

MINUTES OF A REGULAR BOARD MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF ISLAND LAKE, LAKE AND MCHENRY COUNTIES, HELD ON THE 14th DAY OF FEBRUARY 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, Ponio, Sadoski, Saville and Verciglio. Trustee Sadoski arrived at 8:20 pm.

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

Correspondence

Clerk Kaczmarek read 2 commendations for the Public Works Department for their efforts in snowplowing this season. Mr. Collins of Shooting Star Drive commended Public Works for the good condition of the streets during the snow/ice storms and Mrs. Krebs of Concord Drive thanked Public Works for all their hard work keeping the Island Lake streets clear.

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 – January 3, 2008, January 10, 2008 and January 24, 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

Trustee Saville questioned items from the bill sheet – 272, 32 and 47. These bills were pulled and will not be paid until Trustee Saville and Trustee Sadoski review these items on Friday. If they are comfortable with these items at that time, they will then be disbursed for payment. Trustee Ponio stated that once again he would like more time to review these bill sheets. He would appreciate them a week ahead of time especially so there is time to ask questions and get answers before coming to the meeting and having to vote.

Motion by Trustee Garling, properly seconded to approve the items in the Consent Agenda with the exception of items 272, 32 and 27 until Trustees Saville and Sadoski have reviewed these items with the appropriate department heads.

Upon roll call, Trustees voted as follows:

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

Motion was declared denied.

Agenda Item:

1. Discussion with Zoning Board of Appeals and Plan Commission – Mayor Hyde

Mayor Hyde began by thanking everyone for their many years of service to the Village by serving on a committee. He stated that Trustee Ponio will share with everything thoughts on moving to combine the two committees.

Trustee Ponio replied, before beginning the discussion, he would like to state once again that he would like to see security at Village meetings. He said that there is no protection in the Board room for residents and/or Board members. He feels this is especially important to point out after what happened today at NUI and last week in St. Louis at a board meeting. Trustee Ponio feels that the Board should consider placing a Police Officer in the board room for meetings.

Trustee Ponio stated that the Board has been talking about combining the two committees possibly. He said that much appears to be piecemeal-ed in the past and that something like a development shouldn't take a year or more to go through the process. Trustee Ponio stated that Island Lake is pretty much land locked and the Comprehensive Plan is somewhat limited. He stated that the ZBA then is more important to regulate the community at this point. He questioned if there is a pre-requisite to be on a committee. Michael Herrick of the Plan Commission replied that the only prerequisite is that one has to live within a mile of the Village and a ½ mile in the planning district. Mayor Hyde pointed out that committee members are thought well of by Chairs who make the recommendation to the Mayor and Board as to whom should be on the committee. He said then that individual submits a letter to the Board of his/her interests of servicing on a committee and then the Board votes on the decision. Mayor Hyde stated that this is how it was done in the past, the person seeks approval and then the board vote.

Trustee Ponio questioned if committee members are for or against combining the two committees. Tom Baur of the Plan Commission questioned how many would be on the committee and it was stated that 7 is the law. Trustee Ponio replied that he is not saying that this is necessarily the way to go; however, he is seeking input. Al Schmidt of the ZBA questioned Trustee Ponio saying did the committees cause lawsuits. Trustee Ponio replied not necessarily. Mr. Herrick suggested, instead of maybe combining the committees, what if they always meet at the same time. He said 14 to 15 minds are better than 7. He added that some individuals have been on the committee so long that they have a wealth of knowledge to share. He feels it would be confusing to keep doing everything separately. Mr. Herrick stated that both committees run very well and smoothly. He said that both chairs are very good. He added that he too feels it would be a good idea to have security at Village meetings. Mr. Schmidt asked a couple of questions and Trustee Ponio replied that this is just an initial meeting to discuss this thought of combining the two committees. He thanked everyone for coming. He reiterated again that much of the planning part of the Village is done. Mr. Herrick agreed replying that yes, much of Island Lake is already developed and they are somewhat land locked. Jim Grimm, Chair of Plan Commission, stated that his committee has talked about how do they better be prepared for discussions, how do they get ready, etc, and that he's like to hear how the Village Attorney feels. Attorney Scott Puma replied that his personal feeling is that it would be more effective and more efficient to combine the two as well as would eliminate split votes. He said that when there is a split vote, and when it comes to the Board, it is a mess then much like the Piotrowski matter that is currently being reviewed. He added that most Villages have combined committees.

