

**MINUTES OF A PUBLIC HEARING AND THEN THE REGULAR BOARD MEETING OF THE
VILLAGE BOARD OF THE VILLAGE OF ISLAND LAKE, LAKE AND MCHENRY COUNTIES, HELD
ON THE 13th DAY OF NOVEMBER 2008**

CALL TO ORDER Mayor Thomas P. Hyde called the meeting to order at 7:30 pm. Those present stood and pledged allegiance to the flag.

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

Also in attendance was: Village Attorney Scott Puma of Ancel Glink; Police Chief Anthony Scarrionne; and Captain Joseph Arrizzi.

Pledge to the Flag & Recognition of those in the Military

Correspondence

Consent Agenda Items:

Items under the Consent Agenda are considered routine and/or non-controversial and will be approved by one motion. If anyone (board member, staff, or citizen) wishes to have a separate vote on any item, it will be pulled from the Consent Agenda and voted on separately.

1. *Approval to pay the bills*
2. *Approval of Minutes – September 25, 2008, October 2, 2008 and October 9, 2008*
3. *Approval of Committee Reports:*
 1. *Building, Zoning & Ordinance*
 2. *Finance & Administrative*
 3. *Police & Public Safety*
 4. *Parks, Recreation & Education*
 5. *Public Works*
 6. *Economic Development*
4. *Approval of YMCA Camp Duncan Annual Tag Days Saturday, May 30, 2009 and Saturday, June 6, 2009 at the corner of Eastway and 176.*
5. *Approval of Girl Scouts cookies ales – January, February, March and April 2009*
6. *Approval to sell Village property – 2002 Dodge Intrepid and 1996 Ford Crown Victoria*

Motion by Trustee Verciglio, properly seconded to remove the paying of the bills and the meeting minutes and to request a separate vote and to approve the remaining portions of the consent agenda.

Trustee Saville questioned if the selling of vehicles needs an ordinance. Attorney Puma said that yes, there needs to be an ordinance but an ordinance number is not necessary at this time and to direct the Finance Director that it is okay to sell these vehicles at this time. Attorney Puma said there is also an email that discusses these vehicles in detail and their issues.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Herrmann, Mascillino and Verciglio

NAYS: Trustee Ponio and Saville

ABSENT: None

ABSTAIN: None

Motion was declared carried.

Approval to pay the bills.

Motion by Trustee Herrmann, properly seconded to approve the payment of the bills.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Herrmann, Mascillino, Saville and Verciglio

NAYS: Trustee Ponio

ABSENT: None

ABSTAIN: None

Motion was declared carried.

Approval of the minutes

Trustee Garling would like a change to October 9th, number 7, on roll call – I was not absent, I abstained. Trustee Verciglio – September 25th and October 9th, and October 12th, he would like the Clerk to review the minutes again, and listen to the tape, because not all the comments from the Trustees are in there. Trustee Saville asked Trustee Verciglio to be specific. Trustee Verciglio replied – on September 25th – Trustee Saville brought up the spray park issue and it should be stated that Trustee Saville referred to the spray park as another back door operation that's going on in the Village. On the October 9th minutes, Trustee Verciglio said they discussed the liquor situation and Trustee Saville said it would not be 3Ds fault but rather the elected officials fault who was involved that made the mistake and that Trustee Saville said it is okay that they sell liquor; however, this was not stated in the minutes. He also requested to be added that Trustee Saville said "dumb ass Truck Driver". The October 2nd meeting minutes, the fixing of the posts outside Village Hall with Willie Kootstra – "stop screwing around and get the job done" is what you said in the meeting and I want that in the minutes too Trustee Verciglio said. Trustee Saville commented that the minutes are to reflect what is going on in meetings not all the specifics. Attorney Puma replied that meeting minutes are not to be verbatim; however, if someone asks for something to be reflected in the minutes, typically, it is. However, if the Board wants to go to verbatim meeting minutes, they need to have a court reporter do so, Attorney Puma said, because it is impossible to keep track of everything in a meeting. Trustee Saville questioned Trustee Verciglio that he had said that he wants whatever Trustee Saville says in a meeting to be verbatim. Trustee Verciglio said he wants specifically what Trustee Saville said in those three meeting minutes.

