

MINUTES OF A REGULAR BOARD MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF ISLAND LAKE, LAKE AND MCHENRY COUNTIES, HELD ON THE 10th DAY OF JANUARY 2008

CALL TO ORDER Mayor Thomas P. Hyde called the meeting to order at 7:31 pm. Those present stood and pledged allegiance to the flag.

ROLL CALL Roll call indicated the following present: Trustees Garling, Ponio, Sadoski, Saville and Verciglio. Absent: Trustee Herrmann

Also in attendance was: Village Attorney Scott Puma and Connie Mascillino, EMA Director.

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 – December 6, 2007, December 13, 2007 and December 27, 2007
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

Trustee Saville questioned the bills being paid out to Baxter and Woodman. He wanted to make sure that the appropriate escrow monies were in the Village from the various developers before these bills were paid.

Motion by Trustee Saville, properly seconded to approve the items in the Consent Agenda with the exception of the bill to paid to Baxter & Woodman in the amount of \$11,968.05, until escrow monies could be verified on Friday morning and if all escrow monies are at the Village, the bill is to be paid.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski, Saville and Verciglio
NAYS: None
ABSENT: Trustee Herrmann
ABSTAIN: None

Motion was declared carried.

Mayor Hyde added that he would like several additions as well to meeting minutes. For the December 27, 2007, meeting minutes, Mayor Hyde would like added, "Mayor Hyde questioned Trustee Saville about himself not receiving a packet on Timber Trail that Trustee Saville had passed out to the Board Members and that the was not given nor offered a packet from Trustee Saville". In the December 13, 2007, meeting minutes, Mayor Hyde would like added to the top paragraph, "Trustee Saville was properly asked if he would be passing on instructions to Public Works to continue plowing Timber Trail and he had presented the Mayor the opportunity to pass that information on to them himself and Mayor Hyde did so and the Board Members received an email". Trustee Saville replied that if the Mayor would like it even more specific, what he actually also said was that the board has agreed once again to plow private property after they had told Trustee Saville prior to handle the situation. He added that Mayor Hyde had stated that he is not a full time Mayor and does not have time to handle everything that is going on and wanted Trustees instead to handle certain items. Trustee Saville said that Mayor Hyde had asked Trustee Saville to handle it and Trustee Saville did not want to do it but he was asked to. Mayor Hyde replied that that was right.

Mayor Hyde went back and read a few items from the meeting minutes. He stated again that he had asked Trustee Saville to handle the situation and follow through but that Trustee Saville had asked the Mayor to and that was the reason that the Mayor had sent the letter the following day. Mayor Hyde said that putting this into a correct statement, such as "Trustee Saville asked Mayor Hyde to follow up with instructions to the Public Works on plowing Timber Trail", would be a correct statement. Trustee Saville replied that originally had had this all handled within 3 days and that a letter had come back to the Mayor personally and the Mayor did not like the way it was handled because he felt that Trustee Saville had handled it too strongly and that he took too much of an offensive stance on this and the Board felt that the Village should continue plowing. Trustee Saville said Mayor Hyde at that time asked Trustee Saville to contact the Sanitary District and Trustee Saville refused stating that he is refusing because Mayor Hyde had asked him previously to do one thing and now the Mayor is changing everything around so he would rather that the Mayor make the contact then. Mayor Hyde said then, with the minutes let's put it as – "Mayor Hyde agreed to contact the Sanitary District and to instruct Public Works".

Motion by Trustee Garling, properly seconded.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski, Saville and Verciglio

NAYS: None

ABSENT: Trustee Herrmann

ABSTAIN: None

Motion was declared carried.

Motion by Trustee Garling, properly seconded to approve the consent agenda with the two previous motions and adjustments.

Trustee Ponio added that once again he would like to see monthly committee reports read aloud at the Village Board meeting.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Sadoski, Saville and Verciglio

NAYS: Trustee Ponio

ABSENT: Trustee Herrmann

ABSTAIN: None

Motion was declared carried.

Mayor Hyde asked that item number 3 on the agenda, alterations of meeting minutes, to be placed into executive session as he feels there is personnel involved in this matter. Motion by Trustee Sadoski, properly seconded.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski, Saville and Verciglio

NAYS: None

ABSENT: Trustee Herrmann

ABSTAIN: None

Motion was declared carried.