Trustee Saville replied that he was impressed with both committees when he attended the last meeting. He said the meeting was run very efficiently. He felt that it was best for both to be meeting together as the room was full of knowledge from various areas and people. He commented that maybe it would be even more efficient to combine the two and have them always together. Or, keep it two groups but always meet at the same time or one after the other but always stay for each others committee meeting.

A ZBA member replied that joint meetings have worked out very well. However, he would like Board feedback and a lot more communication from the Board. He said for example, if they send a negative vote from the committee and the Board passes the project, there's no communication back to the committee as to why the Board went in that direction. Mr. Schmidt stated that he will speak for himself. He does not care about combining the two committees. He said that the Board has to decide what to do and what to do to be efficient and what's best for the Village.

He said that they have to make a decision and just let them know. Mr. Schmidt said the Board Members have to decide. He asked the Board to not ask him nor his committee to do their job. He added that the Board members are elected officials and that this is their decision. Trustee Herrmann replied that she has been a Board Member for many years and thanks the committees for all their hard work and years of service to the Village. She said that Trustee Ponio came up with the suggestion to combine the two committees and the Board agreed to look into it. She said that everyone has a different opinion on this matter. She does though like the idea of the combined meetings and having the two committees meet together. Mayor Hyde replied that an Architectural Committee too has been talked about. Trustee Ponio said that such a committee already exists however no one has ever been appointed. He said his main issue is, is that there are ordinances on the books and there is an IL municipal code to follow, and the Board is not familiar, as a group, with what they are charged to do with the Village. Trustee Ponio stated that they are all there to uphold the Village codes and he thinks it's very important that everyone is well aware as to exactly what is on the books. Trustee Ponio would like to discuss the possibility of having a test to be a member of a committee. Mr. Wolfgang, of the Plan Commission, questioned if Trustee Ponio is implying that they do not understand the laws and are not doing their jobs. Trustee Ponio said that the Village has a number of lawsuits which are directly related to special use permits. Mr. Wolfgang asked who voted on those and Trustee Ponio replied that he didn't. Mr. Wolfgang said that they made the recommendations and the Board voted on them. Mr. Herrick said that both groups are only advisory. Trustee Ponio explained that when a development is coming into the Village, there are appropriate steps and actions that need to take place such as speed studies, etc., are they are not being done correctly. But yet somehow it is coming to the Board time and time again for a decision. He explained that it should never get to the Board until everything is in place. Trustee Ponio stated that these are all laws. He explained that that's where these committees are very important and come into play. He said that they are the Boards and Villages front line of protection. Mr. Wolfgang said that they have advised the Board in the past, of their decision, and the Board votes on it irrespective of how these committees have voted. Trustee Ponio explained that with a particular lawsuit that the Village is involved in, the particular drawings were never completed – they are just not there and are not available and he explained that the requirements for a person to get through planning and zoning was never completed otherwise the issue would be different and there would be not lawsuit. Mr. Herrick replied that it is up to the Village engineer with regarding to drawings. Trustee Ponio replied though that isn't a requirement, per the Village ordinance, that everything be in place before someone is to go before the ZBA and/or Plan Commission. Mr. Wolfgang replied that Trustee Ponio's item number 3 on the agenda – Mr. Wolfgang made a specific motion at the public hearing for the motion to be changed – that the footage be changed yet the agenda says 4 feet again and how does that happen. If explained if this is approved at 4 feet, Mr. Piotrowski's building is already at 3 feet 8 inches. Attorney Puma explained that this is Mr. Piotrowski's request. This is based on his submitted request. And to add to it, there is still no plat yet that has been received. Attorney Puma explained that he hopes then that the Board will take their recommendations. Trustee Ponio commented that this is exactly his point. And, this matter has been cancelled once again because there is no plat or plan as well as they did not show. He stated that it is another example of wasting time. And there's still not property documentation in place. Mr. Baur suggested that the ZBA and Plan Commission talk about this together again at a later meeting. He recommended too that possibly a check sheet or form be created for everyone to follow so that nothing gets missed. Mr. Schmidt commented that the Plan Commission is more complex. He said the ZBA is simpler. Mayor Hyde stated that he agrees that both committees need more assistance and communication. Trustee Ponio passed out a copy of the IL laws and the Village ordinances to the committee members so they definitely have a copy to review.