Motion by Trustee Herrmann, properly seconded to table the minutes until they are amended as stated.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was declared carried.

Attorney Puma asked how this will be done because the Clerk is out at the present time. Attorney Puma asked if the Board is going to wait for the Clerk to return. Mayor Hyde said "no, let's do this" – we have other employees working on minutes and that this needs to all get into a script form. Mayor Hyde said he will get with John, clarify what the corrections are, get all updated and if need be, he will have those individuals who made these requests and get the specifics corrections they asked for rather than listen to all the tapes over again. Everyone was agreeable. No further comments were made.

AGENDA

1. *Approval of Resolution 552-08 authorizing application for the CDBG 2009 – Trustee Saville*

Motion by Trustee Herrmann, properly seconded to approve Resolution 552-08.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

2. *Approval of Resolution 553-08 meetings for 2009*

Trustee Mascillino asked to add EMAs meetings – the 4th Wednesday each month at 7 pm.

Motion by Trustee Herrmann, properly seconded to approve Resolution 553-08.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

3. *Approval to table sponsorship at Culver's Thanksgiving Dinner in the amount of \$50 – Trustee Herrmann*

Motion by Trustee Herrmann, properly seconded to approve table sponsorship at Culver's Thanksgiving Dinner in the amount of \$50.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

4. *Approval of Police Department request for Fire & Police Commission to fill patrolman vacancy from current eligibility list – Trustee Mascillino*

Trustee Herrmann stated that John Little said that there appears to be funds available. Trustee Saville said that he asked John Little where the money is coming from as there is no set pattern where money is coming from all the time. He asked where the money is coming from. He questioned how this fits into the budget when it is under payroll. Mayor Hyde commented that it is a matter of paying over time at a higher rate or paying a full time officer which would be at a lower rate. Mayor Hyde said this was done at budget time. Trustee Ponio said the budget is at a \$500,000 deficit. Trustee Saville simply asked again where the money is coming from otherwise he can not justify a yes vote at this time. Chief Scarrione said that over time cute is speculative. Trustee Mascillino stated that the Finance Officer of the Village knows where the money is coming from and adequate money exists. Trustee Ponio suggested monthly budget reviews then the Board Members would know where the money is coming from. Trustee Herrmann said meetings are done on a quarterly basis already.

Motion by Trustee Herrmann, properly seconded to approve Police Department request for Fire & Police Commission to fill patrolman vacancy from current eligibility list.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

5. *Approval of Cotton Creek to place 6-10 signs along Rt. 176 and the entrance to the school for their Holiday Mall Fund Raiser to be held on December 6th from 10 am to 3 pm .*

Motion by Trustee Herrmann, properly seconded to approve Cotton Creek to place 6-10 signs along Rt. 176 and the entrance to the school for their Holiday Mall Fund Raiser to be held on December 6th from 10 am to 3 pm.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

6. *Approval to extend John Little's vacation days – Trustee Herrmann*

Motion by Trustee Herrmann, properly seconded to approve to extend John Little's vacation days.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

7. *Approval of financing on a 2009 Ford F250 for 36 months at a rate of 3.75% with the First National Bank of McHenry – water department vehicle – Trustee Herrmann*

Motion by Trustee Herrmann, properly seconded to approve financing on a 2009 Ford F250 for 36 months at a rate of 3.75% with the First National Bank of McHenry – water department vehicle.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

8. *Approval of financing on a 2008 Ford F350 for 48 months at a rate of 4.0% with the First National Bank of McHenry – public works vehicle – Trustee Herrmann*

Motion by Trustee Herrmann, properly seconded to approve financing on a 2008 Ford F350 for 48 months totaling \$47,165 at a rate of 4.0% with the First National Bank of McHenry – public works vehicle.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

9. *Review and approval of Baxter & Woodman as Program Manager for Illinois Department of Transportation structure program – Mayor Hyde*

Trustee Ponio requested costs and summarization by Kevin Sutherland of Baxter & Woodman and Mr. Sutherland said that there are no costs until ATP.

Motion by Trustee Herrmann, properly seconded to approve Baxter & Woodman as Program Manager for Illinois Department of Transportation structure program.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

10. *Illinois Department of Transportation Proclamation – National Drunk & Driving Prevention month for December 2008 – Mayor Hyde*

Motion by Trustee Herrmann, properly seconded to approve Illinois Department of Transportation Proclamation – National Drunk & Driving Prevention month for December 2008.

