

VILLAGE BOARD COMMITTEE MEETING
THE VILLAGE BOARD OF THE VILLAGE OF ISLAND LAKE
September 4, 2008 7:30 pm

CALL TO ORDER Mayor Thomas P. Hyde called the meeting to order at 7:30 pm.

ROLL CALL Roll call indicated the following present: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio. Absent: Clerk Kaczmarek. Also present: Chief Scarrione

AGENDA

1. Presentation by NISRA – Mayor Hyde

NISRA went through a power point presentation and brochures were also distributed. The Staff members are college degreed in Therapeutic Recreation and all the programs have goals and objectives. Participation is encouraged so that these individuals can develop skills that they will use the rest of their lives. Total member district due for 2009-2010 are \$35,813 – Village of Island Lake 2007 equalized assessed value = \$217,050,225. Annual cost for homeowners of a \$250,000 home - \$13.74.

Motion by Trustee Garling, properly seconded to open the meeting to the floor. All in favor.

Patricia Lindaros, 4109 Beach Street – Ms. Lindaros presented to the Board by reading a letter regarding her special needs son.

Tony Wagner, 4109 Beach Street – Presented a letter regarding her special needs daughter.

Lisa Coe, 2985 Kingsten Drive – Presentation regarding their oldest child, Tyler, who has autism.

Darlene Weber, 3401 Ridge Street – Katlyn is 20 years old with Downs Syndrome.

Illinois is 51st in the Country for special needs funding.

Kathy Jones, 3609 Hale Lane – Ms. Jones has 3 sons. The youngest with special needs. He attends 1- various therapy sessions per week.

Mayor Hyde said that the Village will look at the budget and funding and see where this would fit our community. He thanked Brian and MaryBeth for their presentation this evening. The Board has to look at funding and see how it can possibly work.

2. Discussion of hiring Wolf Campbell & Associates – Trustee Mascillino

Trustee Mascillino said they are an economic developing planning association and were recommended by Attorney Puma some time ago. HE suggested the Village look at them. They do economic development and planning and they work on ordinances. They make recommendations and are used by Wuaconda, Lake Zurich, Vernon Hills, etc. When developments come into town, they go through the whole process including compliance, final plats, etc. Trustee Mascillino said that there are many development requirements and the Board is not experts in this area and possibly have this group come in and speak to the Board and see what they can do for the Village and Board. Some of the costs could be passed on to the developers too. This was in the last communication from Attorney Puma when being discussed was Shiner Group and the final plat issue. He suggested his firm or this group work with the Board to avoid future problems and compliance issues. Baxter & Woodman oversees engineering but they do not handle the process inside the Village and what needs to be complied with and met with. Trustee Garling said this was talked about before as well along with brining in a Village Administrator possibly. He added that there is a lot work to building Island Lake and yes, the Board does not have all the answers and it might be worth looking at an expert like this to help. Trustee Herrmann said that this should be looked at for next years budget. She commented that the ordinances are very outdated too and some are all the way back from the 1950s. Trustee Garling said that with economic development dollars coming in too that should help. Trustee Herrmann said Ancel Glink has a planning division too. Mayor Hyde suggested speaking with other Villages too and how this group benefited them.

3. Discussion of permanent sign for Recreation & Creative Playtime at 176 & Greenleaf – Trustee Mascillino

Trustee Verciglio stated that they have been working on signage. Signs have gone on the building itself and they also ordered signs for 176 to direct people where to go in the Village. They have also looked at a sign that would announce Village activities. There is a sign that's up there but the development is built and the sign can now come down so they would like consideration of using that area for a Park and Rec sign and Creative Playtime. The Board felt that this was okay to move forward on and to use that area where the sign is coming down from Harmony Homes.

4. Discussion of Southport Pond – Trustee Mascillino

Dave LaBuz, 3329 York re: Southport Pond: Mr. LaBuz presented the history of the maintenance of the Southport pond. He distributed a handout including all correspondence.

