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VILLAGE BOARD MEETING  
COMMITTEE OF THE WHOLE MEETING  
AND EXECUTIVE SESSION  
THURSDAY, DECEMBER 7, 2006 - 7:00 P.M.

*Note: For additional information, the online agendas at the Village of Winfield website contain links to the material provided to the trustee for each agenda item: <http://www.villageofwinfield.com/120706.htm>*

**Regular Meeting**

I. Call To Order

II. Pledge of Allegiance

III. Roll Call *Trustees Bianco and Birutis were absent.*

IV. Consent Agenda

A. Payment of Bills *No objections noted*

B. Approval of Minutes *A couple of minor changes requested by Petiti and Bajor.*

1. Regular Village Board Meeting of November 16, 2006

2. Committee of the Whole Meeting of November 16, 2006

C. Resolution establishing regular meeting dates for the Winfield Village Board for Calendar Year 2007 (1st reading; will be repeated on the Consent Agenda at the December 21st meeting)

D. Resolution establishing regular office hours and the holiday schedule for the Village of Winfield during Calendar Year 2007 (1st reading; will be repeated on the Consent Agenda at the December 21st meeting)

E. Resolution dedicating Village owned property as General Winfield Scott Park

F. Ordinance amending various Titles, Chapters, and Sections in relation to Penalties and Fines, and creating Title Thirteen (13) – Citations of the Village of Winfield Code *Levan had several questions. He had the impression that traffic tickets/fines issued by Police Dept. were being shown as revenue to the Village and that this was not allowed. Village Attorney for the meeting, Dave Freeman, explained that tickets are not supposed to be issued for the sole purpose of raising money for the Village. In fact he theorized that once administrative costs are taken into consideration traffic tickets probably do not make money for the village. What seemed to be confusing Trustee Levan was the fact that the money from tickets has to be accounted for and thus appears in the Village bookkeeping as “revenue”. Mr. Levan also questioned the rise in the amounts of fines and tickets and queried if they had all been raised to \$100 across the board. He was disabused of this fact by Mr. Barlow. See details in the proposed ordinance.*

G. Resolution authorizing a Utility Recapture Agreement – Kackert Pre-Annexation

H. Resolution authorizing the execution of an intergovernmental agreement between the Village of Winfield and the County of DuPage for access to improvements to CH 48/Illinois Prairie Path, Elgin Branch for the Winfield Ridge Neighborhood

I. Resolution authorizing the execution of an agreement between the Village of Winfield and the Winfield Ridge Homeowner's Association for access to improvements to CH 48/Illinois Prairie Path, Elgin Branch for the Winfield Ridge Neighborhood *Trustee Levan had questions about Resolutions H and I. His main concern was that he felt these arrangements involving the Village with the County and the Winfield Ridge Homeowner's Association, would leave the Village exposed to great potential liability over the building of improvements (a bridge for the footpath) to the Illinois Prairie Path. Mr. Barlow pointed out that the County seems to have no problem with the arrangement and it is Mr. Barlow's opinion that the County would not agree to anything they thought would be dangerous to them or carry a high risk of liability. He said the County is of the opinion the bridge will be well built.*

J. Ordinance amending the Village Code of the Village of Winfield by deleting Title 3-Business Regulation, Chapter 11 – Massage Establishments

K. Approval of contract for business at the Winfield Train Station

*Resolutions H and I were separated out when voted upon so that Trustee Levan's NO vote could be recorded for those specific Resolutions. Otherwise all the other Resolutions were passed by all present.*

*Comments from the Public: There were a couple of comments, Mr. Norman spoke against the current version of the Snowbird Program pointing out that it once was set up so that one paid for the administration of not using sewer and water while on extended vacation elsewhere, and that now the program has been changed to, in effect, charge the owner for water and sewer usage that does not take place. He felt this was blatantly wrong and should be corrected immediately.*

*Court Airhart spoke of a Title Nine issue and assured the Board that he would be willing to work with them on this.*

*Karen Skillman called attention to an area of pavement at the train station that has been torn up for a considerable time. Mr. Barlow assured her that the Village was doing its best to keep up with needed repairs but that this particular problem stemmed from a blowout of an old sanitary sewer. He assured everyone that it would soon be finished.*

*A Mrs. Hoffman had questions about the Viking Presentation and whether she should speak up at that moment or wait until much later in the presentations. She was encouraged to speak while she was at the podium. She did not like several of the features of the originally proposed concept plan. She feared flooding would become a very large problem and she wanted the County to be very closely involved in this development. She thinks the current stormwater drainage plans do not provide nearly enough protection against flooding.*

## V. Open Forum

A. Presentation of revised concept plan for the development of townhomes behind the Viking Restaurant *Presentation made by George Fajardo, the architect for the proposed townhouses to be built behind the Viking Restaurant. Several changes had been incorporated as a result of criticisms by the Board of the original proposal. The changes were deemed adequate and the plan will be sent to the Plan Commission, accompanied by comments from Trustees Levan and Kunesh in regard to potential flooding problems.*

## VI. New Business –

A. Public Works Committee – Trustee Bajor

1. Emergency replacement of dump body for Truck #666 *Unanimous Yes vote to fix what is considered a safety problem with this truck.*

## VII. Reports of General Business

A. Plan Commission

1. Ordinance to amend Title 10-Zoning, Chapter 4-Residence Districts, Creating Estate Residential Zoning Districts *No discussion, Levan voted NO, rest of Board voted Yes.*
2. Ordinance approving intergovernmental agreement between the Forest Preserve District of DuPage County and the Village of Winfield; providing the conveyance and exchange of certain real property (Belleau Woods/Winfield Mounds)
3. Ordinance requesting conveyance of property from the Forest Preserve District of DuPage County in accordance with the terms of the intergovernmental agreement
4. Resolution authorizing conveyance of real estate to the Forest Preserve District of DuPage County in accordance with the terms of the intergovernmental agreement *Items 2 thru 4 all passed unanimously.*