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None
ABSTAIN: None*

Motion was declared carried.

11. *Approval of final payment to Peter Banker & Son, Inc. for the 2008 MFT Maintenance Program in the amount of \$174,260.61 – Trustee Saville*

Motion by Trustee Herrmann, properly seconded to approve final payment to Peter Banker & Son, Inc. for the 2008 MFT Maintenance Program in the amount of \$174,260.61

Upon roll call, Trustees voted as follows:

*AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio
NAYS: None
ABSENT: None*

Motion was declared carried.

12. Review and approval of contract from BF Technical Code Services, Inc., to rewrite and update the Village of Island Lake's zoning codes in the amount of \$16,000 – Trustee Herrmann
13. Review and approval of contract from BF Technical Code Services, Inc., to write policy and procedures for the building department based on current operations and needs in the amount of \$4000 – Trustee Herrmann

Motion by Trustee Herrmann, properly seconded to table items number 12 and 13.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Herrmann, Mascillino, Ponio, Saville and Verciglio

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was declared carried.

Mayor Hyde announced that Kevin Sutherland and Eric are here this evening from Baxter & Woodman to discuss questions on the water tower. Trustee Ponio stated that he would like Mr. Sutherland to go through a few things so that all the Trustees have all the information. He said there are questions related to well #11 by Walnut Glen, the water plan for 25 years and the projected 326 to 507 gallons per minute projected, that there are a few wells at risk for contamination and that pumping more water from deep aquifer that the aquifer needs to not be too shallow then. Mr. Sutherland explained that well #10 was designed for up to 600 gallons/minutes and could support a 2nd 600 gallon/minute well. He explained the drilling process on rare occasions a test well can be a final well. This test is extremely good and the capacity at good cost protects the aquifer from other property owner. He explained it can produce 420 gallons/minutes – 70% capacity at 50% of the cost. Mr. Sutherland said there are setbacks in compliance but not accurate on permit. There are misstated specifics because all setbacks are within Village property. The test well is now Well #11 which needs to be grouted at an additional cost of about \$38,000 +. Eric of Baxter & Woodman stated that grouting seals the gap near the casing and grouting 60' down is regulation. Trustee Mascillino asked if this has to be bid and if a different casing size is needed. Eric replied that yes, test well is 10" and the other was 16". It's limited by size and screen. Safe capacity is 420 gallons/minute. Trustee Saville stated that he needs to know accurate pricing asap and a complete cost analysis. He mentioned that the well needs to be secured and this needs to be discussed with Neal right away and possibly put up a fence or something around that area. It was stated that the manhole is capped; that it is capped and locked. Trustee Saville mentioned the fees too with the Sanitary District for connection fees as well as ComEd fees. Trustee Ponio mentioned the pumping equipment and if it is smaller with the second well. Mr. Sutherland replied that the Village would use both wells permanently then. Trustee Ponio expressed concern for the 4/08 letter that it says well will be abandoned and he does not want to throw away another \$38,000+. Trustee Ponio said that the septic is actually 250' feet away. Eric replied that septic is more than 50', not 500'. He said that IEPA says regulations are 60' and he explained the permit process. Trustee Ponio asked if this will be enough for the Village's needs in 10" casing. Both Eric and Mr. Sutherland replied yes. Trustee Ponio stated that only 70% was stated when they spec'd the full amount and he'd appreciate clarification. Trustee Saville replied that since new construction has dropped off so much, why should the Village be doing this. Of all improvements, the water tower has most need because of single 12" feed and could have failure so it could still have water with storage. The higher pressure zone for Covered Bridge – have made a commitment for pressure pump but it's not a long term solution. Lead time on tank has shortened. If it was started now, it would be running in June 2010. Mayor Hyde said it's a value because not too many are being built right now and that it could be a real good time to do it. A current cost estimate was requested of Baxter & Woodman. Trustee Mascillino requested good communication between Baxter & Woodman and Willie and Neal moving forward so all stay on top of this matter. Mayor Hyde said he is meeting with Neal DeYoung tomorrow as well. They are working on the CDBG grant paperwork and finishing that up. It has to be in by next Friday. Mayor Hyde said there is \$4 million dollars coming out to purchase foreclosed homes.