Motion by Trustee Herrmann, properly seconded to table item number 2 and 3. All in favor.

4. Discussion and approval of dispatch contract with Port Barrington – Trustee Sadoski

The contract is actually with Tower Lakes for police service and the contract is expiring. The Chief has spoken with Tower Lakes. Trustee Sadoski explained that there is a 4% increase and that the rest of the contract is the same. Trustee Saville mentioned the intergovernmental agreement that was discussed about a year ago and that's why this contract wasn't going to necessarily be renewed. Mayor Hyde replied that this is for Port Barrington, not Tower Lakes. The Board took a consensus and agreed to move forward in speaking with Port Barrington about this contract. This will be discussed further at another meeting.

5. Discussion and approval of electronic attendance at meetings ordinance 1324-08

Motion by Trustee Saville, properly seconded to approve ordinance 1324-08 electronic attendance at meetings.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

6. Approval of 2007 CDBG Water System Improvements – Liquidated Damages contract – Trustee Saville

Motion by Trustee Garling, properly seconded to table approval of the liquid damages contract.

Trustee Saville stated that a “reward” within the contract will be worked on as Trustee Ponio had suggested at a previous meeting. Trustee Ponio said if there’s a separate line item added, on the bid sheet, to show the cost of the liquidated damages. Trustee Saville said there will be an itemized agreement.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

7. Approval to donate \$250 to American Cancer Society Relay for Life – Mayor Hyde

Motion by Trustee Garling, properly seconded to approve to donate \$250 to Relay for Life.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

8. Approval of John Little to carry over 2 ½ vacation days from 2007 to 2008 - Trustee Herrmann

Motion by Trustee Herrmann, properly seconded to table approve John Little to carry over 2 ½ vacation days from 2007 to 2008.

Trustee Ponio inquired as to what the employee manual states. Mayor Hyde said it has to be approved by the Board. Trustee Ponio asked the outcome of vacation roll over that was asked for by Chief Fellmann. Trustee Saville replied that he remembers that the outcome was Chief Fellmann never brought it to the Board but however, he spoke with Mr. Hyde about it and according to the law, as long as Mr. Hyde is notified it is taken that the Board knows about it even though it wasn’t brought to the Board. He also spoke to John Little who brought this carry over up to him back in December. Trustee Saville said that he said something to me but he not certain if Mr. Little mentioned this to Mr. Hyde also back in December. Trustee Ponio said though it is February 14th and he feels these types of matter should be brought up and decided upon before year end so December 31st.

He asked for employee to submit their requests by or before December 31st of each year so there is no grey area. Trustee Herrmann repeated that he made every attempt to take the vacation time as well as she was not at two meetings and could not bring this up obviously at this time.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

9. Approval of Lake County Rabies Control/Animal Services contact – Mayor Hyde

Motion by Trustee Herrmann, properly seconded to approve the Lake County Rabies Control/Animal Services contact.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

10. Approval to trade the Village bus for a trailer with the Freedom Riders – Mayor Hyde

Motion by Trustee Herrmann, properly seconded to approve the trade of the Village bus for a trailer with the Freedom Riders.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

11. Approval of Historical Preservation Resolution – Mayor Hyde and Trustee Herrmann

Trustee Herrmann shared with the Board Frank DeSorts comments on the resolution. Attorney Puma explained that this is more of a feel good item. The suggested changes need to be reviewed as well as a decision of whether to include the Village Clerk or not within the Resolution. Connie Mascillino stated that the main intent of this is to recognize the historic places in our town. She explained that they would go to these potential historical sites and ask the individual if he/she would like to designate his/her area/home as a historical site. Attorney Puma said that this ordinance does not say that you can not modify this though. It would be for a plaque. Trustee Ponio questioned though where the plaque goes so people aren't walking on private property. Ms. Mascillino said that they would work with the home owners so no one has any burden.

