



Government Center

719 S. Batavia Ave., Bldg. A
Geneva, IL 60134

Kane County

Forest Preserve District

Commission

Meeting Minutes

Tuesday, January 10, 2023

9:00 AM

County Board Room

I. Call to Order

President Kious called the meeting to order at 9:00 AM.

II. Pledge of Allegiance

President Kious asked Commissioner Bill Roth to lead the pledge.

III. Roll Call

Commissioner Deborah Allan (arrived via remote @ 9:04AM)
Commissioner Mavis Bates (Remote)
Commissioner Dale Berman
Commissioner Gary Daugherty (Remote)
Commissioner Mark Davoust
Commissioner Ron Ford (Remote)
Commissioner Michelle Gumz (Remote)
Commissioner Mo Iqbal
Commissioner Leslie Juby
Commissioner Michael Kenyon
President Forest Preserve District Chris Kious
Commissioner Bill Lenert
Commissioner Anita Lewis
Commissioner Michael Linder
Secretary Forest Preserve District Myrna Molina (Remote)
Commissioner Bill Roth
Commissioner Jarett Sanchez
Commissioner Monica Silva (Remote)
Commissioner Cherryl Strathmann
Commissioner Clifford Surges
Commissioner Bill Tarver
Commissioner Vern Tepe
Commissioner Rick Williams
Commissioner David Young

ABSENT: *None*

Others Present: Exec. Dir. Haberthur, CFO Petschke; Chief of Land Mgt. & Planning Rooks-Lopez &

staff Rafferty*; Dir. of Comm. Affairs Metanchuk & staff Kovach, Dir. of Ops. Pentecost; NRM Dir. Chess; Chief of Police Burger; Attorney Hodge, Exec. Assist. Figliozzi, KCIT Peters, Tierney; KCSA Mosser; and members of the public.

IV. Public Comment (Each Speaker is limited to 3 minutes)

None.

V. Presentation and Approval of the Minutes from December 13, 2022

RESULT: APPROVED BY ROLL CALL VOTE

MOVER: Bill Roth

SECONDER: Dale Berman

AYE: Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

ABSENT: Deborah Allan

VI. Presentation and Approval of the Bills and Commissioners' Per Diem for December 2022 *(Commissioner Allan arrived via remote @ 9:04 AM)*

RESULT: APPROVED BY ROLL CALL VOTE

MOVER: Michael Kenyon

SECONDER: Bill Roth

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

VII. Presentations

None.

VIII. Agreements

FP-R-23-01-2995 Resolution Approving an Intergovernmental Agreement with the Village of Sugar Grove, Sugar Grove Township and the Sugar Grove Park District for the Blackberry Creek Bridge Project at the Bliss Woods Forest Preserve

Chief of Planning and Land Mgmt. Rooks-Lopez provided a brief presentation of the Sugar Grove Blackberry Creek bridge project. The agreement committed each of the four public bodies to equally share in the expense of the Phase I Engineering totaling \$109,976.00 (\$28,719.00 each). The Village completed the Phase I Engineering and provided the report to

the District, whereby all parties supported the project and the submittal of a grant. The final project includes the final engineering and construction of the bridge and trail connection at a total project cost estimate of \$1,000,000.00. The Village has since been awarded an IDOT grant, which will fund 80% (\$800,000.00) of the project, with the four participating agencies equally sharing in the 20% (\$200,000.00) local share. Each agency is responsible for \$50,000. An easement has been established as part of this agreement for the Village's installation of the infrastructure and the ongoing maintenance by the Park District.

DISCUSSION: None.

RESULT: **ADOPTED BY ROLL CALL VOTE**

MOVER: Bill Lenert

SECONDER: Dale Berman

AYE: Deborah Allan Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams, and David Young

FP-R-23-01-2996 Resolution Approving a Settlement with Wadsworth Golf Construction for Costs Associated with the Repairs of Two Groundwater Monitoring Wells as Part of the Settler's Hill Golf Course Improvement Project

Exec. Dir. Haberthur provided a brief presentation to approve a settlement with Wadsworth Golf Construction. As it is the District's opinion that these wells were damaged by Wadsworth Golf Construction during their contracted earth-moving construction operations, the District held back \$62,170.87 from the final payment to Wadsworth to compensate Waste Management for the costs of the well repairs. Wadsworth denies causing the well damage and disagrees with the District's opinion. District Staff met with Wadsworth representatives in late December 2022 to negotiate a settlement on the final payout of the contracted work at Settler's Hill Golf Course. Per Commission guidance, an estimated 50/50 split was reached in which Wadsworth has submitted payment in the amount of \$30,000, and the District will pay the remaining \$62,170.87 on their contract in full. In addition, the Wadsworth Golf Charity Foundation has delivered the second half of the grant they awarded to this project in the form of a check for \$125,000 to the District.

DISCUSSION: None.

RESULT: **ADOPTED BY ROLL CALL VOTE**

MOVER: Bill Roth

SECONDER: Cherryl Strathmann

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and David Young

NAY: Rick Williams

IX. Bids and Proposals

FP-R-23-01-2997 Resolution Approving a Bid for Wetland Restoration and Enhancement at Burlington Prairie Forest Preserve

NRM Dir. Chess provided a brief presentation for the wetland restoration project. The District has collaborated with the USFWS Partners for Fish and Wildlife Program to evaluate a drained wetland and come up with a plan to restore the original hydrology. USFWS staff have surveyed the wetland and drawn-up engineering plans to create 8 acres of surface water through the installation of new tile lines in concert with an in line water control structure. The USFWS have also purchased the water control structure to be installed. District staff have begun the restoration with extensive vegetation management including control of reed canary grass and sandbar willow. The remaining work will involve the installation of the water control structure and the replacement of about 700 feet of degraded drain tile line with new 12" non-perforated tile. Additionally, trenching will occur around the wetland to break any small tile lines that are currently feeding the wetland. The District publicly advertised a bid to complete this construction and sent it to 28 vendors with one responding. The bid came from a qualified vendor, Huddleston McBride Land Drainage Co., of Rochelle, Illinois, in the amount of \$32,690.