Trustee Mascillino commented that this matter is a tangled mess and this legally has to be looked at now to see what can be handled and/or corrected. Mayor Hyde said that Mr. LaBuz had mentioned some restoration work that needs to be tended to. Mr. LaBuz said it will have to be seeded in the Spring. Mayor Hyde said the Village paid for engineering on this initially and the Village went out for bids. The decision came back that the bids were very high and that the Village could do this project ourselves at a much better cost overall at that point. This was agreed to by Mr. Kootstra. Then, the question of ownership came in play. Mayor Hyde said that he does not question that Island Lake water is a problem too in this matter. He said the outlots were never owned because they were supposed to connect to the river. Mr. LaBuz said the marina was supposed to be actually on what is now unit 3 but he never saw documents that it would be anything else than a retention pond. Mayor Hyde said that they had sold some of the land and some was turned into townhomes and some was for the pond. Mayor Hyde believes that the Village has a responsibility in this. He feels the majority of the water going into it is from Island Lake. He added that he is not necessarily in favor of owning this but he would like it to be owned by the association because they mow it, etc. Mayor Hyde feels that once this is fixed, it'll be done then for the long haul. Trustee Mascillino said that Attorney Puma said that perhaps an agreement between the Village and association is in order memorializing ownership, etc. Mr. LaBuz said they do not own the outflow though. On lot A townhomes are trying to be built on. Discussion took place regarding the map of the area and who owns what. Outflow pipe was talked about as well. The pond has been higher than the river so it creates a higher pressure area. Trustee Herrmann said that a lot of this does lie on the Village, the Village has repaired it in the past and with the flooding, icing, etc., that is being destroyed as well and causing problems to the water backup. She suggested contracting someone through the Village, a professional, who would be held accountable for the project working properly. Mayor Hyde said it could be rebid as well. Trustee Herrmann feels the Village should take responsibility and have it repaired. Trustee Mascillino said if the restrictor valve is fixed, then the Village should come to an agreement with the homeowners going forward and state who is responsible for what. Mayor Hyde said there is a problem because of this lies on property that is not owned by the Village nor the homeowners association. He suggested moving it over a couple of feet. Trustee Saville questioned why there isn't discussion of splitting the costs. The restrictor is somewhere between the pond itself and the catch basin at the roadway. Mayor Hyde said the engineer needs to look at this again and answer the questions still pending. Many of the Board Members would like to move forward and tend to this issue. He will contact Kevin Sutherland and have discussion with him, get a full understanding and then report back to the Board. Trustee Saville asked for a written report from the engineers so it's very clear. Mayor Hyde asked Trustee Saville to take this project then and handle it as it's Public Works. Mayor Hyde does not want to go through all that. Trustee Saville said it needs to be done properly and in writing so everything is clear for the entire Board. Trustee Herrmann said it may be in writing already too and/or invite Kevin Sutherland to next weeks meeting so the questions can be answered. Trustee Saville said the Village should have all the information in hand and not rely on verbal. Mr. LaBuz said this is between three parties which are involved. He said they are happy to give easements to the Village to accomplish this project. Mr. LaBuz said no one knows either how much water can be released into the river.

5. Discussion of the PTO “Run for your Life 5K Run”

Mayor Hyde said that Clerk Kaczmarek had sent the Board a memo as she does not understand why one 5K run was approved by the Village Board yet the other one has not been. She questioned the use of our Police and roads, Public Works, raffle permit, waiving of fees, tent permits, sound approval, etc. Trustee Mascillino said that Clerk Kaczmarek had some good questions. She said the Police Department is not involved in this and because it does not require anything out of the ordinary from the Village, it does not require Board approval. They are not asking for road closures nor police assistance. Clerk Kaczmarek questioned the raffle due to the Village ordinance. Trustee Mascillino said the ordinance refers to a raffle as “player paid” but the flyer for the run states that each participant will be entered into a raffle so she feels it is not really a traditional raffle. Trustee Herrmann said it sounds like a drawing. General consensus is that Board approval is not needed for this event. Trustee Saville referred to the email that the Clerk sent out. She brought this to the Boards attention after what was said and already mailed out to all and yet Mayor Hyde suddenly says the Board does not need to vote on it. Clerk Kaczmarek was just bringing this to the Boards attention. Mayor Hyde said there is not sound other than a bull horn. He said there is no tent with electric going to it. He added there is no fee for the raffle as it’s not a raffle. Mayor Hyde said they are not doing anything out of the ordinary and they are not using our Police nor public works. Trustee Saville said the ordinances were mentioned by Clerk and one, two, quick, they were glazed right over. Trustee Mascillino stated that she appreciated Clerk Kaczmarek bringing this up and she did carefully read the ordinances so that the Village would do the right thing. She feels that the organization just used the wrong word of raffle and she is not taking the Clerks email lightly at all.