Motion by Trustee Saville, properly seconded table the approval of the Historical Preservation Resolution.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

12. Approval of reduction of the Walnut Glen Letter of Credit to \$684,948.75

Motion by Trustee Saville, properly seconded to approve the reduction in the letter of credit for Walnut Glen to \$684,948.75.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

13. Approval of Campfire USA Counsel sales within the Village of Island Lake throughout February – Mayor Hyde

Motion by Trustee Sadoski, properly seconded to approve Campfire USA Counsel sales within the Village of Island Lake throughout February.

Upon roll call, Trustees voted as follows:

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

Motion was declared carried.

14. Approval to waive \$104 for 5 track/vehicle stickers for Northern Moraine Wastewater Reclamation District – Mayor Hyde

Mayor Hyde said that he received some information back from Northern Moraine today with regard to relations. The reason he asked the Board to consider this is because it is a good relation program with the sanitation district. Mayor Hyde stated that they do an awful lot of things for the Village such a – they have given the Village picnic tables, etc. Trustee Saville called a point of order stating that as a Chair, Mayor Hyde is to look at items in an unbiased manner and impartially. Mayor Hyde questioned where he has not done that. Trustee Saville said he is to lay on the table the item at hand so a Board Member can pick it up and he would appreciate it if the Mayor would do that. Mayor Hyde replied that he was trying to describe it. Trustee Saville said that there have already been many discussions about this and everyone is already aware. Mayor Hyde said he does not remember many discussions.

Trustee Saville motioned to not give away free stickers to Northern Moraine, no second.

Trustee Saville questioned why this is even being discussed and voted on as they already paid a week ago for the stickers. Mayor Hyde said that there is a problem with the back of the building as the Village has never gone to Northern Moraine and asked for a free connection. He said they have given the Village free connections for 8 facilities and each connection runs in excess of \$7000. Mayor Hyde said that's about \$54,000 in free connections and that in many connections, they could be considered commercial which are usually much higher. He feels that this would be a good feeling. Trustee Saville said another good feeling then is that the Village pays the Sanitary District \$40,000 a year from the Water Department yet there are no good feelings coming back in return. He stated that the Village is not in the business of feel good items but rather the Village should be in the business of having good relationships. He can't believe that there would be a strained relationship over \$104 a year for them to purchase vehicle stickers. Trustee Saville said for example, if the Village gives them \$104, then the Village should maybe give a business in town like ILT Vignocchi \$104 in free stickers too as they buy \$886 a year in Village stickers. Trustee Saville said it's about good will vs. doing what's right and following the ordinances. He said that there is an ordinance in place and the revenue from these stickers helps pay for the streets in town. Mayor Hyde asked if Trustee Saville was finished.

Trustee Garling motioned to approve to repay the Sanitary District in the amount of \$104 for the Village stickers, no second. Mayor Hyde said lets just move on.

15. Approval of ILLICIT Discharge ordinance 1325-08 – Trustee Saville

Motion by Trustee Saville, properly seconded to approve ordinance 1325-08.

Trustee Saville addressed Trustee Ponio's questions. The ordinance is word specific from the State of Illinois. Detergent in there is industrial detergent, not say home use detergent. Trustee Ponio said that this ILLICIT system is trying then to push this through the pipe and down to the wastewater treatment facility vs. storm sewers.

Upon roll call, Trustees voted as follows:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was declared carried.

16. Discussion and approval to amend ordinance 4-4-1 to ordinance 1326-08 Water Supply System – Trustee Saville

Trustee Saville motioned to approve ordinance 1326-08, properly seconded.