Items from the Village Clerk, Trustees and Department Heads

- *Trustee Saville pointed out that whenever he makes a statement, that it is his opinion and will be factual statements.*
- *Trustee Saville mentioned the economy. He said it is a global situation and at the last meeting he brought up, the budget, and that they should be looking at and working on the budget and looking at cuts, where they can save money, etc. He does not think the Board should sit and do nothing but should be working on the budget. He suggested a meeting to go over the budget line by line.*
- *Trustee Saville thanked Attorney Puma for taking care of Team Mobile.*
- *Trustee Saville said two weeks ago, when Ms. Tappendorf was here, statutes came up and things have been changed. He said there are really no checks and balances and he asked Attorney Puma if there is a way that checks and balances can be implemented. Attorney Puma questioned if it's about whom the Liquor Commissioner is. Trustee Saville said it appears as though so many things are changing suddenly vs. what's been done over the past several years. Attorney Puma questioned what's changed. Trustee Saville said process. He said a statute was mentioned. Attorney Puma said he doesn't have it with him, Trustee Saville said he does not either, and added that Attorney Puma said in his memo that the statute gives carte blanche to the Liquor Commission and the Board only has the right to add or subject the number of liquor licenses in each category. Attorney Puma replied that the Village ordinance doesn't give the Board Members the right to grant licenses. If there was a procedure like this in the past, that the Board will pass on individual licenses, then that was something that was done unnecessarily and it is not what the statute envisions. The Act gives the right to the liquor commission and there is a case that gives it to the Liquor Commissioner and/or Liquor Commission on purpose because that's the check and balance on the Board here. Trustee Saville said there are three people on the Commission and is there anyway to change the number of members. He suggested maybe having 5 members. Attorney Puma replied that the Board could increase the size of people. He said it could be 11 people but that it's up to the Board. Trustee Garling replied that just because the Board right now doesn't necessarily agree that it doesn't make that a bad commission. Trustee Saville said that he did not say that. He is looking for checks and balances.*
- *Trustee Saville asked to speak up and get updated on the IDNR matter. Attorney Puma said he has to be given the opportunity to talk to these people and the Board and that it is really not fair to say there is no statute. He stated that he has to review everything. Trustee Saville said all he asked was if this could be talked about. Mayor Hyde asked to back up for a second. Attorney Puma stated that Trustee Saville can do whatever he wants and that he can not tell Trustee Saville what not to do. He added that if Trustee Saville wants to do something by all means he should do it. He does not appreciate it being said though that they are not doing something and not working on strategy. Attorney Puma said he is calling a spade a spade because it's being said that they are not doing something. He said that there is not strategy and that there was supposed to be discussion later this evening on this matter in closed session. Trustee Saville asked if it will be discussed this evening then. Mayor Hyde asked then if Trustee Saville is finished for this evening and Trustee Saville replied yes.*
- *Mayor Hyde thanked the Fire Department.*
- *Chuck Cermak stated to Trustee Saville that the Liquor Commission is doing a good job and that not everyone is always going to agree on everything. They liquor commission is looking at items for the best interests of the Village. He said that word for word everything has to read and then the Board would fully understand what is going on with the liquor commission. He said word for word has to read to understand it all.*

Items from the Mayor

- *Mayor Hyde passed out information on programs going on. There is a drive going on with the Township – a coat collection, toys, etc. It's Monday December 15th at the Township Hall for families and children of low income families.*
- *Mayor Hyde said the Salvation Army is being worked on with coats as well. He said there has been a huge request for assistance from residents this year. He said many are having problems due to the economy.*
- *Mayor Hyde and John Little sat down with Baird last week. They last time did Crystal Valley RV. They looked at the proposed projects at Village Hall including the gym, the Police Department, Village Hall, etc. He feels this group should come out and speak to the Board as they have a solid*

financial vision in order to handle such projects for the Village. He said the material is meaningful and the Board has to decide what to do. Mayor Hyde said real financial information has not really been worked on by this Board so himself and John Little started to take a look. He added that **Village of Island Lake – Board Meeting – November 13, 2008 – Page 8 of 9**

there are immediately problems as well including water, pipes that are breaking, etc. He said there are people thought that are not interested in doing the work. He said there are major infrastructure problems going on. Mayor Hyde added that it's about time that the Board seriously look at these problems and see how to fix them.