Items from Clerk, Trustees and Department Heads

- Chief Scarrione stated that back to NISRA, the Officers are training quite often with autistic people and how to deal with/handle them properly. The Department has undergone quite a bit of training.
- Trustee Ponio questioned the landscaping company that was hired for the repairs for AT & T. Mayor Hyde said they handle the restoration. They subcontract it out. Trustee Mascillino stated that there are so many of these boxes going up and people are waiting for the landscaping around them.
- Trustee Herrmann pointed out that she has received the quarterly budget report. She said the Village is on track for the general fund. For expenses, the departments are under thus far. Lake Management is over 9.3% due to weed spraying. As for police, some areas are up while others are under budget. Trustee Herrmann would like the Board to be cautious of course going forward and to strongly consider any alterations. She said all in all the budget is in good shape for the first quarter. NISRA participation will be considered down the road.
- Trustee Verciglio said Club is in full force.
- Trustee Saville brought up ordinance 4-4-1. At the last meeting, Trustee Herrmann mentioned the revisions as well as K. He brought up if it was okay for Mr. DeYoung to contact Mr. Puma. He told Mr. Puma that the revisions were okay to him except for K. He would like to see K. deleted all together because, like on Burnett for example, the Village has spent over \$300,000 on a pipe down Burnett and it won’t get used this way. Trustee Saville said on August 29th, an email was sent to the Board from Mr. Puma putting a halt on everything because he needs direction from the Board. On September 2nd Mr. DeYoung concurred that direction is needed from the Board and all is okay except for item K. Mr. DeYoung, Mr. Kootstra and Mr. DeSort all feel that K should be stricken from the ordinance revisions presented. 3 Department Heads are telling the Board that K should not be applicable. Trustee Garling thought Mr. Puma already had direction. Trustee Saville said he understood it that K was in question. Mayor Hyde said the Board agreed to keep it in for commercial and businesses and for residential the waiver would be in there for consideration. He said Mr. DeYoung was given authorization to contact Mr. Puma. Mayor Hyde said we understood K to be for businesses. But it’s not the way that Mr. DeYoung had presented it though. Trustee Saville said that Mr. DeYoung did not contact Trustee Herrmann requesting changes to the ordinances. Mayor Hyde said there should be consideration for our residents. Trustee Saville said though it was presented that employees were disgruntled about it. Trustee Herrmann said that she did not say that. Trustee Saville said the Department Heads would like to see K eliminated. Trustee Herrmann explained that she understood that the ordinance would not let business or commercial properties waiver and in the event that there is a residential hardship, they could come before the Board for a waiver.
- Trustee Saville said the liquor license was tabled. He questioned if the Quizno’s still has the lease on that space. Mayor Hyde explained that the rental agency is working with Mr. Patel and the adjustments of the building. Trustee Saville said anyone can apply for that liquor license. The application that was given to the Board was for one particular address and that address is within a 100 feet of a school. Mayor Hyde said the school is moving.

Motion by Trustee Garling, properly seconded to extend the meeting past 10 pm. All in favor.