Trustee Saville pointed out the only change is on page 2, number 4. Trustee Ponio stated that some commercial areas in town have been allowed to have both, both a private well as well as they are hooked up to the Village water system. Covered Bridge subdivision got approval to have a well to run to their pond. Though this is in the annexation agreement. He said that there are businesses in town that have both and he'd like to know how this will affect them. Trustee Saville explained that their private system would have to be disconnected. Attorney Puma explained that if there is an annexation agreement and they have approval in an annexation agreement, then that stands. For example, CVRV was allowed to have a private well too for their pond. He said that is a contract and can not be changed. Trustee Ponio said that some private residents have this issue as well. He feels that this is too arbitrary and the Board should be saying yes or no. Mayor Hyde said that there is a number of residents that do not have Island Lake water and they made the decision, as the Village went thru the stages, to not connect on. Trustee Saville said that that has nothing to do though with what they are talking about here. Mayor Hyde said he is asking a question and Trustee Saville said that that has nothing to do with this and that the SSA #1 is a completely different issue. Mayor Hyde said forget the question. Trustee Sadoski asked about residents who are not on the public system, and are on their wells, who does this effect. Trustee Saville explained that no, in the original part of town, because there is a problem where Attorney Puma is working on that matter. He said that this will be done in phases because there are issues with this matter due to the SSA, those who opted out, etc., and he is finding out that there is a lot involved in this and that it is a real mess. Attorney Puma is working to straight this issue out. Trustee Saville said that the issue at hand though, has nothing to do with the SSA or those who are just on wells but rather this has to do with those that are on or will be coming on to the water system for the health, safety and welfare of the Village water system. Once they connect, that private well must be properly sealed. Trustee Saville said that yes, previous contracts or annexation agreements allowing certain places to have a private well, they will be allowed to stay on their wells. This is a situation where some individuals are on the public water system however, they still have their wells also. There are no restrictor valves, etc., and this is endangering the health and safety of the Village water system which the entire Village depends on. Trustee Saville recommends this so that there is continuity as well as so everyone understands and all are secure. This is not Trustee Saville's recommendation. This recommendation is coming from the Water Department, Trustee Saville explained. He is only the mouthpiece for the water department. This was put together by Attorney Puma and Mr. Neal DeYoung. Trustee Saville said that this is good too for the water department so they don't have to keep going back over the list to see who is good, who is not good, etc., and everyone will then

be on the same page and it makes it easier for all involved. Trustee Verciglio questioned though what if they live within 450 feet of a water main as if they do, they have to cap their well. Trustee Saville replied that nothing is being changed and that this is the original ordinance; however, the only change is the last paragraph – it is taking away allowing someone to be able to fall through the cracks. Trustee Ponio said that Trustee Saville had said previously that there are individuals that do not have back flow protection devices and that the Village requires in the ordinance for this to be tested once a year. He said if it's not being inspected once a year, it's the Village's fault, not the resident. Trustee Saville replied that this Board can blame everyone else but it needs to be taken care of. Trustee Ponio said that when he sealed his well, he had an option – an option to install a back flow preventor to keep the well going or to seal the well. He chose to seal his well. Trustee Ponio said if the proper inspections are not being done yearly, then the Village is to blame and the Village is not doing their due diligence. Trustee Saville replied that Trustee Ponio has been sitting up here for 7 months now and he should know how things work around this Village. He explained that the reason this is coming forward is because there has been many times where an employee was told not to go see a particular person, don't bother that person, let that thing go, etc., and that's what this is to prevent – to prevent any favoritism or any non sense if someone of authority says to an employee "don't bother that person", this will prevent this from happening. Trustee Saville said each one of the Board Members has a conscious to which he/she has to vote. He said that this protects the Village residents who are already on the public water system and why should the majority of the people be in jeopardy while a hand full of people have the ability to possibly contaminant the Village water system. Trustee Herrmann said in the stricken verbiage, these people are all required to do exactly what Trustee Saville is saying unless waived by the Village Board. She said that that's what Trustee Saville is taking away. Trustee Herrmann said that there is going to be situations and that this will take away from the Board the ability to look at specific cases individually. She said that this is taking away from the Board the ability to make an exception for a private water supply. Trustee Saville said yes because there should be no exceptions. Mayor Hyde said that Trustee Saville is way beyond the two times to debate a specific item. Trustee Saville asked if Mayor Hyde is angry and Mayor Hyde replied no, he is trust trying to live by the rules that Trustee Saville has put out in front of the Board to follow. Trustee Saville replied call for a vote.