#### B. Traffic and Transportation Committee

1. Ordinance to amend Title 6-Traffic Regulations, Chapter 3 – Traffic Schedules; Schedule 5 – Parking Prohibited At All Times on Certain Streets; Schedule 7-Parking Prohibited During Certain Streets, Paragraph A-Three (3) Hour Parking Between 8:00 a.m. to 6:00 p.m.; and Creating Paragraph D-One Hour Parking Between 8:00 a.m. to 6:00 p.m. *All agreed that this item should be TABLED until Trustee Birutis can be present.*

#### C. Finance Committee

1. Ordinance amending Title Eight (8)-Water and Sewer Regulations; Chapter Two (2) – Combined Waterworks and Sewerage System Rates and Charges *It was noted that this ordinance will impact new connectors to the water and sewer systems. Passed unanimously. Trustee Bajor commended the fine job being done by the Finance Committee.*

#### D. Other

1. An ordinance amending Title 9 – Building Construction by creating Chapter 7 – Abatement of Building Construction Nuisances *Recommended this be tabled until staff can do more work on it. All agreed.*

VIII. Reports of Temporary Committees *Trustee Bajor noted progress with footpath. The Plan Commission continues deliberation over teardowns and infills with a public hearing. The issue continues to be considered with additional work. There will be a prayer breakfast December 14, which draws a large response at county level with expected attendance about 1,000. There is a report available on proposed Capital Improvements for the next five years. Thanks go to Public Works staff for their good job clearing snow recently. Trustee Kunesh met with the Chamber of Commerce and St John's Church about using more parking lot space for Good Ole Days.*

#### IX. Pending Business

- A. Zoning Code Update – R-4a and R-4b/Tear-Downs/In-Fill (Plan Commission discussed on 10/4/06 and 11/2/06 meeting; will resume deliberation at the 12/6/06 meeting)
- B. Review of Commercial Zoning Districts – Maximizing Sales Tax Generating Opportunities (Being researched)
- C. Review of Status of Strategic Plan (Scheduled for review in fall)
- D. General Development Plan - Key Development Areas 1a, 1b, and 2 (Plan Commission reviewed the matter at their 10/4/06 meeting; placed the matter on hold until more is known about the wishes of the property owners along St. Charles Road)
- E. Marketing Brochure for the Community (Working on a draft)
- F. Requiring the installation of fire Suppression Sprinklers in new construction (Matter will be presented at the November 16, 2006 meeting)
- G. Smoking Ban Ordinance (Been referred to the Environmental Concerns Commission)
- H. Extension of Sanitary Sewer Services to Fieldview Area (Staff is still performing research)

I. St. Charles Road area annexation initiative (Staff is planning an information meeting for property owners at the Village Hall in the coming weeks)

J. Downtown Riverwalk Initiative (President plans to create an ad hoc committee to examine the issue; seeking appointees)

K. Illinois Affordable Housing (Staff will be presenting a plan in the near future)

L. Fire Sprinkler Regulations (a joint committee with the Fire District is being formed to study the matter)

M. Tree Preservation Ordinance (Environmental Concerns Commission has completed their deliberations on proposed changes; ordinance being formatted for the December 21, 2006 meeting)

X. Village Board Comments

XI. Other Village Official's Reports and Comments

A. Village President

1. Proclamation – National Drunk and Drugged Driving Prevention Month – December 2006  
*Proclamation receives approval.*

2. Appointments to Village Boards and Commissions *No appointments announced.*

B. Village Treasurer *Report given by Finance Director. Village is doing well. Water and sewer expenditures show as below budget but will soon catch up. Trustee Bajor commended report as "sterling" and noted the outstanding job being done on increasing revenues.*

1. 2nd Quarter Financial Report *Available now.*

C. Village Attorney

D. Village Manager *No report.*

E. Village Clerk *No report.*

XII. Adjourn to Committee of the Whole

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**Committee Of The Whole**

I. Old Business

II. New Business

A. Finance Committee *Finance Director spoke about the January 2003 Telecommunications Act and changes imposed which have resulted in the need to call on a private company to check records and provide an audit, thus item 1 which will allow Village to determine if they are receiving all the telecommunication taxes to which it is entitled.*

1. Utility Tax Audit proposal

2. Participation in the State Treasurer's E-PAY program *Village Manager Barlow explained the E-Pay program, sponsored by the State Treasurer, which will allow municipalities to make electronic payments and residents to use credit cards to pay for utility bills and parking tickets. An online link is available to State Treasurer with further information about how this program works in conjunction with the Treasurer's office. A "convenience fee" will be charged to the resident if they choose to use the service.*

3. 2006 Tax Levy *Discussed by Finance Director who pointed out that the previously capped property tax levies can no longer pay for what they once did and adjustments are required. There will be a public hearing December 21. This is an annual activity and in accordance with state statutes.*

III. Requests for Future Committee of the Whole Agenda Items from the Trustees (Requests Require the Concurrence of at Least Two Members of the Village Board)

IV. Public Comments

V. Village Board Comments *Annual White Elephant presents will be handed out at next meeting of Board.*

VI. Executive Session

*Personnel (5 ILCS 120/2c (1))*

*Land Acquisition (5ILCS 120/2c (5))*

*Pending Litigation (5 ILCS 120/2c (11))*

VII. Adjournment