

**MINUTES OF A REGULAR MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF ISLAND
LAKE, LAKE AND MCHENRY COUNTIES, HELD ON THE 13th DAY OF JANUARY 2005**

CALL TO ORDER Mayor Charles R. Amrich called the meeting to order at 7:30pm. Those present stood and pledged allegiance to the flag.

ROLL CALL Roll call indicated the following present: Trustees Eberhard Becker, Sally Fleissner, Deborah Herrmann, Matthew Huff, Thomas Hyde and Thomas Martin.

Also in attendance was Village Attorney Sam Diamond; Kevin Sutherland, Baxter & Woodman Engineers; Police Chief Don Bero; Sergeant Anthony Sciarrone; Captain Joe Arizzi, Wauconda Fire Department; Frank DeSort, Building Department; Willie Kootstra, Public Works Director; and Connie Mascillino, EMA Director.

CORRESPONDENCE: no correspondence was presented.

APPROVAL OF MINUTES

Motion by Trustee Hyde, seconded by Trustee Huff to approve the minutes of December 9, 16, and 23, 2004, January 4 and 6, 2005 and September 30, 2004 addendum and letter from William Woodhouse dated July 8, 2004 as presented by Trustee Hyde.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

COMMITTEE REPORTS

1. BUILDING, ZONING AND ORDINANCE

Trustee Herrmann read the building report for the month of December. A total of 9 building permits were issued, total building fees collected was \$75.00, total permit fees \$497.00, total electrical compliance inspections \$600.00, total rental inspections \$100.00, total ordinance violations \$35.00, total fees collected \$1,307.00.

Motion by Trustee Hyde, seconded by Trustee Martin to approve the BUILDING, ZONING AND ORDINANCE report as presented by Trustee Herrmann. Upon voice vote, motion was unanimously declared carried.

2. FINANCE AND ADMINISTRATIVE

Trustee Fleissner read the Finance & Administrative report for the month of December. Water bills were mailed for Section A, garbage service late notices were mailed, John has been working on year end payroll for state and federal, 1099 and W-2's will be mailed next week, and John has begun the 2005-06 budget process with department heads.

Motion by Trustee Martin, seconded by Trustee Huff to approve the FINANCE AND ADMINISTRATIVE report as presented by Trustee Fleissner. Upon voice vote, motion was unanimously declared carried.

3. POLICE AND PUBLIC SAFETY

Trustee Martin summarized the POLICE AND PUBLIC SAFETY activity report for the month of December. Calls for service totaled 763, criminal offenses 56, criminal arrests 25, ordinance violations 45, traffic citations 185, accident reports written 25, warrants served 4, p-tickets 37 and warning tickets 2. Total monies received from Lake County \$2,764.75, total McHenry County \$14,638.10, total p-tickets \$995.00, report copies \$51.50, and miscellaneous fees collected \$1,410.00.

Motion by Trustee Huff, seconded by Trustee Becker to approve the POLICE AND PUBLIC SAFETY report as presented by Trustee Martin. Upon voice vote, motion was unanimously declared carried.

4. PARKS, RECREATION AND EDUCATION

Trustee Hyde summarized the Parks, Recreation and Education reports for the month of December:

The sledding hill has been well used this past week.

Recreation Department, current activities: Blood Drive at Village Hall on January 22 at 10:00-2:30pm. Cindy and Karen attended a Red Cross babysitting teachers course, Daddy Daughter Dance on February 5, at 6:00-8:30pm, currently working on the 2005-06 budget and preparing the summer recreation guide. Current revenue \$8,937.00.

Club: Current revenue \$9,138.00, the department has noted the need to replace the bus for the safety of the children.

Creative Playtime: total enrollment is 152 students, total revenue from the shirt sale \$482.25, candle sale revenue \$1,699.60, Craft Faire concession revenue \$360.21, the four year old classes have begun their lending library, the Tuesday/Thursday classes will have their Pajama Day on January 20, and the department will be participating in the Wauconda School District 118 "Show Them What You Know" campaign. Current revenue \$56,888.33, current expenses \$52,289.70.

Motion by Trustee Martin, seconded by Trustee Fleissner to approve the PARKS, RECREATION AND EDUCATION reports as presented by Trustee Hyde. Upon voice vote, motion was unanimously declared carried.

5. PUBLIC WORKS

Trustee Becker summarized the Public Works report for the month of December:

Public Works: calibrated all salt spreaders to verify settings, filled several pot holes with cold patch, tree trimming and removal continues, worked on the new truck order, installed and removed Christmas decorations throughout town and village hall, new outerwear for the department was ordered and received, started preliminary work on the 2005-06 budget, assisted with electrical work in the Eastway Drive well house, and conferred with Baxter & Woodman regarding the Pine Ridge subdivision.

