

**CHANNAHON VILLAGE BOARD  
BOARD MEETING  
JUNE 3, 2019**

Village President Missey Moorman Schumacher called the meeting to order at 6:15 p.m. and led the Board in the Pledge of Allegiance.

Roll call was taken with Trustees Greco, Host, Perinar, McMillin, Scaggs and Slocum present.

Also present were Village Administrator Thomas Durkin, Director of Community Development and Information Systems Mike Petrick, Chief of Police Shane Casey, Finance Director Heather Wagonblott, Village Attorney David Silverman and Village Clerk Kristin Hall.

**VP Moorman Schumacher informed everyone present that the meeting was being recorded and anyone speaking at the meeting deems his/her consent to the recording of their likeness and speech.**

**CITIZEN/SPECIAL REQUESTS/PUBLIC HEARING**

**Citizen Request – Nancy Newcomb**

Nancy Newcomb, resident of Channahon, expressed her concerns regarding a neighbor's lawn decorations. She stated that she likes her neighbors and has no ill-will towards them.

VP Moorman Schumacher stated we sent our Code Enforcement Officer over there to make sure there were no ordinance violations.

Ms. Newcomb stated she's talked to their relator about various items in regards to their property that is currently for sale. She provided the Board with paperwork showing the averages for comparable houses and the number of days they are on the market before contract, the average number of showings and comments from potential buyers that have seen their home. She stated that she feels the neighbors' yard is excessively decorated and she wondered if the Board would want to look at it everyday. She stated that they have flags and bonnets nailed to the trees in the parkway and she doesn't feel that is very healthy for the trees. She feels it has truly affected the sale of their home. She stated she did talk to the homeowner but she is hoping that something can be done.

Trustee Slocum asked if this was an all year thing or just in the spring/summer.

Ms. Newcomb stated it's all year, and it becomes more and more always comes.

Tony Holland, resident of Channahon and owner of the residence, stated both he and his wife were born and raised in Channahon. He stated we love this town. He stated his wife loves to garden, she loves flowers and she loves to decorate our house. He stated this is not junk, it is stuff that we have purchased, made or was given to us to put in there. He stated we change it every season, in the winter we have skates and sleds, in the springtime we have bonnets and flowers. He also stated in the center there is an American flag, which we fly very proudly, there is an emotional, personal memorial area which includes angels. He stated a couple of the small girls in the neighborhood have given my wife small ornaments to put in that area. He stated in regard to the Newcomb's concerns, they live on a corner lot of Potawatomie and River Trail,

where their house faces Potawatomie and their garage comes out and faces our house. He stated basically when they look out their front windows, they are not looking at our house.

Mr. and Ms. Newcomb both stated their family room looks directly at his house.

Mr. Holland stated when we look out our front windows we're looking directly at their garage. He stated that's the way the developer built it. He stated our houses are very similar. He also stated in the four years since they've purchased the house, the Newcomb's have spoken to them three times. He suggested that the Newcomb's look at their listing price and look at their relator or find one that has more local knowledge. He stated we are not infringing on anyone's rights, we are not breaking any law or violating any ordinances, we are just doing something that we enjoy in our own yard.

VP Moorman Schumacher stated she's not sure what Ms. Newcomb is asking us to do.

Mr. Newcomb stated get rid of it.

VP Moorman Schumacher stated they are not violating any ordinances.

Mr. Newcomb stated then lower our tax base because our homes aren't worth anything.

Ms. Newcomb stated he's concerned for all the neighbors. She stated even if she would have sold her house before the meeting, she still would have come. She also stated that our taxes are too high for living across from what she feels is very unsightly.

VP Moorman Schumacher stated that the Township Assessor determines the property value and we don't have any control over that. She again reiterated that there are no ordinance violations.

Mr. Newcomb stated how about the trees in the easement; they have bonnets nailed to the trees.

VP Moorman Schumacher stated there appears to be two bonnets that she sees that we could take down.

Trustee Scaggs stated he drove by and there is some poles in the parkway, with hats nailed on them and that should go.

VP Moorman Schumacher stated as for the rest of the yard, we don't have the ability or authority to tell people how to decorate their yards.

Ms. Newcomb questioned what if we all did the same exact thing to their yards. She wondered what Channahon would look like then. She stated she loves Channahon. They've raised their children here.

VP Moorman Schumacher understands what she is saying but this is an issue between homeowners, not a Village Board issue.

Village Attorney Silverman stated the question is whether or not any Village Ordinances are violated and if they find that no ordinances have been violated, there is not much we can do. He asked if their subdivision has covenants. He stated sometimes that is the way these things are taken care of. He also stated that if there is a problem between neighbors, it's a civil problem

and he wasn't sure if there was a civil case there, but it's certainly not a Village enforcement case. He stated that the question here is not whether anyone here would like to live across from this or not.