Items from the Mayor

- Mayor Hyde is meeting with BCA and he sent Trustee Ponio an email. It is at 8:30 pm.
- The Salvation Army is requesting Red Kettle campaign November 21st to December 24th.
- Mayor Hyde sent emails regarding Beech Street to the Board Members.
- October 11th there is a benefit at the American Legion from 1 pm to midnight.
- Mayor Hyde reported that there was a water main break in which the water department assisted in this past weekend.
- Mayor Hyde said there is a serious situation with Sheltering Oaks in which they have no sidewalk between them and Island Lake which forces them into the road. He said almost 100% are disabled. Mayor Hyde commented that many, many of these residents travel to and from Island Lake and into the shopping center. He would like consideration of a pathway or walkway on the Pesz property which connects Sheltering Oaks to Island Lake. He would like to work on this before winter. Trustee Herrmann asked if it was approved before and Mayor Hyde said it was not; however, it was talked about. Mayor Hyde said a right of way would need to be obtained as well as gravel would have to be put in the first year, to get the people off the street, and the rest can be worked on next year. He would like to get the people off the street. It is within the Village limits. Trustee Mascillino said Sheltering Oaks is not within the Village limits but the property next to it is. Trustee Saville asked how much the costs are though and where the money is coming from. He suggested asking the businesses for donations possible for the sidewalk. Trustee Saville said he agrees to a consensus to work on costs and where the money is coming from is okay with him but not a consensus to get going on the project without knowing where the money is coming from first. Mayor Hyde asked if Public Works will do the work and Trustee Saville said we will cross that bridge when we get there. He added that public works is very short handed as well as he is still questioning where the money is coming from. Trustee Mascillino said a right of way needs to be obtained also which should probably be first and then work on the costs.
- Mayor Hyde asked about, in the past, a Trustee cleaned up the weeds along 176 on his/her own. He said trees, weeds, etc., along 176 are in bad shape and it needs attention. He would like to get the weeds sprayed and clean up along 176. He asked if public works can work on this. Trustee Verciglio did it himself last time. Mayor Hyde will speak with Mr. Kootstra. There are safety issues with some trees as well.

Motion by Trustee Herrmann, properly seconded to open the meeting to the floor. All in favor.

Mike Herrick said that it was agreed upon that \$3720 would be spent on tree removal by the Board. No other expenses were incurred and some homeowners purchased their own new trees. He said questions are being raised about the money. The money is being spent on taking out the trees – taking them out, grinding them up and getting rid of them. That portion is already completed. He said it was stated that a lower bid was obtained for this work yet he never saw one. Mr. Herrick said the Mayor never saw one either. The bid was obtained after the Board approved this already. Mr. Herrick questioned why the Board allows Village employees to go out and obtain other bids when the Board already approved the bid. He questioned why time was wasted on this and why beat a dead horse after the Board has already made a decision. He feels it should be made very clear to employees that they need to know who runs the Village. Trustee Mascillino said it was her understanding that it was in discussion, not in a formal bid form. Mr. Herrick said himself and others are now having to defend themselves. He said that homeowners have purchased their own trees, not the Village. Tree removal was only approved by the Board in the amount of \$3720. He is extremely disheartened that a Village employee tried to undermine the Village Board and feels it was inappropriate and is considered backstabbing. Trustee Saville said he was doing his due diligence. Mr. Herrick said he did it after though and after his boss made the decision. Trustee Saville stated that what he is uncomfortable with is that all this appeared to be prearranged and decided upon already before it even came to a vote. Mr. Herrick said that is what is wrong with this Village. He said all the employee had to do was pick up the phone and call him. Trustee Saville said he is speaking about himself and for himself no one else.

Greg Kachka, 3221 Hiacynth: Mr. Kachka asked Trustee Herrmann said that several meetings back that there were so many people filing frivolous lawsuits for open meetings act and then Mr. Ponio asked you, Ms. Herrmann, if you were willing to pay my legal fees because you filed a frivolous lawsuit against me. Trustee Herrmann said that she did not file a frivolous lawsuit. Mr. Kachka said that he has a police report that says that her and Clerk Kaczmarek filed charges against me. Trustee Herrmann said that they filed a police report at the consent of this Board because of what we saw that evening. Two weeks later, after everyone reviewed what they needed to review, and the Lake Co. States Attorneys Office, an Officer asked me if I was willing to put in writing what I saw occur. That is what I did. Trustee Herrmann said that she wrote a complaint. Mr. Kachka wanted to know where to send his bills to for frivolous lawsuits. Trustee Herrmann said the Lake Co, States Attorneys Office pressed the charges.

Laurie Rabattini: Ms. Rabattini questioned if it is still pending the fundraising for the fireworks. Trustee Herrmann said a fireworks committee is being organized. Her and Trustee Mascillino are trying to organize this and they will be working and meeting soon.

Motion by Trustee Garling, properly seconded to bring the meeting back to the Board. All in favor.

Motion by Trustee Garling, properly seconded to adjourn the committee meeting. Being that no further business was discussed, the meeting adjourned at 10:30 pm. All in favor.

Christine Kaczmarek, Village Clerk