Upon roll call, Trustees voted as follows:

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

Motion was declared denied.

17. Discussion of conditional use and variance for James Porten located at the SW corner of Lamphere Road and Pesz Road with a common address of 4606 N. Pesz Road, Island Lake – Attorney Puma and Clerk Kaczmarek

Attorney Puma explained that the Village got notice about a rezoning issue within 1 ½ miles of the border of the Village. The Board has the opportunity to object if they would like to. It is to allow indoor and outdoor storage. Mayor Hyde said he is looking for equipment storage and storage for his landscaping business. Trustee Ponio questioned the control of storm water run off if there is storage on a gravel parking lot. This already exists and they appear to be expanding, Trustee Ponio said. He added that there is a company right across the street too that stores equipment. Attorney Puma said it gives the Village the right to object if they would like. Trustee Garling said that he heads up the Uptown Improvement Committee and he would hope that most would prefer a nice view instead. He suggested that the Village start here.

Trustee Garling motioned to object this individuals request without proper screening including fence and landscaping, properly seconded.

Upon roll call, Trustees voted as follows:

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

Motion was declared denied.

Items from Clerk, Trustees and Department Heads

- Trustee Saville announced CarpFest. Lake Management will not be doing CarpFest this year; however he received an email and Frank DeSort and Christy Kaczmarek would like to run CarpFest 2008 with the Boards permission and modify it somewhat. He is looking for a consensus of the Board to allow both of these individuals to run this event this year. Jeff Block resigned from Lake Management recently as well. None of the Board Members objected. Volunteers will be needed. This event will be more family oriented. CarpFest will be June 28th and 29th, Saturday from 8 am to 4 pm and Sunday from 8 am to 12:30 pm and the prizes awarded at 1 pm. They are seeking use of Eastway Park, tent permit and 50/50 raffle permit.
- Trustee Saville stated that he received a call from Attorney Dave LeSueur who is the attorney at the Sanitary District. He contacted Attorney Puma about this phone call. He asked Trustee Saville why the Intergovernmental Agreement was not approved by this Board. Trustee Saville replied that Attorney LeSueur would have to ask the Board. He said that a motion was made but it was not seconded to approve the agreement. Attorney LeSueur made comment about easements and he was in total agreement with Trustee Saville that the easements are actually the responsibility of the Sanitary District, not the Village of Island Lake. He replied that the Village then has been duped for all these years. Trustee Saville said that Attorney LeSueur would like to come to a meeting and explain why they would like this Intergovernmental Agreement signed and have this Board have some relief from this issue. Trustee Saville stated that most sitting up here feel it's the Villages responsibility even though it is not and Attorney LeSueur also agrees that the Village should not be doing it. Attorney LeSueur said that the Sanitary District just does not have the dollars to do it. Trustee Saville said that the Village does not either. He spoke with Attorney LeSueur agreed with Trustee Saville wholeheartedly and asked Attorney LeSueur to please contact Attorney Puma. Trustee Saville just wanted the Board to be aware of the phone conversation. Trustee Ponio asked why Attorney LeSueur did not come and Trustee Saville replied that he had asked Attorney LeSueur to contact Attorney Puma. Trustee Saville explained that Attorney LeSueur used to represent the Village as well as the Sanitary District at the same time. Trustee Saville said that he can not understand why this situation has gone so out of control when back in December, when Trustee Saville was asked to take care of this plowing problem down Timber Trail, in two days this entire situation was handled, and handled with Attorney Puma as well, why this has gone crazy ever since. It has gone from plowing to dedicating to and Attorney LeSueur asked Trustee Saville how this situation got to dedicating and Trustee Saville replied that he should ask Mr. Ken Michaels and Mayor Hyde as they had the dialogue about dedicating this road and it wasn't the Board until Trustee Saville made the motion to find out about the residents dedicating the road to the Village.
- Trustee Verciglio asked for executive session to discuss personnel.
- Trustee Herrmann announced that the budget meetings are still set for Feb. 25th and 26th and the employees are scheduled to com in 45 minute increments.
- Trustee Herrmann asked the Board Members if they truly understand what occurred earlier when they voted against passing the consent agenda and what that does to the payment of the Village bills. She said that now late fees will be incurred, no payroll transfer will occur so the employees will not get paid, what about the union health insurance, etc. Trustee Herrmann said it appeared to be a technicality; however, these are bills that are paid out every month. She said that pulling particular items out is okay; however though, this had a failed vote so the bills don't get paid, the minutes didn't pass and the department reports didn't get accepted. Trustee Herrmann said there will be fees incurred and that there are repercussions to this action.

