

The Minutes of the Regular Meeting of the City Council – December 26, 2006 – page 4

agreement formed and now the City Council is doing something opposite to the first agreement. He commented that he felt that the City Council did everything they were supposed to do in regards to the process of the annexation. He noted that an agreement is between two parties and Northstar Trust Co. is the party who made the mistake. He reminded the City Council that if a lawsuit is threatened, the City Council is sitting in the “cat-bird seat”.

Chuck Roberts, 305 E. Main, stated that he was present at the last meeting and there were issues brought up that surprised a few aldermen. He stated that if there have been items hidden in the agreement or misunderstood, what is the guarantee that the agreement will be adhered to in the future. He expressed his lack of confidence in either party in regards to a landfill. He asked if this is the party that the City wants to do business with.

Joanne Gilbert readdressed the City Council and asked who residents should call about problems with the composting operation. Attorney Wyeth stated that the residents should still contact the City's Building Department.

George Gilson readdressed the Council and commented that the Friends of Greater Yorkville (FOGY) have contacted the Attorney General's Office, Lisa Madigan. He stated that she is watching the process closely. He stated that without proper notice there is no annexation agreement and without the agreement, the whole process has to begin over again. He reiterated what Mr. Werderich stated, the City Council has fulfilled their end of the contract; Northstar did not give proper notice. He asked the Council not to be intimidated by them.

CONSENT AGENDA

1. Building Permit Reports for November 2006 (EDC 2006-33)
2. **Resolution 2006-116** - Approving the Preliminary Plat of Subdivision for Grande Reserve Unit 25 - *authorize Mayor and City Clerk to execute* (PC 2006-82)
3. **Resolution 2006-117** - Approving the Preliminary Plat of Subdivision for Grande Reserve Unit 26 - *authorize Mayor and City Clerk to execute* (PC 2006-83)
4. **Resolution 2006-118** - Approving the Preliminary Plat of Subdivision for Grande Reserve Unit 27 - *authorize Mayor and City Clerk to execute* (PC 2006-87)
5. **Resolution 2006-119** - Approving the Final Plat of Subdivision for Hudson Lakes Unit 1 – *authorize Mayor and City Clerk to execute, subject to inclusion of the school site within the Final Plat, conveyance of the school site immediately after recording the Final Plat, that the number of units in the final plat shall be consistent with the number of units allowed by the Annexation Agreement, and staff and legal review conditioned on adjustments consistent with the review* (PC 2006-81)
6. Steve Horve Builders, Inc. Request for Reduced Sewer Connection Fee for SLF Yorkville - *approve a sewer connection fee in an amount of \$46,750.00* (EDC 2006-34)
7. Blackberry Woods Annexation - 076 Correction (PC 2006-94)
 - a. **Ordinance 2006-150** - Annexing - *authorize Mayor and City Clerk to execute*
8. Raymond Stormwater Management and Storm Sewer Outfall Improvement Agreement - *authorize Mayor and City Clerk to execute* (EDC 2006-36)
9. State Street Finished Watermain – Change Order #2 - *authorize decrease in an amount not to exceed \$3304.00 and authorize Mayor to execute* (PW 2006-209)
10. Grande Reserve Units 2 & 5 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$6764.76, subject to verification that developer has no outstanding debt owed to city* (PW 2006-212)
11. Grande Reserve Unit 12 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$263,657.97, subject to verification that developer has no outstanding debt owed to city* (PW 2006-213)
12. Grande Reserve Unit 13 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$503,528.79, subject to verification that developer has no outstanding debt owed to city* (PW 2006-214)
13. Grande Reserve Unit 14 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$341,862.03, subject to verification that developer has no outstanding debt owed to city* (PW 2006-215)
14. Grande Reserve Unit 15 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$770,656.43, subject to verification that developer has no outstanding debt owed to city* (PW 2006-216)
15. Grande Reserve Unit 20 – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$914,770.31, subject to verification that developer has no outstanding debt owed to city* (PW 2006-217)
16. McVickers Development – Letter of Credit Reduction #1 - *authorize decrease in an amount not to exceed \$184,046.30, subject to verification that developer has no outstanding debt owed to city* (PW 2006-218)