Agenda Item:

1. Discussion of Trustee Saville's attempt to fine Mayor Hyde over plowing directions to Public Works Department for Timber Trail

Mayor Hyde stated that it saddens him to put a subject item like this on the agenda. He does not feel the Board is going in the right direction at all. Mayor Hyde said he is moving forward in 2008 and he would like to see positive things happen and the Board stop negativity. Mayor Hyde feels this is a serious situation when someone is trying to fine the Mayor. He referred to the December 13th meeting minutes and in the minutes, there was discussion about Timber Trail, by Trustee Garling also that the Village should continue plowing Timber Trail. He said that this was concluded at the end of the meeting. Mayor Hyde said he spoke to the Public Works Dept. in the form of a memo about this matter and the Board received a copy. He read the memo aloud. Mayor Hyde said that he felt that that was the Board's wishes in moving forward. He next passed out a memo that went to Attorney Tappendorf from Clerk Kaczmarek. Mayor Hyde mentioned that the email was sent out at a very unusual time, December 30th at 12:06 am, and that he finds this to be an extremely unusual time and then an answer was demanded that very same day. He feels this is quick and demanding. Mayor Hyde said that this was Trustee Saville who had asked these questions that Clerk Kaczmarek sent out. Mayor Hyde read the email aloud. He said the email talks about the specifics questions, etc., and in that memo, the Mayor does not see where an ordinance gives Trustees the authority over specifics departments. He said the Board passed an ordinance that provides that the Trustees are the liaison to the Village Department, not authority, and that no Trustee can act as a sole decision maker for a department. Mayor Hyde said Trustees do not have the authority to act outside of the direction of the Village Board and that the Mayoral powers are limited too by the municipal codes. Mayor Hyde said that it is very clear that the Board had placed instruction out there to continue to plow Timber Trail until an agreement is solved. He said it is not a dedicated road and that there are many roads in Island Lake that are not dedicated nor does the Village own those roads. Mayor Hyde stated that the Board had discovered a portion of Dowell Road was actually owned by Mr. Bob Wargaski; however, the Village continues to plow that portion of the road. Mayor Hyde said that if the Village were to go back and not plow roads which the Village does not own would be a nightmare. He added that Trustee Saville has stated several times that he does not have an axe to grind; however, I believe it's 100% wrong and I believe there are some problems and some issues that relate to authority. He stated that some work against the Board because they can't accept the Board's wishes.

Mayor Hyde passed out another memo regarding Southport Pond. He stated that the Board had extensive discussion on this matter also and that the Board had decided to wait for the Attorney to come so the questions could be asked and answered by the Village Attorney with the Board as a whole. Mayor Hyde said that Trustee Saville went off on his own and had memorandums written for this instead. He asked Trustee Saville how the documents got to the Attorney's office. Trustee Saville said no comment. Mayor Hyde said this situation is totally off. He added that a Village employee was accused of stealing a Village car and wanted him arrested and Trustee Saville had a memo written about that too. Mayor Hyde feels that this is an on-going problem. Trustee Ponio suggested that Mayor Hyde stick to the issue that is posted on the agenda. Mayor Hyde replied that basically amounts to his comments on Timber Trail Road and the concerns he has. He has given his concerns and the concerns with money being spent. Mayor Hyde said these are Board decisions and that they should be made as a whole and that Trustee Saville shouldn't run off and do what he wants to do. Trustee Ponio replied that he thought, from the last meeting, that it was decided that the attorneys would look into who exactly owns Timber Trail and report back to the Board.