Ms. Newcomb stated that one couple that liked their house and found out they couldn't build and shed and that's why they didn't buy it.

VP Moorman Schumacher stated they wanted to build a bigger, detached garage.

Ms. Newcomb asked if there was an ordinance about the number of sheds on a property.

VP Moorman Schumacher stated there are ordinances regarding the number of out buildings on a property. She stated in this subdivision detached garages are not allowed.

Petrick stated code allows a property owner to have one permanent shed up to 180 feet, however there are certain exceptions to that. He stated a lot of the prefab sheds are not considered a permanent structure. He further stated that sometimes homeowners will have several of those but they don't fall under the structured shed.

Mr. Holland stated we have the one shed. He stated he did have it permitted and he had to have it custom made. He stated it was permitted, inspected and approved. He also stated we do have one other Rubbermaid container box, way out in the back.

Mike English, resident of Channahon, stated he thinks this whole thing is absurd. He stated no one is really having any meaningful dialogue about how they feel about the property and what could be done. He stated he tried to talk to the homeowners last week. He stated as far as he's concerned if they are not violating and code, there is nothing anyone can do about it and that is just the way it is. He stated and if this is her home and she feels this is the way it should look, that is up to her. He stated he doesn't feel like this is a way for neighbors to get along. He stated there are other things that go on in our subdivision that the Village can address. He stated there is a commercial truck that parks in the subdivision.

VP Moorman Schumacher stated if there is a truck parked there please let Chief Casey know that address and we can check that out.

Chief Casey encouraged anyone who sees what they think is an illegally parked vehicle to call the emergency number and they will go out to make sure they are not violating any law or ordinance. He stated that the ordinance prohibits trucks from parking on the street for more than 48 hours in a 30-day period. He also stated that there is an ordinance that prohibits parking over the sidewalk.

Ms. Newcomb stated she will continue to be neighborly. She appreciates the time for her concerns to be heard.

#### **PUBLIC COMMENT**

Mark Lord, resident of Channahon, stated at the last meeting someone had mentioned that Lone Star was looking to come back with a revised restaurant.

Petrick stated there is a Public Hearing scheduled for that next Monday, June 10<sup>th</sup>, at the Village Hall at 6:00 p.m. He stated he will talk a little more about it when he gets to his report.

Director of Public Works Ed Dolezal entered the meeting at 6:28 p.m.

**CONSENT AGENDA**

- A.** Consider Approval – Minutes – Committee – May 20, 2019
- B.** Consider Approval – Minutes – Board – May 20, 2019
- C.** Consider Approval – Minutes – Executive Session – May 20, 2019
- D.** Approve Payment of the Bills List of June 3, 2019 for \$252,079.95
- E.** Approve Payment of Manual Checks of June 3, 2019 for \$2,144.41
- F.** Approve Payment of Net Payroll Expenses for the two week period ending May 19, 2019 for \$127,673.70

Trustee Scaggs made a motion to approve the consent agenda as read. Seconded by Trustee Slocum.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar, Scaggs and Slocum.**  
**NAYS: NONE                                 MOTION CARRIED**

**REPORTS & COMMUNICATIONS FROM VILLAGE OFFICIALS**

**A. VILLAGE PRESIDENT**

VP Moorman Schumacher thanked a resident of Indian Trails who is out cleaning up all the time. She stated he lives in Indian Trails and he is cleaning up in the parkway, around the sign and along the I&M Canal trail. She stated he is phenomenal and he cuts grass as well.

**B. VILLAGE ADMINISTRATOR**

**Consider Approval – An Ordinance Authorizing a Recapture Agreement with RPG Acquisitions, LLC for certain Public Improvements (Ridgeline) – 1<sup>st</sup> Read**

**Consider Approval – An Ordinance Adopting a Recapture to Prorate the Cost of Certain Improvements Benefitting Property in or Near the Village of Channahon (Ridgeline) – 1<sup>st</sup> Read**

Trustee Greco made a motion to waive second read and approve An Ordinance Authorizing a Recapture Agreement with RPG Acquisitions, LLC for certain Public Improvements (Ridgeline) and An Ordinance Adopting a Recapture to Prorate the Cost of Certain Improvements Benefitting Property in or Near the Village of Channahon (Ridgeline). Seconded by Trustee Host.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar, Scaggs and Slocum.**  
**NAYS: NONE                                 MOTION CARRIED**

VP Moorman Schumacher asked when the light going to start construction.

Dolezal stated contracts are here for Village signature, right now. He stated we don't have the permit in hand, but the contract has a completion date of August 30<sup>th</sup>.

