

**Village Board Meeting Minutes**  
**VILLAGE OF ISLAND LAKE**  
**3720 Greenleaf Avenue, Island Lake, IL 60042**  
**In-person Meeting for Village Board Members and Staff**  
**Audio/Video Zoom Meeting\* for Public**  
**September 24, 2020, 7:30 p.m.**



**Mayor Amrich has made a** public determination that an in-person meeting of the Village Board members and staff will take place. However, due to COVID-19 health restrictions, it is practical and prudent that audio/video Zoom participation only by the public also be permitted. See below for instructions for electronic participation.

1. **Call to Order** at 7:31 p.m. by Mayor Amrich
2. **Roll Call** Present: Trustees Chris Carlsen, Chuck Cermak, Harold England, Richard McLaughlin and Will Ziegler. Absent: Trustee Powell. Also present: Mayor Charles R. Amrich, Clerk Georgine Cooper, Attorney David McArdle, Attorney Michael Smoron , Treasurer Ed McGinty, Police Chief Dan Palmer, Technology and Innovation Director George Muligano, Director of Public Works Brian Bartnick, Lake Management Chair Ken Wick (remotely) and Planning and Zoning Chair Joe Zeinz (remotely), Attorney Michael Smoron
3. **Pledge of Allegiance** led by Mayor Amrich
4. **Public Comment** included: Resident: RE: Objected to Golf Cart ordinance asked if the Village had meetings on adoption if there was a provision to repeal it; is concerned about the noise; asked if operation was allowed 24 hours a day; concerned about the safety; would like to see it postponed. Planning and Zoning Chairman Zeinz explained it was addressed at Planning and Zoning Meetings. Attorney McArdle: Explained the Village Board can repeal the ordinance at any time. Trustee Ziegler pointed out that the Police Department is responsible for enforcement.

#### **OLD BUSINESS**

5. **Motion to approve Ordinance 1615-20, *An Ordinance Amending Title 1, Chapter 16, Section 1-16-3, Schedule of Fees, Fines and Penalties for Title 7, Motor Vehicles and Traffic, Amending Title 7, Chapter 7, Section 7-7-2, Parking and Storage of Vehicles in Certain Districts, and Adding to Title 7, Chapter 14, Non-Highway Vehicles of the Island Lake Village Code to Allow for Golf Carts***  
Discussion: Trustee Cermak: Are we going to do inspections to make sure they are in compliance?  
Chief Palmer: We don't do it on cars; we will monitor them on the road. Trustee Carlsen: Would like to see \$10 of the sticker fee go to parks. Attorney McArdle: Police Department in McHenry issues stickers and does the check. Zeinz: Planning and Zoning did not want to put the extra burden on the Police Department. Trustee McLaughlin: Do we have something to hand out?

Motion to approve Ordinance 1615-20, *An Ordinance Amending Title 1, Chapter 16, Section 1-16-3, Schedule of Fees, Fines and Penalties for Title 7, Motor Vehicles and Traffic, Amending Title 7, Chapter 7, Section 7-7-2, Parking and Storage of Vehicles in Certain Districts, and Adding to Title 7, Chapter 14, Non-Highway Vehicles of the Island Lake Village Code to Allow for Golf Carts* by Trustee Ziegler,

Second by Trustee England

Ayes: Trustees Carlsen, Cermak, England, McLaughlin, and Ziegler. Nays: none.

Motion carried.

6. **Discussion of and possible action on allocating a percentage of Village Video Gaming Funds for park grounds and equipment**  
Discussion: Trustee McLaughlin: I brought this up and talked to Treasurer McGinty; mentioned that a percentage of video gaming fees would go to parks. We have a lot of parks to take care of. Treasurer McGinty mentioned it was suggested, but never voted. We have \$97,000 budgeted for grounds

maintenance. Only \$10,000 has been spent thus far. Park money would come out of that. We only have \$40,000 budgeted in revenue. Suggests that anything over that go to parks. Address is in next year's budget. Trustee McLaughlin: Could we buy swings now? Treasurer McGinty: Yes but would suggest waiting until Spring. Trustee Cermak: Minutes from approximately 7 years ago may contain vote on allocating gaming funds to parks. Trustee McLaughlin: Can we use video gaming money for equipment? Trustee McGinty: We can start a separate general ledger account for parks. Trustee Carlsen: How much of maintenance budget has fixed costs? Trustee Cermak clarified that the original intent was just for equipment. Trustee Carlsen mentioned he looked forward getting parks committee going.

Attorney McArdle requested to move Agenda 11 up so that Attorney Smoron could address attorney comments and review idea of franchise agreements and the points. Two laws—one federal and one Illinois municipal. Cable television providers must have an agreement to use right of way. (Satellite providers don't need to do this.) What is left to the discretion of the Village is: Option 1: Take current agreement and do an extension letter for a number of years. Option 2: New proposal from Comcast. Have we ever had to have Comcast relocate equipment? Current contract has no limitation. Suggested provision is that if they don't do it in a timely manner, Village will do it and Comcast will pay. Issue with providing addresses: Village should not be held in breach of contract if we don't provide addresses for new homes or annexations. Village currently has maximum franchise fee of 5%. Issue with auditing of Comcast revenues. They should be held accountable for Comcast fee even if they don't get the address from the Village because customers provide that information. We shouldn't forego the fee. Indemnification: Comcast wants to put a limit on indemnification and within statute of limitations. The Village shouldn't have that limitation; it's likely to be a serious injury; it's not up to Village to oversee their contractors. Municipalities have the right to ask for a public access channel. Upside and downside: May not be enough content, but content can be inappropriate. Evanston has it; most municipalities don't. Would like some direction from Board: Address these issues in a new contract or ask for extension of existing contract. In current contract, we are fully indemnified.