Trustee Saville stated that these are serious allegations being made against him. He does not want to discuss Southport Pond because he does not have his notes with him. Because this is a very negative situation with Timber Trail, Trustee Saville stated that he was actually going to motion to remove this item from the agenda this evening. He stated that there is nothing but a negative spin to this matter. Trustee Saville stated that he has no comment on the earlier comment that Mayor Hyde made with regard to what time an email was sent because some people work from home as well as from the office but that he has not control over that. He said that he spoke to Attorney Puma on Monday and that there are actually two complete separate issues and that unfortunately, the Clerk did not understand this when she sent the email to Attorney Tappendorf per my request. He explained that he saw ordinance 1-8a-11 and did not quite understand this ordinance so he asked the Clerk,

who also was not 100% clear on the ordinance, so then he requested the Clerk to email the Attorney to ask for clarification. Trustee Saville stated that he had asked about fines. He added that the Clerk did not know, because they discussed two different topics, that they were actually not related to one another but rather two separate, complete items. He said that he accidentally put both items in the same sentence and he didn't mean to and that he had confused the conversation. Trustee Saville said that Mayor Hyde has lied as well as misspoken himself. Trustee Saville said that he asked about the fine; however, it had nothing to do with Timber Trail. Trustee Saville pointed out that he was instructed to handle the Timber Trail situation from the start. Just like he was asked to handle the Pine Ridge situation a couple months back; however, Mayor Hyde turned it around because he did not like the direction that it was going.

Trustee Saville stated that he had initially actually inquired about the fine and how it works because he was actually getting information for Trustee Ponio which was requested. He said that Trustee Ponio had asked for information on Well #10 and the new water tower. Trustee Saville received a call from an employee who expressed that he was very uncomfortable about something as he was instructed by Mayor Hyde, verbally, not give Trustee Ponio the information that he was requesting. He said that Mayor Hyde had interfered. The employee asked Trustee Saville what to do. Trustee Saville instructed the employee to send out an email, to the Mayor, to cover himself, and that he was doing what Mayor Hyde had told him to do. That is why Trustee Saville asked about the fine because he feels that Mayor Hyde is over stepping his bounds with an employee. Mayor Hyde said he asked the employee if this was a smart move, to take all kinds of employee's time and copy all the information, and instead, maybe ask the Trustee to come in and take a look first at the materials instead of copying everything. Mayor Hyde said he told the employee that maybe they should contact the Trustee, offer this suggestion and see if this makes better sense rather than spend \$300 plus on duplication. Mayor Hyde said that at this point though, 90% of the documents were already ready to go and that all he was doing was trying to find a way to not spend \$300 +. Mayor Hyde claimed that this was not what Trustee Saville had inquired about the fine for and Trustee Saville questioned how Mayor Hyde would possibly know what Trustee Saville had inquired about.

Motion by Trustee Garling, properly seconded to limit debate on this matter.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski, Saville and Verciglio

NAYS: None

ABSENT: Trustee Herrmann

ABSTAIN: None

Motion was declared carried.

Mayor Hyde stated that he has no more discussion on this. Trustee Ponio stated that he feels that Trustee Saville was interrupted over and over and that this happens at every meeting. Trustee Garling stated that he gets tired of hearing the same thing over and over again. Trustee Ponio stated that he did not know that when he had asked for these items to be copied, that the Mayor had told an employee not to copy them. Mayor Hyde said that he was asking to see if there was another alternative other than copying everything; however, much of the work was already completed. Trustee Ponio stated that he is not finished and he will take his five minutes and that the discussion was originally on Timber Trail. He added that the Board does not resolve issues. That they do not make decisions. He wants to know what the Board wants to do. Trustee Ponio asked who gets fines, where they come from, etc. Trustee Saville reiterated that there were 2 different subjects, that they were not the same, and that the Clerk had misunderstood what he was asking for clarification of. Attorney Puma stated that this would be decided in court. He said that the court issues the fine and that the Village Board can not. Attorney Puma explained that a charge would have to be filed and that an official duty would have to have been interrupted. He provided two examples and explained the process.