Parks: installed and completed the ice skating rink at Converse Park, and assisted the Recreation Department with set up for Winter Wonderland.

Water Department: installed five new doors at the water treatment plant facilities, installed a new heater fan motor in the Westridge pressure reducing valve, completed quarterly meter readings, responded to two pump fail alarms at the softening plant, total gallons pumped in 2004 was 222.4 million.

Motion by Trustee Martin, seconded by Trustee Herrmann to approve the PUBLIC WORKS report as presented by Trustee Becker. Upon voice vote, motion was unanimously declared carried.

6. ECONOMIC DEVELOPMENT

Trustee Huff: no report.

Motion by Trustee Martin, seconded by Trustee Hyde to accept no report for ECONOMIC DEVELOPMENT for the month of December. Upon voice vote, motion was unanimously declared carried.

CONSENT AGENDA

Items for approval: Carryover of 40 hours of compensatory time to 2005 for Karen Luebbers, Boy Scouts of America Scouting Anniversary Week Proclamation February 6-12, Martin Luther King Jr. Day Proclamation January 17, Campfire USA Solicitation permit and fee waiver February 1-28, Lake Management Committee Raffle Permit for Carpfest 2005, ALS Tag Days May 21-22, and approve the payment of bills as follows: General Fund \$169,643.80, Water Fund \$20,524.83, and Manual Checks: \$2,980.91 for a total of all funds \$193,149.54.

Motion by Trustee Martin, seconded by Trustee Fleissner to approve the Consent Agenda Items as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

AGENDA ITEMS

1. Final Plat of Subdivision, Prairie Woods, Kenneth James Builders:

Don Augustin, JS James Builders, reviewed the letter he distributed that outlines the changes made since the December 9 committee meeting. Mr. Augustin informed the board that he met with the Kate Bliss from the Army Corp of Engineers this morning and Baxter & Woodman concurs with their findings that the only impact will be the replacement of a culvert. They will be requesting a RP9 permit which is a maintenance permit for moving and replacing the culvert. Changes to the landscape plan have been made and the left hand turn lane and right hand deceleration lane on Dowell road have been added. They are requesting a recapture fee, equivalent to ½ the cost, from any entity that aligns a road with Fen View Circle at Dowell Road. They are requesting to install the left hand turn lane at the time they receive approval from the village to install the surface lift on the roads for the subdivision. The right hand deceleration lane will be installed at the time of installation of the roads for the subdivision. The left hand turn lane will extend onto Nunda Township roads; they will be resurfacing 100' of Dowell Road north of the widening. All vehicles that are weight restricted will come in from the north.

Kevin Sutherland confirmed that their wetland specialist talked to Kate Bliss from the Army Corp and will be working with them on the project, they will need the engineering plans for Dowell Road, almost all of the minor concerns have been addressed other than Dowell Road, Kevin is waiting for approval from Public Works, and he has no objection to the recapture concept for the Dowell Road turn lanes.

Mayor Amrich asked if the Army Corp has submitted a letter regarding their findings. Engineer Steve Dahl indicated that the letter from the Corp will take approximately 45 days. Kevin stated that the board can grant the earth change request tonight for everything except for what the Army Corp requires. Mayor Amrich indicated that he would like the letter from the Army Corp before any earth work is started. Discussion took place over the earth change request and responsibility of liability. Kevin stated that they would recommend the developer stay 100' away from the Army Corp jurisdictional wetlands and 50' at the basins.

Motion by Trustee Hyde, seconded by Trustee Herrmann to approve the earth change request for the Prairie Woods subdivision with the stipulation that the developer adhere to the 100' buffer and 50' buffer in basins contingent upon storm water pollution prevention plans and final engineering and approval of the calculations as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, and Hyde
NAYS: Trustee Martin
ABSENT: None
ABSTAIN: None

Motion was declared carried.

2. Police Telecommunicators ICOPS Agreement:

Motion by Trustee Martin, seconded by Trustee Huff to approve the Police Telecommunicators ICOPS Agreement as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

3. Waive competitive bidding process for purchase of a truck for Public Works:

Motion by Trustee Martin, seconded by Trustee Becker to waive the competitive bidding process for the purchase of a truck for the Public Works Department as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

4. Public Works truck purchase:

Motion by Trustee Martin, seconded by Trustee Fleissner to approve the purchase of a truck for the Public Works Department as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

5. Mostardi-Platt Environmental monitoring well usage agreement:

Motion by Trustee Martin, seconded by Trustee Huff to approve the Mostardi-Platt Environmental monitoring well usage agreement as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin
NAYS: None
ABSENT: None
ABSTAIN: None

Motion was declared carried.