Trustee Cermak: How do provide addresses? Response: Utility bills. Consensus: Position A: Extend contract for 5 years and have attorneys negotiate with Comcast to address issues of new contract.

**7. Update on Request for Proposals for waste and recycling contract**

Trustee McLaughlin spoke to Treasurer McGinty. Still waiting for proposals.

**NEW BUSINESS**

**8. Motion to cancel November 21 and 22, 2020 Holiday Craft Faire**

Discussion: Trustee Ziegler: The larger craft fair is not advised for indoors. Recreation Director Lori Tanzillo is working on a plan for an outdoor fair in October. Gives vendors a chance to do a fair. No date yet proposed. Consensus is to move forward with plans for an October fair.

Motion to cancel November 21 and 22, 2020 Holiday Craft Faire by Trustee McLaughlin, Second by Trustee Ziegler

Ayes: Trustees Carlsen, Cermak, England, McLaughlin, and Ziegler. Nays: none. Motion carried.

**9. Motion to approve Public Works expenditure not to exceed \$3,500 for painting of #9 dump truck**

Discussion: Public Works Director Bartnick provided 3 proposals. One did not include the sandblasting.

Motion to approve the Public Works Island Lake Auto Body & Paint Shop proposal in the amount of \$2,700 for the painting of dump truck # by Trustee England, Second by Trustee Cermak

Ayes: Trustees Carlsen, Cermak, England, McLaughlin, and Ziegler. Nays: none.

Motion carried.

**10. Motion to Adopt Ordinance 1616-20, An Ordinance Pertaining to the Local CURE Program**

Discussion: We are not required to pass it but IML recommends it.

Motion to Adopt Ordinance 1616-20, An Ordinance Pertaining to the Local CURE Program by Trustee

England, Second by Trustee Ziegler

Ayes: Trustees Carlsen, Cermak, England, McLaughlin, and Ziegler. Nays: none.

Motion carried.

**11. Discussion of Comcast Franchise Agreement renewal**

Discussion: See above

**12. Mayor Comments** included: The idea of hiring a part-time cleaning person has been proposed; we are going to open up for programs soon. Advertise, take applications. Will work with Ed to get position requirement and to post it; asked Trustee Ziegler to review letters of interest and propose participants to Mayor Amrich; will work with Parks and Recreation Committee to get process started. Clerk will work with Trustee Ziegler to post Parks and Rec Committee and call for interested residents for advisory committee. Mayor and Treasurer McGinty walked through Greenleaf Woods to see if there was evidence of people camping and found none; however park needs cleanup of dead trees. Public Works Director Bartnick: Will clean up debris and trim dead limbs.

**13. Trustee and Staff Comments** included:

Trustee Carlsen: Asked about Midwest RE: property donation. Attorney McArdle has not heard official word from them. Cermak: Keep supporting our businesses in town; new juice bar coming in former Dairy Queen location; parking lot repaved by Culver's and post office, looks better; New Mexican bakery in Auburn strip mall. Trustee England: Any action on Circle K? Mayor Amrich sent letter to Department of Transportation about lack of need for sidewalks. Trustee McLaughlin: Any update on Dollar General; police department dealt with car burglaries; does Clarke Aquatics give us a report Trustee Ziegler: A Wauconda firefighter asked him to mention 2 calls recently on odor from creek (Eastway and Fern) that people thought were natural gas leaks but were not; let him know that the Village is addressing options for lakes

Treasurer McGinty received a response to an MFT audit email; he will put ComEd information on street lights from 2012 to 2013; Trustee Carlsen suggested requesting information from ComEd.

Chief Palmer: Police Exam coming up on October 10; we have 2 openings; hope to hire early in 2021. RE: Burglaries: have fingerprints and DNA and will be able to make the case. Island Lake Café is asking to move Trunk-or-Treat to Arbor Dr. Board consensus: Yes. Use of Force Training is rescheduled to November 7.

Planning and Zoning Chair Zeinz: Has something to address with new parks committee; would like to recommend interconnections to parks. Lake Management Chair Wick: Still gathering information from Lake Management Committee members on sediment study; thanks to Public Works for removing downed cherry tree blocking entrance in his neighborhood. Trustee McLaughlin: Is there anything we can do for people on the channel? Wick: Not at this time.

IT and Innovation Director Muligano: Project for time and attendance integration is moving along well; complete from IT standpoint; training scheduled for Monday, September 28; will do a pilot program using old and new system. Looking forward to working with Trustees Powell and Ziegler on standard procedures for off-boarding employees; need definitive guidance.

**14. Public Comment** included: Trustee Carlsen: Why don't we have off-boarding procedure? Resident: Stop sign at Dorothy and Marion is damaged; why is that street considered a No Outlet?

*Note: The Village Board will not return to open session after the Executive Session because there will be no action taken following the Executive Session.*

**15. Motion to go into Executive Session for the purpose of discussing employment, compensation and performance of specific employees 5 ILCS 120/2(c)(1) and to adjourn the meeting immediately following Executive Session.**

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) and to adjourn the meeting immediately following Executive Session by Trustee Cermak, Second by Trustee McLaughlin  
Ayes: Trustees Carlsen, Cermak, England, McLaughlin, and Ziegler. Nays: none.  
Motion carried.

**16. Adjournment**  
**Meeting adjourned at 9:52 p.m.**

Submitted by Georgine Cooper