2. Discussion and approval of controls over use of legal, legal spending and expenses and services

Mayor Hyde passed out to everyone an itemization of all the legal billing from July through January. He removed out of there developer expenses. Mayor Hyde said that the Board has spoken several times already on how expensive things are in handling the daily operations. He said that the total over the first

7 months was over \$64,000 and the monthly average is \$9100. Mayor Hyde said he gave everyone a copy of the statements and that the request was made of him to make sure all the Trustees have this information and all the documentation. He said that controls needs to put on legal spending. He feels that this should be controlled by time, not by subject area. He said there are individual items that are going out which are causing the problems. He suggested that it be limited to 30 minutes, 30 minutes per subject area. Mayor Hyde said if a subject can't be handled within 30 minutes, that he receive an email and if he decides if it's questionable what's there, he will bring it back to the Board and the Board will decide. Mayor Hyde said there is no simple way to control this. He said there will be a checks and balances this way – if the Mayor does not agree to continue past the 30 minutes on a subject area, it comes to the Board for a vote. Trustee Garling replied that he understands, from the past Board, that there used to be a dollar limit at around \$500 and that it would be brought to the Board if it goes over \$500. Trustee Ponio questioned tho, is it per week, per month, per year?! Mayor Hyde stated that Margaret Kostopolous is \$175 per hour and Scott Puma is \$150 per hour. Mayor Hyde explained that many items are only 15 to 20 to 30 minute subjects. He said that many questions are procedural questions and that those do get handled quickly. Trustee Ponio questioned the corporate billing. Attorney Puma explained that this is a general catch all phrase for answering matters which cause a summary to come from legal and are generally simple and brief and are done most often via email or short memo form. Trustee Garling replied though that he would like the freedom to ask questions. He suggested that maybe a limit per month could be set. Mayor Hyde stated that he knows that the Clerk has many needs; however, those are handled very quickly. What he is more concerned with is those topics which take research as well as an explanation memo to go out. Those can get lengthy. Trustee Saville questioned if it would be better for each Trustee to pose the question directly to the attorney him/herself, obtain about how much time it will take and then bring it back to the Board for everyone to decide. He does not feel that Mayor Hyde should necessarily have the say so on whether a topic is a go or not. He feels the Board should decide this. Trustee Garling replied that he does not entirely disagree with Trustee Saville. He too would like to know if something is going to take awhile and what it would cost. He questioned though, what if a matter comes up, and a quick answer is necessary but the Board doesn't meet for 2 weeks. Trustee Saville added that previous board actions have gotten this Village into trouble so there are a lot of questions from everyone but that the bleeding does need to stop. Trustee Garling stated that he just does not want to see the Board Members hands tied.

Attorney Puma clarified what is being decided upon – if a subject area is taking more than a half an hour, an email goes to the Mayor and the Mayor will then turn it over to the Board and the Board will decide whether to proceed or not with legal. Trustee Ponio replied that he has a problem with the half an hour. He said before it was \$500. He said that not much can be done with a half an hour at times. Mayor Hyde replied that he will get an email when something goes over a half an hour and he will bring it to the Board. Trustee Ponio questioned what is so difficult with the attorney emailing the entire group with this matter, when something is going over a half an hour, instead of finding out on Tuesday or Wednesday and the Board has to vote on Thursday.

Motion by Trustee Garling, properly seconded that if a matter is to go over a half an hour, the Mayor will be notified and the Board will make the decision whether to proceed or not unless there is a case for an extreme emergency and that the Clerk and Mayor will be notified with these emails.

Mayor Hyde will receive the emails, pass the email on to the Board, put it on the agenda for a Board vote unless there is an extreme emergency.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Saville and Verciglio and Mayor Hyde

NAYS: Trustee Ponio and Sadoski

ABSENT: Trustee Herrmann

ABSTAIN: None

Motion was declared carried.

3. Approval of have the ownership of Timber Trail researched or approval of the Intergovernmental Agreement or approval to discontinue plowing of Timber Trail

