

**ST. JOHN TOWN COUNCIL REGULAR MEETING
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM
SEPTEMBER 28, 2006 – 7:00 P.M.**

Mr. Fryzel called the meeting to order at 7:02 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; David Austgen, Attorney; Steve Kil, Town Manager and Sherry Sury, Clerk-Treasurer. Also present were Police Chief Fred Frego; Fire Chief Fred Willman; Bob Pharazyn, Public Works Director; Chip Sobek, Director of Parks and Recreation; and John Mainwaring, Code Enforcement Officer.

Approval of the minutes: August 17, 2006 Regular and August 24, 2006 Regular meeting minutes – Mr. Pearson motioned to approve the minutes of the August 17, 2006 Regular and the August 24, 2006 Regular meeting minutes. Seconded by Mr. Barenie. Motion unanimously passed.

Mr. Fryzel asked to amend the agenda to announce that Corporal Rick Conaway retired from the Police Department today and will be the new Animal Control Officer in January. Chief Frego, Mr. Fryzel and Mr. Pearson extended congratulations to Officer Conaway as they presented a plaque to him recognizing his dedicated years of service.

New Business

Consider the position description of Animal Control Officer – Mr. Volk questioned why the position description jumps back and forth from animal control officer to code enforcement officer. Mr. Austgen stated that there are inconsistencies in the position description and they have 90 days to review it and make corrections. Discussion ensued regarding the maintenance of the shelter and the status of volunteers. Mr. Fryzel stated that Mr. Austgen would review this and they would defer this until the first meeting next month. Mr. Pearson motioned to defer this item to the first meeting next month. Seconded by Mr. Barenie. Motion unanimously passed.

Consider Letter of Credit for Renaissance Subdivision – Unit 2, in the amount of \$252,668.49 (favorable recommendation from Plan Commission) – Ms. Teibel motioned to accept the Letter of Credit in the amount of \$252,668.49. Seconded by Mr. Pearson. Motion unanimously passed.

Grant of Right to install sewer line for Derwin Neitzel of 13550 West 101st Avenue – (Fees paid and the agreement executed by Mr. Myers, President of the Sanitary Board on September 18, 2006.) Mr. Pearson motioned to approve the Grant of Right for 13550 West 101st Avenue. Seconded by Ms. Teibel. Motion unanimously passed.

Grant of Right to install sewer line for W. Manchak of 8601 Christopher Drive – (Fees paid and the agreement executed by Mr. Myers, President of the Sanitary Board on September 18, 2006.) Discussion ensued regarding the percentage of residents in this area that are connected to the Town's system. Ms. Teibel motioned to approve the Grant of Right for 8601 Christopher Drive. Seconded by Mr. Pearson. Motion unanimously passed.

Approval of Change Order #1 and final payment of \$18,306.63 to de Boer Egolf Corporation for the Forrest Drive Ditch Elimination Project – Mr. Pearson motioned to approve the change order and for final payment of \$18,306.63. **Seconded by Ms. Teibel. Motion unanimously passed.**

Consider Ordinance #1428, re-zone of Crossing Creek Subdivision from R-1 Single Family Residential to R-2 Single Family Residential (favorable recommendation from Plan Commission) – Mr. Volk mentioned a homeowner who is concerned about the property being filled in that would bring more water to the front of their property which is already a flood plain. Discussion followed. **Ms. Teibel motioned to adopt Ordinance #1428. Seconded by Mr. Pearson. Motion unanimously passed.**

Resolution #06-09-28, a resolution authorizing addition of Animal Control Officer to PERF – Ms. Teibel motioned to adopt Resolution #06-09-28. **Seconded by Mr. Pearson. Motion unanimously passed.**

Ordinance #1429, annexation of certain real property known as “Wachter Addition” – Mr. Kil stated that this property is located between the Shrine parcel of property and the Weston Ridge subdivision, specifically a piece of property where the church is going to be built. He referenced the letter sent by Mr. Muenich that stated this property was inadvertently forgotten, needs to be annexed into the town and that a public hearing needs to be held. **Ms. Teibel motioned to authorize a public hearing on October 26th for the annexation of certain property known as the Wachter Addition Ordinance #1429. Seconded by Mr. Barenie. Motion unanimously passed.**

Ordinance #1420, establishing “Major Moves Construction Fund” – Mr. Kil stated that the Town is going to receive just under \$200,000 from the State from the sale of the toll-way. Discussion ensued regarding the uses of these funds and the need to establish a fund to deposit this money. **Ms. Teibel motioned to consider Ordinance #1430 on first reading. Seconded by Mr. Pearson. Motion unanimously passed.**

Ms. Teibel motioned to adopt Ordinance #1430. Seconded by Mr. Pearson. Motion unanimously passed.

Reports & Correspondence

Town Council – Ms. Teibel provided an update on the preparations for the Halloween event and reported that the Haunted House is coming along splendidly.

Clerk-Treasurer – Ms. Sury asked for a motion to amend the agenda and get approval to add three items: 1) The execution of the contract in the amount of \$4,000 for the South Lake County Bus Service approved by Resolution; 2) The Grant of Right for Water and Sewer for Olthof Homes known as the Wein Property and 3) The Grant of Right for Water and Sewer for the Association for Protestant Reformed Education. Explanation of the agenda items provided by Ms. Sury, discussion ensued. Mr. Fryzel stated that he would like to defer the second and third items to the first meeting next month.

Ms. Teibel motioned to enter into the contract agreement with the South Lake County Community Services Incorporated for the period of October 1, 2006 to September 30, 2007. Seconded by Mr. Pearson. Motion unanimously passed.

Ms. Sury asked for permission to pursue a recycling program for used cell phones and ink cartridges with Waste Management and explained that the town would receive some money from Waste Management for the recycled items. Discussion ensued. The Council agreed Ms. Sury could research this matter.

Staff – Mr. Pharazyn stated that the Keilman drainage project has been completed and they will be starting restoration shortly. The Larimer Park drainage project is basically complete as of today and he will begin the restoration this fall.

Mr. Sobek stated that the Town Council would consider the use of CDBG funds to put in the sidewalks at Heron Lake this fall and some of the patchwork on the entryway into the softball fields at Heartland Park with approval at the next meeting.

Public Comment

Mr. Bill Keith, 10455 W. 93rd Avenue – stated that he spoke with Mr. Frank Schilling about the flooding on Mr. Grimmer’s property, that he was not aware it was an issue and will pay attention to it now.

Payment of Bills for the Corporation Vouchers #8899 – #9117 for \$1,257,985.38 – Ms. Teibel motioned to accept vouchers #8899 – #9117 in the amount of \$1,257,985.38 for the Corporation. Seconded by Mr. Pearson. Motion unanimously passed.

Adjournment – Mr. Pearson motioned to adjourn the meeting. Seconded by Ms. Teibel. Motion unanimously passed. Meeting adjourned at 7:35 P.M.

Attest:

Sherry P. Sury, Clerk-Treasurer