.

A MOTION was made to approve for payment the McHenry County Division of Transportation (MCDOT) Invoice No. 1 dated November 24, 2008 in the amount of \$555,207.89, and Invoice No. 2 dated December 10, 2008 in the amount of \$12,842.14, for the Village Water Main Work Completed with the MCDOT Algonquin Road Widening Project

MOTION: Trustee Piwko
SECOND: Trustee Kadakia
AYES: Trustees Fender, Kadakia, Kanakaris, Leopold, Mercer and Piwko
NAYS: None
ABSTAIN: None
Motion carried 6:0:0

E. Approval of Payout Request No. 3 in the amount of \$250,284.60 – Merryman Excavation, Inc. – Huntley Sanitary Forcemain Improvements

Mayor Sass reported that on June 19, 2008 the Village Board awarded the Huntley Sanitary Forcemain Improvements construction contract to Merryman Excavation, Inc. in the amount of \$2,189,702.00. This project is part of the plan to provide sanitary sewer and water service to a point south of I-90 to areas within the Village's Facilities Planning Area (FPA). A future, separate project to construct a regional sanitary pump station south of I-90 coupled with the current forcemain project will provide the trunk system needed to service the Village's FPA south of I-90.

The project is funded through the Capital Projects Fund line item 02-10-4-6925.

Work completed to date includes open cut and directional drilled forcemain construction, watermain construction, erosion control and traffic control. The project is approximately 85% complete. All landscape and clean-up work shall be completed by May 30, 2009.

Pay Request No. 3 reflects a 10% retention amount, and waivers of lien have been received. The Village Engineer recommends payment to Merryman Excavation, Inc. in the amount of \$250,284.60.

Funds paid to date including the proposed is \$1,601,277.75. Awarded contract amount \$2,189,702.00 minus payouts to date, \$1,601,277.75, leaves an outstanding balance of \$588,424.25, plus any approved extra work.

A MOTION was made to approve Payout Request No. 3 in the amount of \$250,284.60 to Merryman Excavation, Inc. for the work completed on the Huntley Sanitary Forcemain Improvements project

MOTION:	Trustee Kadakia
SECOND:	Trustee Fender
AYES:	Trustees Fender, Kadakia, Kanakaris, Leopold, Mercer and Piwko
NAYS:	None
ABSTAIN:	None
Motion carried	6:0:0

F. Approval of Contract Change No. 1 to the Huntley Sanitary Force Main Improvements Project

Village Manager Johnson reported that the Huntley Sanitary Force Main Improvements project was awarded to Merryman Excavating, Inc. in the amount of \$2,189,702.00 at the June 19, 2008 Village Board meeting. The contract was scheduled for completion in early December, 2008. Construction to date is

approximately 85% complete. The section of sanitary force main (+/- 295 L.F.) and water main (+/- 260 L.F.) remains to be constructed under I-90. Construction on this section was stopped when it was discovered that unsuitable soil conditions existed at the I-90 crossing. The original design soil boring indicated a stable soil structure in which to construct the pipelines, however the soil boring was not representative of the soil conditions within the I-90 crossing. The piping and construction method for the sanitary sewer remains the same; however, the Illinois State Toll Highway Authority (ISTHA) requires that the construction method for the water main be changed, which increases the cost of construction by \$32,689. Construction method changes were also required for approximately 123 feet south of Powers Road along the Huntley Crossings property due to soil concerns and dry utility conflicts resulting in a net change of \$23,655.50.

In order to complete the project at the least cost it is recommended that the changes in pipe installation and an extension in contract time be approved by the Village Board. The net effect of the changes is an addition of \$56,344.50 (2.57%) to the contract cost and a time extension to February 27, 2009 for substantial completion. The original bid amount of \$2,189,702 was 6.9% under the Engineer's estimate of probable cost (\$2,341,731.15) for the project. In addition, with the addition of the \$56,344.50 contract change, the contract amount remains 4.2% under the Engineer's estimate of probable cost.

Mayor Sass asked if there were any questions. There were none.

A MOTION was made to approve Contract Change No. 1 to the Huntley Sanitary Force Main Improvements Project

MOTION:	Trustee Piwko
SECOND:	Trustee Kanakaris
AYES:	Trustees Fender, Kadakia, Kanakaris, Leopold, Mercer and Piwko
NAYS:	None
ABSTAIN:	None
Motion carried	6:0:0

G. Approval of Resolution (R)2008-12.61 – Accept and Place on File the Village of Huntley Village Board and Advisory Board Meeting Date and Holiday Schedule

Mayor Sass explained that Village Board, Planning Commission, Zoning Board of Appeals, Historic Preservation Commission and Board of Police Commissioner meeting dates as well as the Village Holiday Schedule must be approved annually.

A MOTION was made to approve Resolution (R)2008-12.61 – accept and place on file the Village of Huntley Village Board and Advisory Board Meeting Date and Holiday Schedule for 2009

MOTION: Trustee Leopold
SECOND: Trustee Kanakaris
AYES: Trustees Fender, Kadakia, Kanakaris, Leopold,
Mercer and Piwko
NAYS: None
ABSTAIN: None
Motion carried 6:0:0

VILLAGE ATTORNEY'S REPORT:

None

VILLAGE MANAGER'S REPORT:

Village Manager Johnson reported that a copy of the snow removal plan was given to each Trustee and will be posted on the Village web site. Trustee Fender asked if it was the same as last year. Village Manager Johnson answered yes, with adjustments considering the shortage of salt. Trustee Fender asked that information be gathered to see if the shortage of salt has led to an increase in auto collisions. Trustee Kadakia asked about the pre-wetting application process. Village Manager Johnson stated that three (3) Village vehicles are equipped to apply the pre-wetting solution.

VILLAGE PRESIDENT'S REPORT:

Mayor Sass announced that the next Village Board meeting will be on January 15, 2009. He thanked Staff and Trustees for the accomplishments in the past year.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

None

ADJOURNMENT INTO EXECUTIVE SESSION

There was a motion made at 7:24pm. to adjourn the meeting into Executive Session for the purpose of Probable or Imminent Litigation and Pending Litigation.

MOTION: Trustee Piwko
SECOND: Trustee Leopold
Motion carried unanimously

ADJOURNMENT OUT OF EXECUTIVE SESSION

There was a motion made to exit Executive Session at 7:34pm.

MOTION: Trustee Leopold
SECOND: Trustee Kanakaris
Motion carried unanimously

ACTION ON CLOSED SESSION ITEM:

None

ADJOURNMENT:

There was a MOTION made to adjourn the meeting at 7:35pm.

MOTION: Trustee Leopold

SECOND: Trustee Kanakaris

Motion carried unanimously

Respectfully submitted,

Anita M. Powers
Recording Secretary
Karick & Associates.