Attorney Puma stated that it would cost about \$1500 to \$2000 to verify ownership. He said that there is an express easement that probably exists which gives public right to use. To research the easements and what they mean, will cost \$1000 +. Trustee Garling questioned if the Board determined if the Village properly annexed this into the Village limits properly. Attorney Puma replied that there is an ordinance that the Village did annex the roadway. He stated that it does not matter whether it was annexed into the Village or not. There's an ordinance. Trustee Garling said then though that Trustee Saville is correct in the sense of that if it was not annexed into the Village, it's not part of the Village. Mayor Hyde said that Ken Michaels is here this evening and he asked the Board to recognize him and allow him to speak this evening. Trustee Saville questioned though what was going to be spoken about first. Mr. Michaels said that he would like to speak about Timber Trail which is legally a road in the Village and there is a right and obligation to it. He said that he took the time to conduct his own legal research. Mr. Michaels stated that he also has with him Colonel Ragman. Mr. Michaels stated that ownership is irrelevant. He said that he is an attorney and that if you ask 10 different attorneys, you will get 10 different answers. He said that he agrees with Attorney Puma as well. Mr. Michaels said that the Sanitary District owns half the road and the adjacent property owners own the other half of the road. He said though that public ownership of the road is irrelevant. Mr. Michaels said key is if the road is in the Village or not. He said that they submitted an ordinance showing that it is. He said that there is a second question here though – whether there was an intent to surrender or dedicate the road for public use. Mr. Michaels said that if you look back, when Villages first started, roads were put in however they were not always platted and/or dedicated. He said that this happens in every Village. Mr. Michaels said that the key intent was two fold – intention to make the roadway for public use and if the Village accept it. He said if it is not part of the statutory plat, they look at what is called a common law dedication. If the actions of the people, over a period of time, are to make a road public and the Village accepts the responsibility, it's a public road. He said that the public has used this road, to the best of his knowledge, for over 20 years. Mr. Michaels said the plat was created around 1976. The road existed at that time. He does not understand where these questions have come up other than one Trustee deciding that Timber Trail should not be plowed for some reason. He said that the Village will probably find other roads too that were never dedicated over to the Village and there is no statutory plat dedicating the road but everyone recognizes it as a public road.

Trustee Saville asked Mr. Michaels because he said the safety, health and welfare were mentioned, that he was the one yes that decided that this road should not be plowed because before he took office, there was discussion about that road already as there were repairs to that road that needed to be made and an individual that lives there, spoke to Mr. Kootstra. Trustee Saville said he was asked by Public Works about this matter and he in turn asked the Board. Trustee Saville replied that he has never driven down that road but he has heard that the road is in poor condition. He added that if it's the Village's responsibility for that road, then the Village should spend the money to repair the road as well as take care of that road; however, the road has to belong to the Village of Island Lake in order to do so. Mr. Michaels stated that the road is in deplorable condition in some areas but that an owner of the road has offered to repair it and pay for it. He added that they were approached also by Nunda Township. The owner would need the Villages consent though. Trustee Saville questioned if Northern Moraine has a FOIA form. Trustee Garling stated that this is not the topic at hand. Trustee Garling asked Mr. Michaels, as he has lived in this Village for 18 years, that the road is in horrible condition. He said it is used by a lot of people in this community as well as from other communities. He believes it is established as a public road. He questions though if the annexation itself was done properly. Trustee Garling explained that in the past, a lot of roads were needed by farmers and they were set up to be used and that Timber Trail was probably at one time one of those roads. He added that Dowell Road was probably set up in a similar manner too. Trustee Sadoski stated that from what she is hearing then, it was annexed in but not dedicated and that is the question. She questioned though, if the Village has been taking care of this road for years, it is grandfathered in. Mr. Michaels stated that dedication is a formal term for statutory plats. He said there is a catalog plat. Mr. Michaels said that the dedicator becomes the offer-er and they have offered and dedicated this road towards a public road and for public use and the Village offered to accept it and took action by taking care of the road. Mr. Michaels stated, that from his research, he does not believe that there has to be formal dedication. Attorney Puma asked if the board is interested in having the owners dedicate this road to the Village. Trustee Sadoski replied that that sounds like that was the initial intent. Mr. Michaels stated that he can not speak for everyone but that the Sanitary District would probably agree to a dedication. Trustee Garling said that the Village has set a precedence and that once a precedence has been set, it's fairly difficult to get away from it. Trustee Ponio questioned though, what about maintenance. Mayor Hyde replied that one of the owners has offered to pay for repairing the road. Trustee Ponio replied that that's good because it is their road. Mr. Michaels suggested though some coordination as they may be laying sewer lines down and would be ripping up the road at some point.

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Trustee Garling asked for the cost of a dedication and Attorney Puma replied that it would be about \$1000 for surveyor.

Motion by Trustee Sadoski, properly seconded to ask the property owners of Timber Trail to dedicate the road to the Village.

