

ST. JOHN TOWN COUNCIL REGULAR MEETING
FEBRUARY 27, 2003

Mr. Forbes called the St. John Regular Town Council Meeting to order at 7:00 P.M.

FLAG CEREMONY – Brownie Troop #136 – Brownie Troop #136 presented colors and led the Pledge of Allegiance. Mr. Forbes read the Girl Scout Proclamation. **Motion to adopt the proclamation made by Mr. Winterhaler seconded by Mr. Rudy. Motion carried.**

Roll Call - Roll call was taken with the following members present: Michael Forbes, President; Jerome Rudy, Vice-President; Kristie Aldridge, Member; William Winterhaler, Member; Gregory Volk, Member; Steve Kil, Town Manager; David Wickland, Town Attorney; and Sherry Sury, Clerk-Treasurer.

Approval of the minutes of the January 16, 2003 Special Meeting and of the January 27, 2003 Regular Meeting – Mr. Rudy motioned seconded by Ms. Aldridge to accept the minutes subject to correction on page three of the January 27th regular meeting to show Mr. Rudy voted nay on the item “Consider Attorney Fee Agreement for Calendar Year 2003”; and, to correct the spelling of Mr. Forbes’ name on item “Review ‘Requests for Proposals’ for Municipal Campus”. Motion carried unanimously.

Review of Tax Abatement for Auburn Supply / M.L.C. Investments – Mr. Wickland spoke with the company attorney, due to the economy the company has reduced employees. Short discussion regarding building value and impact of the economy. **Mr. Winterhaler motioned seconded by Ms. Aldridge that Auburn Supply has reasonably complied with the terms of their tax abatement. Motion carried with 4 ayes; Mr. Rudy abstained due to lack of information.**

Appointments to the Impact Fee Advisory Committee – This committee has been formed to review the new Impact Fee, they will make a recommendation to the Plan Commission and then is disbanded. **Mr. Rudy motioned seconded by Ms. Aldridge to make the following appointments to the Impact Fee Advisory Committee: Michael Forbes, Tim Foley, Rhuben Pittman, John Herr and Carol Biel. Motion passed unanimously.**

Consider appointments to the Quad Town Safety Village – Town Council Liaison – Ms. Aldridge has a scheduling conflict and cannot serve as the Town Council liaison. Mr. Forbes is willing to serve as liaison. **Ms. Aldridge motioned seconded by Mr. Volk to appoint Michael Forbes as Town Council liaison to Quad Town Safety Village. Motion carried unanimously.**

Consider appointments to the Quad Town Safety Village - Citizen Member – Diane VanNoort and Debbie Astor of Quad Town Safety Village requested that Kathy Willman be appointed the citizen liaison. Mr. Volk raised a concern that Ms. Willman already has a town appointment and there are other citizens that would like an appointment to one of the town’s committees. Short discussion about the role of a citizen member on the Safety Village Executive Committee and the number of people that would like appointments. **Mr. Winterhaler motioned seconded by Ms. Aldridge to appointment Kathy Willman as Citizen Member to the Quad Town Safety Village. Ayes: Mr. Forbes, Ms. Aldridge, Mr. Winterhaler, nay’s: Mr. Rudy and Mr. Volk. Motion carried.**

Consider declaring old cellular communications equipment worthless and donating same to a “Women’s Shelter” in the name of the Town of St. John – Mr. Rudy motioned seconded by Ms. Aldridge that 13 radios, 13 batteries and 13 charges plus antenna’s and

car adapters be declared as worthless equipment and donate them to a women's shelter in the area in the name of the Town of St. John. Motion carried unanimously.

Consideration and approval of attorney fee agreement for calendar year 2003 for attorney Ken Reed – Ms. Aldridge motioned seconded by Mr. Winterhaler to approve the fee agreement for attorney Ken Reed for the calendar year 2003. Ayes: Mr. Forbes, Ms. Aldridge, Mr. Winterhaler, Mr. Volk, Nay: Mr. Rudy. Motion carried.

Consider approval of Grant of Right to Install Sewer Lines, grantee Sandra Jostes - Consider approval of Grant of Right to Install Water Lines, grantee Sandra Jostes - Mr. Rudy motioned seconded by Ms. Aldridge that the Jostes request for connection to sewer and water be remanded back to the Sanitary District for the purpose of setting a sunset provision of 12 months and to verify the required fee is paid. Motion carried unanimously.

