

ST. JOHN TOWN COUNCIL REGULAR MEETING
St. John Municipal Building Main Meeting Room
July 22, 2004

Mr. Fryzel called the meeting to order at 7:01 p.m. and led the Pledge of Allegiance. Roll call was taken with the following members present: Michael Fryzel, President; Jerri Teibel, Vice-President; Gregory Volk, Member; Charles Pearson, Member; Mark Barenie, Member; Tim Kuiper, Attorney; Steve Kil, Town Manager; Police Chief Frego and Sherry Sury, Clerk-Treasurer.

Approval of the minutes of the June 3, 2004 Regular Meeting and the June 24, 2004 Regular Meeting – Mr. Pearson motioned to approve the minutes of the June 3, 2004 Regular Meeting and the June 24, 2004 Regular Meeting. Seconded by Ms. Teibel. Motion unanimously passed.

Award Presentation – Award of Recognition presented to Keith R. Boros (Item skipped due to absence of Mr. Boros)

Old Business – None

New Business

Authorization for entry into contract with T. M. Wells Valuation Services – Mr. Pearson motioned to approve the valuation agreement and authorize the Town Council President to execute contract. Seconded by Ms. Teibel. Motion unanimously passed.

Waiver of Conflict of Interest for Lotton Annexation of Attorney Michael L. Muenich – Mr. Kil stated that this waiver pertained to this development only. Ms. Teibel motioned to approve the Waiver of Conflict of Interest for Attorney Michael L. Muenich. Seconded by Mr. Barenie. Motion unanimously passed.

Waiver of Conflict of Interest of Councilman Jerri Anne Teibel – Ms. Teibel stated that she filed the waiver because her husband is involved in the sale of the Lotton property; he is not involved in the development of the property. Mr. Barenie motioned to approve the Waiver of Conflict of Interest for Ms. Teibel. Seconded by Mr. Pearson. Motion passed with four ayes and one abstention by Ms. Teibel.

DeYoung Interiors – Letter of Credit in the amount of \$65,000.00 (favorable recommendation from Plan Commission) – Mr. Kil stated that he has been unable to acquire the Letter of Credit and has advised the petitioner they cannot build until he receives it. Item will be placed on the agenda for the next meeting.

Consider funding for South Shore Railway – proposed by Representative Pete Visclosky – Ms. Teibel motioned to approve the initial funding of the South Shore Railway in the amount of \$17,088.00 provided funds are available and to authorize the Town Council President to execute the Interlocal Cooperation Agreement. Seconded by Mr. Pearson. Motion unanimously passed.

Brief Discussion concerning Ordinance #1322 – Parking Regulations – Mr. Fryzel summarized this ordinance and suggested there be a size limitation of vehicles parking on the streets. He asked the Attorney to review the ordinance and report back at next month's meeting. Mr. Kil stated that the ordinance must be very clear so the possibilities of multiple

interpretations do not exist and the related fine(s) are clear. Discussion ensued regarding the definitions of trailers, motor homes and various problem areas in Town.

Reports & Correspondence

Town Council

Mr. Barenie asked if the left-hand turn from Patterson onto 93rd Avenue could be changed. Discussion ensued. Mr. Kil stated that the intersection improvement should take care of it however, that probably will not happen until after the November election.

Mr. Fryzel referenced Ordinance #526, the requirement of a dumpster at new construction sites. He stated that he has received numerous complaints of debris in the neighborhoods and this ordinance must be enforced starting tomorrow. Mr. Kil was asked to instruct Mr. Foley to advise the builders and make sure every builder has a copy of the ordinance when building permits are issued.

Clerk-Treasurer – None
Staff

Mr. Kil – None
Police Chief Frego – None

Payment of Bills - #8061 through #8237 in the amount of \$674,975.37 for the Corporation – Mr. Pearson motioned to pay bills #8061 through #8237 in the amount of \$674,975.37 for the Corporation. Seconded by Mr. Barenie. Motion unanimously passed.

Public Comment

Scott Moran, 8301 Heron Lake Road – addressed ordinance #1322. He stated that he is a builder and that there is subdivision covenants that prevent any trailer from being parked in the subdivision, there is a need for some middle ground.

Discussion ensued regarding the enforcement of covenants. The police department cannot enforce covenants; the developer/builder/homeowners association or resident(s) enforce by initiating civil suits.

Mr. Barenie thanked the Public Works and Police Department on behalf of the 452 families that participated in baseball at Civic Park for coordinating and implementing the installation of the speed bumps on Civic Drive. It has made a big difference with the traffic and slowing down the cars going up and down the drive.

Mr. Fryzel stated that he received a thank you from the VFW Post to all the Council Members for remembering the Post and the 50 years of service to the community. A commemorative plaque was sent which will be placed in the hallway.

Adjournment - Ms. Teibel motioned to adjourn the meeting. Seconded by Mr. Pearson. Motion unanimously passed. The meeting adjourned at 7:38 p.m.

Attest:

Sherry P. Sury, Clerk-Treasurer