Motion by Trustee Garling, properly seconded to reconsider the vote on the consent agenda, properly seconded. Motion by Trustee Garling, properly seconded to approve the consent agenda with the exception of items 27, 32 and 47 and such time on Friday that Trustee Saville and Trustee Sadoski look into this matter and approve for these items to be paid as well when their concerns are eliminated.

Upon roll call, Trustees voted as follows:

AYES: Trustee Garling, Sadoski, Saville and Verciglio

NAYS: None

ABSENT: None

ABSTAIN: Trustee Herrmann and Ponio

Motion was declared passed.

- Trustee Ponio stated again that he would like to see security at Village meetings. Mayor Hyde replied that overtime could be incurred though. Trustee Garling said that this is an expenditure and has to be voted on. Trustee Ponio replied that possibly someone would consider volunteering to do this. Attorney Puma replied that Officers can not volunteer. Trustee Sadoski offered to speak to the Chief about this matter and see if he has any suggestions.
- Trustee Ponio announced that a CTY message went out about residents clearing access to fire hydrants. Trustee Saville replied that they are working to put into the budget hopefully for next year 5 foot metal posts with reflectors on them to better point out fire hydrants during the winter months if they become snow covered.
- Trustee Ponio brought up that the Board objected an individual linking to the Village website stating that that individual has a political website. Trustee Ponio questioned Trustee Garling stating that he himself has his own website, that it is political website and yet he has a link to the Village website but doesn't like the fact that someone else wants a link also. Trustee Garling said that yes, he has link from his website to the Village website; however, there is not a link from the Village website to his website. Trustee Ponio said that Trustee Garlings name is on there as a webmaster and that someone could put two and two together and click back and forth. He feels it could be misconstrued that the Village supports Trustee Garlings website because the link is there. Trustee Garling aid the name can be taken off. Trustee Garling replied too that he does not have questionable material on his website, especially for young children, such as the questionable material that that individual has on his/her website which has a bingo game on it and spells out bull*#%t 4 times. He doesn't see this fit for any family. Trustee Saville called a point of order as this is very argumentative and a personal attack and has nothing to do with the Village link. Trustee Ponio said he is making a comparison as Trustee Garling has a political website and there as a past concern by Trustee Garling that connecting to cbgil.com would be political but if you go on community.richgarling.com, it is very political and there is a link to the Village website on there and he does not feel this is right. He feels it is political. Trustee Garling said that the other website, has a link to the Village website as well and the blog itself calls itself villageofislandlake.blogspot.com and implies that it's an official Village website. Trustee Garling said that others can have a link on their website to the Village of Island Lake but not vice versa. Trustee Ponio asked that Trustee Garling remove from his website the link to the Village website because his site is political and has political viewpoints. Trustee Garling replied that that is up to the Board and suggested that if the Board would like to hire another webmaster, that they can put it into the budget for next year as he is very reasonable.
- Trustee Ponio stated that he objects to speaking about ordinances in executive session such as the item that is listed on tonight's agenda.
- Trustee Sadoski received a call from a homeowners on Carriage Hill. They expressed their thanks to Public Works for all their work on clearing the roads so well this season.
- Trustee Sadoski mentioned that the Police Department is still looking to add a Caller ID system to the phone system as it is much needed by their department.
- Trustee Garling mentioned that the IML meeting has been postponed.
- Trustee Garling received information about the Commonwealth Edison 2008 transformation grant program. Lake County Partners, who the Village is members of, are conducting planning sessions and are looking for people to attend. Trustee Garling read off the times and places of the meetings. March 6th at 5:30.