Ordinance #1284, an Ordinance amending Ordinance #511, same being the Master Traffic Ordinance – to add stop signs and three way stop signs to Heron Lake Unit 3. Mr. Rudy motioned seconded by Mr. Winterhaler that Ordinance #1284 amending Ordinance #511 be unanimously considered to add stop signs to Heron Lake Unit 3. Motion unanimously carried. Mr. Rudy motioned seconded by Ms. Aldridge to approve Ordinance #1284 amending Ordinance #511 providing for stop signs in Heron Lake Addition #3. Motion unanimously carried.

Approval of Invoice #1013 in the amount of \$52,470.90 to the Town of Schererville related to the Wastewater Treatment Plant Expansion Project – Mr. Rudy motioned seconded by Ms. Aldridge that Invoice #1013 from the Town of Schererville be approved for \$52,470.90. Motion unanimously carried.

Consider refund of certain sewer capacity charges for Elmwood Chapel and Fagen-Miller Funeral Home (Favorable recommendation by Sanitary District) – Mr. Rudy motioned seconded by Ms. Aldridge that the following refunds be approved based on the February 21, 2003 letter from the Clerk-Treasurer: \$1,568.32 to Elmwood Chapel and \$388.48 to Fagen-Miller Funeral Home for refunds to the sewage capacity charges paid. Motion unanimously approved.

Reports and Correspondence – Town Council – Mr. Volk is concerned about proposed guardrail project on 93rd Avenue. Rails are too close to road, blunt end terminals look more dangerous than open ditch would be and residents concerned about appearance. He proposes a sub-terranean plastic drainpipe installation and would like to proceed with a feasibility study.

Reports and Correspondence – Clerk-Treasurer – Ms. Sury would like approval to pay the invoice for the depositions of Steve Kil and Jerry Rudy in the matter of St. John Redevelopment Commission vs. Storage Inn. Mr. Rudy motioned seconded by Ms. Aldridge to approve Invoice #1902 dated January 22, 2003, from Gay Dall, CSR & RJR in the amount of \$290.70, monies to be taken from the General Fund. Motion unanimously carried.

Ms. Sury mentioned that at the Park Board Meeting held February 25th, a donation of \$250 each was approved for two teams and asked what line item the donations should be charged to. Past donations have been \$250.00 for each team. Discussion ensued as to the procedure from previous years including the donation by the Town Council last year. Ms. Sury will check to

ascertain how the donations were made previously and if the Park Board cannot do this, the matter will be brought back to the Town Council.

Reports and Correspondence – Staff – Mr. Kil has documentation from Ryan Company. They are proposing a commercial development behind the shrine. Will distribute information prior to the next study session. There will be a special Redevelopment Committee meeting on March 18th at 6:15 P.M. and the Town Council study session will begin at 7:30 P.M.

Payment of Bills – Accounts Payable vouchers #7147 - #7312, in the amount of \$577,103.02 for the Corporation and Accounts Payable vouchers #6020 - #6046, in the amount of \$195,110.78 for the sewer utility – Mr. Rudy motioned seconded by Ms. Aldridge to approve vouchers #7147 through # 7312 inclusive and vouchers #6020 through #6046 inclusive. Motion unanimously carried.

Business from the floor –

Andy Perillo, 9225 Wicker Avenue, d/b/a Wholesale Auto Brokers – applied for a conditional (special) use variance. Mr. Forbes said the BZA made a positive approval at their meeting last night. There are 7 contingencies. Contingency #7 states this is not with the land, when the occupant leaves a new request must be made. **Mr. Rudy motioned seconded by Mr. Winterhaler to approve the special use permit for Wholesale Auto Brokers at 9225 Wicker Avenue in conformance with the Board of Zoning appeals action in their meeting of February 26, 2003 including the seven contingencies attached to the finding of fact form. Motion unanimously carried.**

Police Chief Guzik conducted a meeting Monday, February 24th, with the residents of Ventura Estates regarding off street parking. Recommendation to change parking times from 6:30 A.M. to 8:30 A.M and to issue parking permits for residents. Chief Guzik will write letter to Mr. Kil detailing proposed changes.

Tom Busch, 10178 Walsh, questioned his appointments on two boards, the Plan Commission and BZA. Would be willing to give up his appointment on the BZA and asked for direction. Mr. Kill will check this out.

Steve Hastings, 8740 Patterson, thanked the police for increased traffic control and mentioned the snowplows seemed to take a long time to get out and have damaged mailboxes, etc.

Adjournment – Mr. Rudy motioned to adjourn seconded by Ms. Aldridge. Motion unanimously carried. Meeting adjourned at 8:30 P.M.

Attest:

Sherry P. Sury, Clerk-Treasurer