- Mayor Hyde passed out information on Municipal Public Safety Pension Reforms. The Attorney got a copy of guidelines as well that the Village falls under. The retirement funds need to be looked at as the village comes upon budget season to see if they are being funded properly and set up correctly. John Little and the Mayor did calculations. He said IMRF will most likely come back and ask for increases. He does not know if the Police Pension is fully funded either. He doesn't feel that it is.

Executive session for litigation and personnel was called for for this evening. Pending and probably litigation, Attorney Puma said.

Motion by Trustee Garling, properly seconded to open the meeting to the floor. Upon voice tone, motion was unanimously declared carried.

Tom Kaczmarek, 703 Fox Trail: Mr. Kaczmarek asked if Mr. Chuck Cermak said that the Board should or should not look at the ordinance. Mr. Cermak that the whole Board should look at all the Village ordinances; that anyone in the Village should look at the ordinances, read them and understand them. Mr. Kaczmarek agreed. He said that administration after administration has not followed the Village ordinances. Mr. Kaczmarek said that Attorney Puma even pointed out this evening that some things did not even need to be done, but they were, as there is not full understanding of ordinances. He said that on May 12th, 2008, Mayor Hyde dealt with Sideouts at the Liquor Commission. The minutes of that meeting reflect that there was a "harsh warning" given. Mr. Kaczmarek is concerned that if there was a required written report, within 10 days, issued to the State of Illinois after this meeting. Mayor Hyde replied that he does not understand as relative to that meeting. Mr. Kaczmarek said a liquor commission meeting was held. Mayor Hyde replied that they found that there were several reasons for that; however, Clerk Kaczmarek never sent out the renewal notices as such and they were never informed as to what went on. We looked at the whole process and we felt the Village was as much at fault as the business was and them not actually taking care of their process properly. Mayor Hyde said I believe that this is in litigation. Mr. Kaczmarek replied that he is not the one bringing that up but that Mayor Hyde just did. Mayor Hyde replied I know and that he is mentioning to Mr. Kaczmarek what was in the meeting. Mr. Kaczmarek said that Mayor Hyde is brining up litigation and pointing fingers and his point was that the Village ordinance was not followed. That a report was not filed with the state within 10 days and if not, there is a penalty and there is a fine. If his calculations are correct then, Mayor Hyde could be liable for in excess of an \$80,000 fine. Mr. Cermak stated the ordinance and said the word "may" is in there. Mr. Kaczmarek read the entire ordinance. He said a harsh warning was given in that meeting and that a report was required to go to the state per the Village ordinance within 10 days of the meeting and it was not. Mayor Hyde said he does not remember sending one out because it was felt that this was not the problem of the liquor license holder. Mayor Hyde said he will have to take a look at it. Mr. Kaczmarek said the minutes do not reflect that a report was submitted to the state. Mr. Kaczmarek said, in his opinion, after going to the meetings and looking at minutes, that fingers are being pointed and the onus is never accepted by Mayor Hyde and that he is comfortable pointing fingers. Mayor Hyde said it is his prerogative to do that, Mr. Kaczmarek asked if Mayor Hyde is accepting responsibility then for the ordinance and if that letter went out or not. Mayor Hyde said he will look at it. Mr. Kaczmarek took the liberty of reporting this. Mayor Hyde said that that was kind of Mr. Kaczmarek and Mr. Kaczmarek replied that he is happy to be of help.

