

Village Board Meeting Minutes
VILLAGE OF ISLAND LAKE
3720 Greenleaf Avenue, Island Lake, IL 60042
September 12, 2019, 7:30 p.m.



1. **Call to Order** at 7:-- p.m. by Mayor Amrich
2. **Roll Call** Present: Trustees Chris Carlsen; Chuck Cermak; Richard McLaughlin and Dan Powell.
Absent: Trustees Harold England and Will Ziegler. Also present: Mayor Charles R. Amrich, Clerk Georgine Cooper, Attorney David McArdle; Public Works Director Brian Bartnick; Treasurer Ed McGinty and Planning, Sergeant Bob Blitek, Lake Management Chair Ken Wick, Zoning Chair Joe Zeinz and a Wauconda Fire District Representative
3. **Pledge of Allegiance** led by Mayor Amrich
4. **Introduction of Little Miss Island Lake Zoe LoBue and Junior Miss Island Lake Grace Geist**
5. **Public Comment** included: Expression of concern over legal costs and liability for lawsuit against the Village
6. **Committee and Department Reports**
 - a. Public Works, Trustee England
 - b. Lakes, Parks, Recreation, and Education, Trustee McLaughlin
 - c. Economic Development and Grants, Trustee Cermak
 - d. Building and Zoning, Trustee Carlsen
 - e. Police, Public Safety, and Ordinances, Trustee McLaughlin
 - f. Finance and Administration, Trustee Powell

Trustee England entered the meeting at 7:45 p.m.

7. **Consent Agenda**
 - a. **Approve payment of bills totaling \$ 278,934.83**
 - b. **Approve minutes from, 8/08/2019 and 8/22/2019 Village Board Meetings**
 - c. **Approve request from Island Lake Area Lioness Club for use of Converse Park on Saturday, September 21, 2019, for their annual Bonfire/Chili Event starting with setup at 4:30 p.m. and running from 6:00 – 10:00 p.m.**
 - d. **Adopt Ordinance 1601-19 *An Ordinance Authorizing Disposal of Surplus Property [boat and trailer] of the Village of Island Lake***
 - e. **Issue to Chi-Town Dogs LLC an A1 liquor license for Octoberfest October 4 and 5, 2019 5:00 p.m. - 12:00 a.m. and waive all associated Village license fees (\$250), subject to all net profits being paid to the Village Events Fund**

Discussion: Trustee Cermak: Question on price of oil changes. Response: Synthetic oil is expensive.

Motion to approve the Consent Agenda as presented by Trustee Carlsen, Second by Trustee Cermak
Ayes: Trustees Carlsen, Cermak, England, McLaughlin and Powell; Nays: none. Motion carried.

OLD BUSINESS

8. **Refer proposed Adult Use Cannabis Zoning Ordinance to the Planning and Zoning Commission for review**

Discussion: Mayor Amrich spoke with Trustee McLaughlin who expressed concerns about cannabis.
Trustee McLaughlin: We don't want to make a decision without talking to residents; main issue is how we test for people under the influence. Of the 55 licenses issued by the State, it is doubtful that Island Lake would get one. Sgt. Blitek: There's one machine out of California but it is expensive—about \$12,000.

Trustee England: They will be all over; others will get tax revenue. Trustee Carlsen: Best scenario is to send it to Zoning. You won't see dispensaries in the middle of town; most towns are not putting them in the middle of town; in time, revenue can be generated. There are multiple associated licenses; it is a high end business; high dollar facilities. Business are required to have first year of operating capital.

Mayor Amrich asked if the board would like to have a public hearing. Attorney McArdle: There will be a public hearing before Zoning that must be published. Trustee Cermak: It will come here; like liquor, will you buy it here or somewhere else? State law makes it legal. Trustee Carlsen: In year 2 and 3, it will escalate. Trustee McLaughlin: Most purchasers will be those passing through.

Motion to refer proposed Adult Use Cannabis Zoning Ordinance to the Planning and Zoning Commission for review by Trustee Carlsen, Second by Trustee Cermak
Ayes: Trustees Carlsen, Cermak, England, McLaughlin and Powell; Nays: Motion carried.

NEW BUSINESS

9. Discussion of and possible motion to approve the Mapping Network bid in the amount of \$16,200 for the hydrographic survey and sediment study for the Island Lake

Discussion: Lake Management Chair Ken Wick: Our lake needs to be dredged eventually. This is a long term goal; the sediment study must be completed before we can move forward, apply for grants and determine what we can do. The study will help us get the ball rolling and let us know what's feasible.

Trustee Carlsen: How long is mapping study good? Response: About 10 years, then it can be used to estimate how much more sediment has accumulated after that. Wonder Lake has been into it for 3 years. Trustee Carlsen: It will be expensive and likely require a referendum to raise the money. Ken Wick: There are grants to help. Trustee Cermak: Go to residents first to see if they'd like to pay for it, then do the mapping; if residents don't want to do it, the \$16,200 will be wasted. Not all of the residents use the lake. There is no parking at most beaches. Trustee Carlsen: Do we have a storm water and environmental study? Response: Not at this time. Trustee McLaughlin: Some residents don't want their kids to swim in it.

Trustee England: The Lake Management Committee has been meeting about this over the years. The lake is our crown park; we need to do something about it. We are trying to make improvements to our parks and make them look nice. It increases home values in the Village. Ken: The Army Corp tells us this is the first thing that needs to be done. Trustee Powell: We do know the \$16,200 cost; present residents with that. We need to ask residents. Ken: We spend approximately \$20,000 - \$24,000 yearly for treatments. Trustee Cermak: The lake is no more a draw; hears from residents who don't use it.