6. Island Lake Area Chamber of Commerce raffle permit and fee waiver, February 5:

Motion by Trustee Hyde, seconded by Trustee Martin to approve a raffle permit and fee waiver for the Island Lake Area Chamber of Commerce on February 5 as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Herrmann, Huff, Hyde and Martin
NAYS: Trustee Fleissner
ABSENT: None
ABSTAIN: None

Motion was declared carried.

7. Girl Scout Cookie Sale Solicitors Permit and fee waiver, January 1-23:

Motion by Trustee Hyde, seconded by Trustee Martin to approve a Solicitors Permit and fee waiver for the Girl Scouts January 1-23 as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Herrmann, Huff, Hyde and Martin
NAYS: Trustee Fleissner
ABSENT: None
ABSTAIN: None

Motion was declared carried.

8. *Virginia Monforte, et al., Zoning Petition, Petition for Plat of Subdivision, Zoning Amendment, Special Use and Variation for 227, 229, 239, & 243 W State Road and 300 Bassler Drive:*

Petitioners attorney was not present at the meeting.

a. *Petition for Plat of Subdivision:*

Motion by Trustee Martin, seconded by Trustee Becker to approve the Plat of Subdivision as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was declared carried.

b1. *Lot 1 rezoned to B1:*

Motion by Trustee Martin, there was no second. Motion died due to the lack of a second.

b2. *Lot 2 rezoned to B1:*

Motion by Trustee Martin, there was no second. Motion died due to the lack of a second.

Discussion took place over the rezoning and variation requests. Trustee Hyde indicated that he would feel more comfortable knowing what the plans for the properties are before voting. There are wetland and traffic concerns for Lots 1 and 2. Trustee Huff has concerns with Lots 3, 4 and 5. He would like Mr. Sharp to present to the board his long term plans for the properties. Trustee Martin pointed out that the properties are already zoned B2 and asked the board what their visions for the property are. Trustee Martin pointed out the plans IDOT has for the widening of Route 176 on the east side of town. He tried to contact them today to find out their intentions for the west side of town, but was unable to talk to someone. Future expansion of Route 176 may affect the building on Lot 5. The updated comprehensive plan designates the property as commercial.

Realtor Al Williamson informed the board that the zoning change was requested by the village. Mrs. Monforte was initially seeking the legal subdivision of the property. He indicated that Mrs. Monforte is willing to work with the village on selling Lot 1 to the village for the bike trail. Mr. Williamson indicated that Mr. Dufore brought a layout, as requested by the board last week, showing his plans for Lot 2 and asked the board's permission for him to present it. Mr. Dufore presented the layout which showed the parking lot layout, lighting and landscaping of the creek. Trustee Martin brought up the Bassler Drive access to the property. Mr. Williamson indicated that the current owner has a fence on his property; he does not want vehicular traffic and would prefer to leave the area fenced in. He has indicated that he will work with the village on an easement for the bike trail.

Motion by Trustee Huff, seconded by Trustee Fleissner to table to the February 10 board meeting the remaining Agenda Items for the Monforte property pending further board discussion as presented.

Upon roll call, Trustees voted as follows:

AYES: Trustees Becker, Fleissner, Herrmann, Huff, Hyde and Martin

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was declared carried.

Mr. Williamson indicated that Mr. Dufore has options on other properties and would appreciate an indication from the board whether they want to see his business in Island Lake. He may lose his options on the other properties while waiting for a decision from the board. Mayor Amrich indicated that the board will be discussing the matter further at the January 27 committee meeting. Mr. Williamson suggested the board consider leaving the zoning at B2 and granting a Special Use Permit for the car sales business.

ITEMS FROM THE TRUSTEES AND DEPARTMENT HEADS:

Trustee Martin:

- *Visited the Deerfield and Buffalo Grove Grand Prix Car Wash businesses and was impressed with the construction and maintenance of the buildings. The interior waiting rooms were very clean.*
- *The radio system for the Police Department dispatch center lost power for 4-hours this week. Radicom was able to fix the problem. An estimate to replace the system was received in the amount \$200,000.00. This item will need to be seriously looked at during the 2005-06 budget preparation.*

Trustee Hyde:

- *The Bike Trail Committee has three meetings scheduled for next week. They will be meeting with Dave Longo from Moraine Hills to finalize the connection into Moraine Hills, Jeff Sleuth who is the architect for the Lake County trail system and Mike Finlan who is in charge of the Grand Illinois Trail System, and Dave Longo from Lake County Transportation who will assist with crossings for the county roads.*

Willie Kootstra:

- *The transmission was replaced on Truck #1 and another truck has been sent in for transmission repair due to the heavy snow during the recent storms.*

Chief Bero:

- *Officer Mike Wahl was injured in a vehicle accident and will be on sick leave for a while. Officer John Nikopolous will return from sick leave on January 17.*

Captain Arrizi: informed the board that there was a power outage at the ComEd power plant in Barrington this evening for 1-hour that affected approximately 700 customers south of Route 176. Due to the extremely cold weather, the department was making plans for warming shelters.