Chuck Cermak, Tulip Circle: Mr. Cermak said he is with the liquor commission. He asked Trustee Saville, at the October 23rd meeting, he was not here however, he listened to the tape and in that meeting he said Trustee Saville brought up that there is some connection between himself and the space in his building that he is renting that Trustee Saville is assuming that it is owned by 3D Bowl and that 3D Bowl has hired his son. Mr. Cermak asked why that was being tied together. Trustee Saville replied that this goes along with checks and balances. Mr. Cermak said that Trustee Saville said that his son works at 3D Sideouts Bowl and that he rents a space from 3 D Bowl. So he is assuming that Trustee Saville is trying to put together himself and 3 D Bowl and decisions that are made in the liquor commission. Trustee Saville that they were talking about checks and balances. He

explained that if they own that building though that Mr. Cermak is renting from. Mr. Cermak said that that's not what Mr. Saville said in the meeting. Mr. Cermak said that is not a true system and that he is ignorant of the facts and asked why the statement was made. Trustee Saville said it was made
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because if Mr. Cermak was renting from the DeLaurentis' then it's a fact. Mr. Cermak asked what the connection is then. Trustee Saville said that Mr. Cermak could not then be unbiased on the liquor commission. He explained that situations have come up. Mr. Cermak said Trustee Saville has been asleep for the past three months if he doesn't know what's go on. Mr. Cermak asked why this was brought up. Trustee Saville said, if Mr. Cermak was renting from the DeLaurentis', this could be an issue. Mr. Cermak stated though, that if he is renting from the DeLaurentis', that he has nothing to gain by that and serving on the liquor commission except looking after the Village of Island Lake. Mr. Cermak questioned checks and balances. Trustee Saville explained, let's say there's a liquor commission, and the Village doesn't know what's going on and there's people getting licenses that shouldn't. Mr. Cermak said that if anyone sits in on the meetings, they will hear what is done at application time. Trustee Saville said let's take SAI. They jumped through hoops and not everything was complete. Mr. Cermak said there is not one person that doesn't go through all the checks, and the building goes through checks, and the PD does it's checks, etc. Trustee Saville said hopefully. He said that with SAI that was not done because they had a list of items that were not done. MR. Cermak asked if they got a license and Trustee Saville said no. Trustee Garling said they didn't get the license because they didn't take care of everything and there is a list to complete. Trustee Saville said though that that is all supposed to be done at application time. Mr. Cermak said they did not get a license. They didn't have everything done. It's simple. Trustee Saville said the ordinance was still not followed. Mr. Cermak questioned if Trustee Saville listens. He told Trustee Saville to please and it's simple. Trustee Garling said it's the hearing part that Trustee Saville has a problem with. Trustee Saville said to talk to the Mayor in that tone, not him. Mr. Cermak said no, I am talking to you. Trustee Saville said he apologizes for bringing it up but that ordinances are not being followed. Mr. Cermak said Trustee Saville should read the ordinances and then come talk to him. Trustee Saville said thank you. Trustee Ponio said that the Village has a commission and all commissions should go through the ordinances and see that they are followed and everything is correct before even coming to the Board and saying that they recommend someone for a license. He said the liquor commission should be going through everything first, verify it all and then bring it to the Board. He would like to see the commission complete everything, go through all the steps so all is said and done and then come to the Board. Mr. Cermak said they did not give SAI a license. Trustee Ponio said they gave SAI an opportunity to get a license. Mr. Cermak said the Board created a license, not them. Trustee Ponio said if SAI had everything to the liquor commission like they were supposed to and then it was presented to the Board, then the Board could have issued the license at the same time and not had the conflict that happened. Mr. Cermak said he is agreeable to a point. Trustee Ponio said the Board has to rescind the license. Mr. Cermak said the Board and liquor commission are supposed to work together. He thanked the Board for doing the right thing. Mr. Cermak comments were made when I wasn't here and comments are out there that I have a connection with Sideouts. I buy beer from Island Liquors. I got out to eat in town. Is that a connection?! He said that's not fair. Those aren't connections. Mr. Kaczmarek questioned the responsibility of the Board and the creation of licenses. He asked Attorney Puma and Attorney Puma replied that he does not know. Trustee Garling replied that this was covered a long time ago and that the Board creates a license and they can not give one out.

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

Motion by Trustee Herrmann, properly seconded to go into Executive Session for litigation, pending litigation and personnel. All in favor.

Roll call: Herrmann, Verciglio, Saville, Ponio, Mascillino and Garling all present. Mayor Hyde and Attorney Scott Puma present.

Come out of Executive Session. Roll call: Herrmann, Verciglio, Saville, Ponio, Mascillino and Garling all present. Mayor Hyde and Attorney Scott Puma present.

Motion by Trustee Hermann, properly seconded to end the Board Meeting. All in favor.

Christine Kaczmarek, Village Clerk