DISCUSSION: None.

RESULT: ADOPTED BY ROLL CALL VOTE

MOVER: Michael Kenyon

SECONDER: Jarett Sanchez

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, and David Young

ABSTAIN: Rick Williams

FP-R-23-01-2998 Resolution Approving a Contract with V3 Companies, LTD. for Professional Services to Develop Engineering Plans for the Jon Duerr Forest Preserve Improvements

Chief of Planning and Land Mgmt. Rooks-Lopez presented the contract with V3 Companies. The District was award an Open Space Land Acquisition and Development (OSLAD) for improvements to the Jon Duerr Forest Preserve. This project will renovate the existing prairie, parking lots, shelters, restrooms and realign a section of the Riverbend regional trail as well as replace the existing boat launch with a new ADA compliant launch that is able to accommodate small-motorized boats. The District utilized a request for qualifications process to select a firm for professional services. Four firms responded and V3 Companies, LTD., Woodridge, Illinois was selected for this project. A scope of work was developed and a total fee for services was established at \$105,995.00. Additionally, \$10,900.00 shall be set aside as contingency to cover any unanticipated additional costs, that may arise during design and construction, for a total possible cost of \$116,895.00.

DISCUSSION: Rooks-Lopez noted that the Jon Duerr Forest Preserve was one of the most popular preserves in the St. Charles, South Elgin area. Brief conversation regarding the request for qualifications occurred.

RESULT: ADOPTED BY ROLL CALL VOTE
MOVER: Michael Kenyon
SECONDER: Cherryl Strathmann
AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

X. Land Acquisition

FP-R-23-01-2999 Resolution approving the Purchase of 3 Parcels totaling Approximately 52.15 Acres Adjacent to Stony Creek Forest Preserve in Plato Township

Exec. Dir. Haberthur presented the purchase of parcels adjacent to the Stony Creek Forest Preserve. Haberthur described the natural areas quality of the parcels and noted a part of the property would remain in agriculture for the time being. The sellers had converted one of the structures on the property into a Dairy Museum. The items within the museum remain the property of the sellers, who have been allotted time to auction the items. Purchase price was agreed at \$1,100,000 (\$21,093/acre).

DISCUSSION: Commissioner Bates asked if this was a typical price per acre. Exec. Dir. Haberthur responded that the price was within the range of the 2017 referendum. The properties have ranged from \$11,000 to \$24,000 per acre dependent of the quality.

RESULT: ADOPTED BY ROLL CALL VOTE
MOVER: Michael Kenyon
SECONDER: Jarett Sanchez
AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

XI. New Business

FP-R-23-01-3000 Resolution Approving the 2023 Organization Officers and Committee Roster Appointments

President Kious presented the 2023 organization officers and Committee appointments.
DISCUSSION: Commissioner Iqbal commented that he had not seen the appointments. Commissioner Ford commented he would be willing to offer an assignment to Commissioner Davoust.

RESULT: ADOPTED BY ROLL CALL VOTE
MOVER: Dale Berman

SECONDER: Jarett Sanchez

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Ron Ford, Michelle Gumz, Leslie Juby, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Cheryl Strathmann, Bill Tarver, Vern Tepe, and David Young

NAY: Mark Davoust, Mo Iqbal, Michael Kenyon, Monica Silva, and Clifford Surges

ABSTAIN: Rick Williams

Per a phone conversation, Commissioner Silva requested to have her vote on the record as a No vote.

XII. Closed Session to Discuss Land Acquisition, License Agreements, Potential Litigation and Personnel

None.

XIII. Communications

Comm. Affairs Dir. Metanchuk promoted the IAPD/IPRA Soaring New Heights Legislative Conference in Chicago on January 26-28, 2023. Metanchuk also promoted the Fox Valley Special Recreation Association Legislative Forum on February 17, 2023 from 11:00AM to 12:30PM at the Prisco Community Center. Commission Kenyon commented that at the legislative forum, a number of state representatives attend and with all the awarded grants, it is important to have District representation.

XIV. President's Comments

None.

XV. Department Reports

A. Department Reports December 2022

RESULT: **PLACED ON FILE BY ROLL CALL VOTE**

MOVER: Bill Roth

SECONDER: Michelle Gumz

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby, Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cheryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

XVI. Adjournment

The meeting adjourned at 9:30AM.

RESULT: **ADJOURNED BY VOICE VOTE [UNANIMOUS]**

MOVER: Michael Kenyon

SECONDER: Bill Roth

AYE: Deborah Allan, Mavis Bates, Dale Berman, Gary Daugherty, Mark Davoust, Ron Ford, Michelle Gumz, Mo Iqbal, Leslie Juby,

Michael Kenyon, Chris Kious, Bill Lenert, Anita Lewis, Michael Linder, Myrna Molina, Bill Roth, Jarett Sanchez, Monica Silva, Cherryl Strathmann, Clifford Surges, Bill Tarver, Vern Tepe, Rick Williams and David Young

Chris Kious, Chairman
Forest Preserve District Commission
Forest Preserve District of Kane County

Respectfully Submitted,

Gabriella Figliozzi

Gabriella Figliozzi
Recording Secretary

Myrna Molina
Board Secretary