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski and Verciglio
NAYS: Trustee Saville
ABSENT: Trustee Herrmann
ABSTAIN: None

Motion was declared carried.

4. Discussion and approval to link cbgil.com to the Village website and place in the Village newsletter

Trustee Ponio stated that Laurie Rabattini has posted the Village meetings on a website. She has offered to take and make an unedited DVD and give it to the Village each week to be posted on the website also. Trustee Garling stated that this is an intriguing idea; however, he would like to further research this. He said that the DVD has to be put into a workable format before it can be posted on the website. Trustee Garling stated to Ms. Rabattini though that he has an issue with such a link though because he feels that Ms. Rabattini's website is a political website. He said that the second offer, of a DVD, deserves some merit but he has to figure out the property format so it can be download by those who would like to access it. Trustee Garling also added that the Village has to make sure that it is an unedited version as well. Trustee Ponio suggested then possibly having just an audio link on the website for residents to be able to listen to the meetings in the meantime. Trustee Garling replied that again, this is technology that has to be looked into and he will do so.

Motion by Trustee Ponio, properly seconded to table linking cbgil.com to the Village website and place in the Village newsletter

(Trustee Saville left the room momentarily and did not vote.)

Upon roll call, Trustees voted as follows:

AYES: Trustees Garling, Ponio, Sadoski and Verciglio
NAYS: None
ABSENT: Trustee Herrmann
ABSTAIN: None

Motion was declared carried.

Items from the Village Clerk, Trustees and Department Heads

- Trustee Ponio inquired as to if the Mayor has spoke yet to the ZBA and Plan Commission about possibly combining the two committees. Mayor Hyde said that he spoke to the Plan Commission but not the ZBA yet. Trustee Ponio said that it is important to get their input
- Trustee Ponio addressed Trustee Garling regarding links to the Village website. He said that there are links to newspapers on the website and they are unbiased. Trustee Garling replied that plenty of newspapers have political slants as well. He stated that the Board should be able to decide what links are on the Village website.
- Trustee Ponio mentioned that he would like included in the Hillside Estates annexation agreement that there be an area for a possible water tower added back in. Mayor Hyde replied that that was not the original place though for the water tower. Trustee Ponio replied though that he thought he has seen it on a drawing at one point. Mayor Hyde said there were conceptual ideas out there; however, that was not the original place for the tower. Trustee Ponio feels though that it should be added in there just in case, in the event, that it needs to go there.