Motion to table this item to the September 26, 2019 Meeting by Trustee Cermak, Second by Trustee Powell

Ayes: Trustees Carlsen, Cermak, England, McLaughlin and Powell; Nays: Motion carried.

10. Motion to authorize Mayor Amrich to sign and accept the Storm Sewer Easement Agreement relating to 3629 Eastway Drive

Discussion: Mayor Amrich: We have flooding problems in that area and Attorney McArdle and Public Works Director Brian Bartnick worked on this.

Motion to authorize Mayor Amrich to sign and accept the Storm Sewer Easement Agreement relating to 3629 Eastway Drive by Trustee Carlsen, Second by Trustee Powell

Director Bartnick: Second and third houses off Eastway get storm water. Water will run into lake from storm sewer.

Ayes: Trustees Carlsen, Cermak, England, McLaughlin and Powell; Nays: Motion carried.

11. **Mayor Comments** included: Contacted by Dan Flanagan RE: Walnut Glen and Prairie Woods unbuilt lots; Mr. Flanagan was concerned about impact fees to build on these lots; will invite him to a meeting. Trustee England: This is the second builder who requested this in the last year. I brought this up a few years ago; it makes sense to me to reduce this. Trustee Carlsen: The front half of the neighborhood is in McHenry School District; the Wauconda School District lots are more attractive. Treasurer McGinty: School is difficult to cut; we cut the other fees by about three quarters and it wasn't good enough for the builder. Attorney McArdle: We need to see what agreements we have so that we don't breach them; we are in charge of setting impact fees. Mayor Amrich will invite Mr. Flanagan and we will talk to school districts. Trustee Cermak: Impact fees are included in the price of houses; if we reduce them, we should make sure they are deducted from the house price (savings for home buyers). Trustee Carlsen: We should ask builder his cost per square foot to the home buyer.

MCDOT letter RE: Circle K, 13 pages; Steve Verseman, Baxter & Woodman and Brandy Quance [from McArdle's office, orange blouse]. Circle K is asking for full curb cut, McHenry County is saying, "No."

McHenry County says Griswold Road has “no parking signs” and Nunda Township currently takes care of it and would expect the Village to take care of it. Once we annex up to a township road, we go across it. Steve Verseman: McHenry County wants to take 15 feet of right away from Circle K property to bring the road up to 60 feet wide. Attorney McArdle: We need to meet with McHenry County about this. MCDOT wants Griswold to be access. Question: Why is the County having an opinion about a Village and State Road? Trustee England: The County wants a 4-way near McDonald’s. MCDOT wants a 4-way at Burnett.

Saturday, September 28 at 9:00 a.m. new fire truck will be pushed in to Station 2 in Island Lake; it’s an old custom to do this to put into service

- 12. Trustee and Staff Comments** included: Trustee Carlsen: Looking forward to Oktoberfest; will have good food and entertainment; received residents’ call with complaints about abandoned vehicles and vehicles partially taken apart; police department responded to 2 right away; one needs to be addressed on Wembley. Sgt. Blitek: Car on Kingston has been addressed; two on North Circle have been addressed. Trustee Cermak: Support September 21st Lioness bonfire. Trustee McLaughlin: RE: public comment about litigation: All profits from Oktoberfest will go for events in the Village; let us know if there are events you’d like to see. Everyone has an opinion; there are two sides to every story; we cannot respond as it’s in litigation; we need to let process go through. Trustee England: Thanks to Clarke Aquatics who volunteered at Hyde’s Lakeview Park. Trustee Powell: Invite your friends to Oktoberfest.

Treasurer McGinty: Good news: Got our first check from increased Motor Fuel Tax. Ken Wick: Can you give me a reason the mapping was tabled? Trustee Cermak: I’d like to have the full board here to vote. Brian: We have the Vactor truck; we’ll put it into service; we’ll have a bid opening for our road work on Wednesday. Fire District: Great to work with the Island Lake Police Department.

- 13. Public Comment** included: Historical Society 2nd Annual Star Lighting Ceremony in November; boat tours continue in the fall; more groups than individuals this year.
- 14. Motion to go into Executive Session** for the purpose of discussing employment, compensation and performance of specific employees 5 ILCS 120/2(c)(1), appointments, pending litigation 5 ILCS 120/2(c)(11), purchase of real estate 5 ILCS 120/2(c)(5) and/or real estate sale price 5 ILCS 120/2(c)(6) Discussion:

Motion to go into Executive Session for the purpose of discussing employment, compensation and performance of specific employees 5 ILCS 120/2(c)(1), appointments, pending litigation 5 ILCS 120/2(c)(11), purchase of real estate 5 ILCS 120/2(c)(5) and/or real estate sale price 5 ILCS 120/2(c)(6) by Trustee Cermak , Second by Trustee Carlsen
Ayes: Trustees Carlsen, Cermak, England, McLaughlin and Powell; Nays: Motion carried.

Return to Open Session at 9:24 p.m.
Roll call: Trustees Chris Carlsen; Chuck Cermak; Harold England: Richard McLaughlin; Dan Powell. Absent: Trustee Will Ziegler.

No action taken as a result of Executive Session.

- 15. Motion to approve the Mayor’s execution of a conflict of interest waiver letter in favor of Schain/Banks law firm in relation to the pending lawsuit filed by Patriot Towing and Recovery.**
No motion.
- 16. Adjournment**
Motion to adjourn by Trustee McLaughlin, Second by Trustee Powell
All were in favor. Meeting adjourned at 9:24 p.m.

Submitted by Georgine Cooper