**C. COMMUNITY DEVELOPMENT & INFORMATION**

**Consider Approval – Purchase of a Replacement Vehicle**

Trustee Host made a motion to approve the Purchase of a Replacement Vehicle. Seconded by Trustee Perinar.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar, and Scaggs.**

**NAYS: NONE**

**ABSTAIN: Slocum**

**MOTION CARRIED**

Petrick stated the next meeting for the Planning and Zoning Commission will be next Monday, June 10<sup>th</sup>, at the Village Hall at 6:00 p.m. He stated this all relates to Lone Star restaurant and we have Public Hearings scheduled for parking amount variation of 80% of required, pavement setback variation and a Special Use Permit for a drive-thru in a C2 district, as well as a site plan for the proposed building. He stated without these variations he doesn't believe the land will be developable for a restaurant use. He stated other items include a concept plan for the Peninsula Residential Planned Unit Development proposed revision to change from townhomes to duplexes and villas and concept plan review for the Peninsula commercial outlot, and a concept plan review for a small, commercial office building at McDonald Lane and Route 6.

**D. FINANCE DEPARTMENT**

Wagonblott stated she had no formal items.

**E. POLICE DEPARTMENT**

Casey stated he had no formal items.

**F. PUBLIC WORKS DEPARTMENT**

**Consider Approval – Plat of Vacation for Lots 1 and 2, Channahon Town Center, Unit 1A**

Trustee Perinar made a motion to approve the Plat of Vacation for Lots 1 and 2, Channahon Town Center, Unit 1A. Seconded by Trustee Scaggs.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar, Scaggs and Slocum.**

**NAYS: NONE**

**MOTION CARRIED**

**Consider Approval – Fire Hydrant Painting Contract**

Trustee Perinar made a motion to waive certain bidding requirements and approve the Fire Hydrant Painting Contract. Seconded by Trustee Scaggs.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar, Scaggs and Slocum.**

**NAYS: NONE**

**MOTION CARRIED**

Trustee Perinar asked if they were putting streetlights on Dove Drive.

Dolezal stated yes, but not on Route 6.

**G. VILLAGE ATTORNEY**

Attorney David Silverman stated he had no report.

**COMMITTEE REPORTS**

**Trustee Sam Greco - Finance/Human Resources – No Report.**

**Trustee Patricia Perinar – Community & Legislative Affairs**

Trustee Perinar stated there are a lot of things happening in Springfield. She stated this includes an increase to the Motor Fuel Tax by \$0.19 per gallon for gasoline and \$0.24 per gallon for diesel. She stated the legislature legalized sports betting and as of July 1<sup>st</sup>, 2020 they will be able to tax internet sales. She stated it will be the place of delivery that will receive the tax. She stated there will be more to come.

**Trustee Chantal Host – Public Safety/Emergency Support**

Trustee Host stated that Chief Casey, along with Deputy Chief Gunty and the colorguard participated in the Memorial Day activities and that it went well. She also stated that our officers and police management staff participated in integrated response training with the fire department. She also stated that she discussed with the Chief the legislation regarding the legalization of cannabis and this is going to really cause some issues and concerns that probably weren't considered as strongly over Springfield. She stated we are trying to get ahead of things.

**Trustee Scott McMillin — Natural Resources and Open Spaces – No Report.**

**Trustee Mark Scaggs – Public Works and Facility– No Report.**

**Trustee Scott Slocum – Community Development – No Report.**

**OLD BUSINESS**

**NEW BUSINESS**

**EXECUTIVE SESSION**

Trustee Slocum made a motion to open Executive Session at 6:49 p.m. for Appointment, Employment, Dismissal, Compensation, Discipline and Performance of an Employee of the Village of Channahon, Probable or Imminent Litigation and Pending Litigation and Salary Schedules for Classes of Employees and Probable or Imminent Litigation and Pending Litigation. Seconded by Trustee Perinar.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar and Slocum.**

**NAYS: NONE**

**MOTION CARRIED**

Trustee Host made a close to open Executive Session at 7:37 p.m. for Appointment, Employment, Dismissal, Compensation, Discipline and Performance of an Employee of the Village of Channahon, Probable or Imminent Litigation and Pending Litigation and Salary Schedules for Classes of Employees and Probable or Imminent Litigation and Pending Litigation. Seconded by Trustee Perinar. Seconded by Trustee Greco.

**ROLL CALL AYES: Greco, Host, McMillin, Perinar and Slocum.**

**NAYS: NONE**

**MOTION CARRIED**

**ADJOURNMENT**

Trustee Perinar made a motion to adjourn the meeting at 7:37 p.m. Seconded by Trustee Host.

**VERBAL ROLL CALL: ALL AYES**

**MOTION CARRIED**

**Submitted by  
Kristin Hall  
Village Clerk**