- Trustee Ponio reported that he has spoken to 3 of the 4 design companies for a possible Village Hall. They would like to come in and review the proposals with the Board Members. Possibly at the end of February. In the meantime, Trustee Ponio suggested that everyone take a look at the information, binders, proposals, etc., that were submitted. He said that it is about \$14,000 for preliminary drawings. The company would then have to be hired and there would be a fee based structure. Trustee Verciglio commented that it would be a good idea to get them in as soon as possible especially with budget season approaching so the Board Members can consider these quotes as they plan the budget.
- Trustee Ponio inquired as to who filled out the well applications for the new well. Mayor Hyde replied that he did not know but assumes that it is the Village engineers. Attorney Puma replied that 99%, it was Baxter & Woodman.
- Trustee Sadoski asked for executive session for personnel.
- Trustee Garling asked for executive session for land sale.
- Trustee Verciglio asked for executive session for litigation.
- Trustee Saville handed out a memo from Mr. DeYoung to Trustee Saville which included a list of questions regarding the SSA and hooking up to the Village water system. They are requesting Attorney Pumas answers to these questions. Trustee Saville reported that they would like to release a press releases regarding how the Village is moving forward in having residents, with private well, to hook up to the Villages public water system. Trustee Garling questioned why no one has followed with Mr. Muligano and the capping of his well from the previous year. Attorney Puma replied that he needs to conduct some research in order to answer all the questions. Trustee Ponio offered that he was offered an option in the past and chose to seal his well and hook up to the Village water system. He explained that he has to seal his well and/or put a backflow on it. He added though that they were not given a deadline. Trustee Ponio stated that he sealed his well. Trustee Saville said that the Water Department has not exercised their options in the past. And that no one followed up with Dana Muligano because no one took responsibility. Trustee Saville stated that he brought this matter up before to the Board however, he received negativity and again asked what the Board would like him to do. Trustee Sadoski verified that Mr. Muligano came and spoke to the Board. She also verified that the past Board has told Mr. Muligano to cap his well. Trustee Saville said that Trustee Sadoski is correct. Mayor Hyde replied that he just wants this done properly. Trustee Saville brought up the 7 other wells that do not have back flow systems on them and that they are jeopardizing the Village's water system.
- Trustee Saville mentioned that the Village is giving out free stickers some of which are going to the Sanitary District. He explained that he had left word on Mr. John Little's voice mail, about this matter being discussed at last weeks meeting; however, no one talked to John and Trustee Saville was concerned as what if the Sanitary District were to come in and get their stickers in the meantime. He added that Mayor Hyde and/or Trustee Herrmann were to look into this. Trustee Saville said that he asked Mr. Little not to give out stickers anymore. He added that boat stickers were given out as well for free. Mayor Hyde replied that boat stickers, giving them out for free, was the Boards past practice and it was the understating of the Board that those that helped at Lake fest, with their boat, would receive a free boat sticker. Mayor Hyde replied that LakeFest is a positive event and that people donate their boats for boat rides. He said that this was a general accepted practice in the past. He said that only one resident helped this year. Mayor Hyde replied that he would pay for the sticker for this year and that he will instead take care of this. He added that usually he even sends out a letter on this but this year he did not do it because there was only one boat person helping. Trustee Saville stated that the Village Clerk was never told about this and that this is not right because it comes out of her office. The Village Clerk is responsible for the money yet no one ever told her. She should be told that this is going on. Trustee Saville asked, if this is an ordinance, to have Village stickers, then why isn't the Board taking responsibility and voting on something like this instead of just giving them out. He said that if this is being done, that the Board needs to be voting on it. Attorney Puma voiced that this is ridiculous, that they have now just wasted a quarter of legals time on this sticker issue and that the Board has lost their perspective. Mayor Hyde stated that the Board has to decide what to do with these stickers then with the Sanitary District. Trustee Garling stated that the Board has more important things to worry about than a few Village stickers. It will be on next weeks agenda for a vote.

Trustee Saville left the meeting at 10 pm.

Items from the Mayor

- *Mayor Hyde announced that a Pace agreement has been reached and there will be a new program. Seniors will receive free rides.*
- *Mayor Hyde stated that there is an IML meeting February 16th at 9 and 10:30.*
- *The Lion's Club has their annual Ice Fishing Derby coming up and they are seeking some approvals from the Board such as: use of the park, a raffle permit, use of electricity, use of washroom facilities, etc. This will be on next weeks agenda.*
- *Mayor Hyde mentioned the revised contract for animals and rabies service controls. This will need to be voted on. This is with Lake County.*
- *Mayor Hyde said that there are some follow up letters received from AT & T and they may be looking for some additional easements to allow them to put in infrastructure. The Board will receive the information.*
- *Mayor Hyde stated that he received a letter that Lake County will receive a grant to move forward with Roberts Road and River Road. The improvements include additional turn lanes and a dedicated right turn lane River Road and Roberts Road will have a west-bound turn lane and east bound turn lane. Mayor Hyde state that he is unsure completely why they stated Lake County and as he looks at the drawing, he does not necessarily understand how they will go with a double lane and do a single lane when 176 is two lanes. He said it is a positive improvement coming forward.*

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

No comments from the public.

Motion by Trustee Garling, properly seconded to bring the meeting back to the Board. Upon voice vote, motion was unanimously declared carried.

A 5 minute break was taken.

Motion by Trustee Garling, properly seconded to adjourn to Executive Session for land sale/acquisition, personnel and litigation. Upon voice vote, motion was unanimously declared carried.

Motion by Trustee Garling, properly seconded to come out of Executive Session and return to the Board Meeting. All in favor.

Motion by Trustee Sadoski, properly seconded to table the approval of Union Contract with Police Sergeants. All in favor.

Being that no further business was discussed, Motion by Trustee Garling, properly seconded to adjourn the Board meeting. All in favor. The meeting adjourned at 10:27 pm.

Christy Kaczmarek, Village Clerk