Connie Mascillino:

- *One EMA member will be attending a Natural Hazard Mitigation Planning meeting through Lake County. This is one of the things they want all municipalities to join; there will be a lot of requirements coming up from FEMA for municipalities in order to qualify for funding assistance.*
- *The Red Cross will be submitting a rough draft of a Memorandum of Understanding in regards to what they will provide to the village in an emergency.*

Trustee Martin thanked Connie and Mike Mascillino and Frank DeSort for cleaning up the water damage and debris in the board room from the ceiling leak last Saturday morning.

Motion by Trustee Fleissner, seconded by Trustee Martin to open the meeting to the floor. Upon voice vote, motion was unanimously declared carried.

Al Williamson informed the board that a national retailer is considering the Pickus property at Newport Court and Route 176. He should have a final answer by the end of February. Trustee Herrmann asked for a copy of the subdivided plat of the property. Mrs. Williamson indicated that she has a tentative plat but is having problems with the McDonalds contract that does not allow any food sales on the property. She is ten years into the contract and has another ten years to go. The proposed car wash will not be able to include the coffee shop they had discussed at last week's meeting due to the contract.

Cheryl Deever: asked about the status of the plans for the proposed middle school in Island Lake. Mayor Amrich indicated that the school board needs to officially petition for annexation.

Georgia Re: complimented the Public Works crew on the great job they always do clearing the streets.

Donald Saville: asked the price range of the vehicles Mr. Dufore plans on selling at his proposed business on the Monforte property. Mayor Amrich informed him that Mr. Dufore had indicated selling prices of \$3,000.00 to \$5,000.00. Mr. Saville stated that he does not feel that price range is conducive nor high end market. Mayor Amrich indicated that was one of the reasons the board wanted to discuss the matter further. Mr. Saville thanked the board for their decision to table the zoning and variation request of the property tonight.

John Ponio:

- Referred to an article in the Wauconda Leader where Trustee Hyde announced his candidacy for Mayor under the "Honesty in Government" slate. Trustee Herrmann asked if this discussion should be taking place. Attorney Diamond stated that would be a board decision. It was decided not to discuss it.
- Asked about the status of the \$24,000.00 change order for the sledding hill at Converse Park. Attorney Diamond stated that the status is pending in court and the board should not be discussing pending litigation in a public meeting.
- Commented on a newspaper article that stated the village legal department was not aware of the prevailing wage requirements and questioned the fact.
- Stated that the village has financial issues and asked what the board is doing to correct the problem. There are two parks that have not been completed and plans are in the works for another project, namely the bike trail. He feels that before moving on to the next project it would be better to get things under control and figure out the village priorities. The police radio should be a priority.
- He asked if a decision has been made on the occupancy rating for the beach house at Veterans Park. Mayor Amrich stated that the board is waiting for the review from DCCA. Dorothy Coil has indicated that she has made the review a priority and will have a response within the next 30 days. At that time the board will look into the matter.
- Asked if any board members have looked at the cracked masonry on the building. He brought the matter to the board's attention at last week's meeting.
- Voiced concern with board members who are running the village and feels this is the only open forum available to ask questions of the village board where he can get a response. He feels that he was silenced tonight and asked what the purpose of an open meeting and public comment is. He feels that the reason citizens attend the meetings is that they are not satisfied with the way the village is managed and they are attending to look for answers. Mayor Amrich will be stepping down as Mayor and one of the Mayoral candidates is someone who has sat in this board room and has lied and said things that are not true. He was upset that he cannot voice his opinion and feels there is a problem with the integrity of the government. He feels that the residents should be allowed to speak publicly about issues they are concerned with.

Georgia Re: objected to Mr. Ponio's comments regarding the sledding hill comments this evening.

Tom Kaczmarek: commended the board for tabling the Monforte property zoning and variation requests. He feels that the solution would be to knock down the older buildings and build new ones.

Motion by Trustee Herrmann, seconded by Trustee Martin to bring the meeting back to the board. Upon voice vote motion was unanimously carried.

There being no further business, motion by Trustee Fleissner, seconded by Trustee Martin to adjourn the meeting. Upon voice vote, motion was unanimously declared carried. Meeting was adjourned at 9:11 pm.

Christine Becker, Village Clerk