Motion by Trustee Verciglio, properly seconded to extend the time of the meeting this evening past 10 pm. All in favor except for Trustee Saville.

- Connie Mascillino said that she passed out a map and distribution plan with Lake County and mandated by CEG. It's a request by Lake County. She asked Attorney Puma if there has been any progress made with Northern Moraine memorandum of understanding. He reported that he has not heard back from them as well as he is not allowed to work on things that take over 30 minutes. He said that that exceeds a half an hour and he needs Board approval to continue. Trustee Garling

asked if they are waiting for Northern Moraine to respond and Attorney Puma said that yes they are waiting for a response. The Board agreed to see if they are wanting to respond at least at this time.

Items from the Mayor

- Mayor Hyde stated that discussion is taking place of moving the Village sticker due date to May 1st in 2009. February is a difficult time of the year. He recommended the Board change this due date for next year. He said the cost to the Village is minimal. Trustee Herrmann will speak with John Little. Mayor Hyde said he spoke to John Little and there is no effect on money at all. Trustee Herrmann replied that what she meant, in general though, what would have to occur.
- Saturday, February 23rd is the dedication of the new auditorium at Wauconda High School
- Attorney Puma received a lien removal request. It will take about 3 hours of work. 3551 Salem Court. Mayor Hyde is looking for understanding of this matter. The matter is for about \$3200 and the Village would have to spend attorney time, there's documentation costs, etc., so the Village will spend over \$600. Attorney Puma said they could just release the liens. He has not looked into this matter as he is seeking Boards approval. Trustee Saville said that they as a Board need better understanding in order to make a decision. There are water liens, garbage liens, etc. Attorney Puma suggested everyone getting a copy, look it over and make a decision at the next meeting possibly. Trustee Herrmann replied that if the Board is not going to seek legal counsel on liens then they should not be issuing them then. Trustee Saville replied that he is just not comfortable making a decision on something that he has seen nothing on. Mayor Hyde said everyone will receive about a 30 page packet on this matter then.
- Mayor Hyde said that the Board received a disciplinary report from Trustee Saville last week. He has sent this to Margaret Kostopoulos for her review. He said there are concerns with this report.

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

- Mr. & Mrs. Artichtchev 4700 S. Hampton Drive: Mr. Artichtchev expressed his concern with the fence, diesel fuel, trucks, etc., regarding the James Porten issue. Attorney Puma said that these concerns actually need to be directed to the public hearing which is occurring on February 27th at 1:30 pm at the county building. Mr. and Mrs. Artichtchev also reviewed with the Mayor and Board there frustrations with receiving mail, not receiving mail, etc. Mayor Hyde stated that he will make a phone call to the post office in an effort to assist them with their problem.
- 3616 Lakeview Drive – re: Piotrowski matter – they are concerned because the zoning disapproved this matter and the plan commission approved it. They questioned if the plan commission was ever spoken to ahead of time. Mike Herrick of the Plan Commission stated that they approved the subdividing of lots based on what they thought was best for the Village. They liked the idea of four nice homes vs. what is there now. He commented though that they are only an advisory committee and that this matter now goes to the Board. The voting requirements of the Board now was questioned and Attorney Puma stated that he was not prepared to respond at this time and would like to look this matter up and will have an answer at a later date.
- Laurie Rabatinni 4702 S. Hampton: Ms. Rabatini questioned why the Piotrowski matter was cancelled once again and how many times can someone keep canceling with the Board. She stated that it is obvious that people once again made arrangements to be here this evening and they cancelled. She asked how many strikes one gets. Attorney Puma said there is no answer. Mr. Piotrowski is owed due process like anyone else and the Board granted him a continuance.
- Luke Ponio 212 Island Drive: Mr. Ponio questioned Trustee Garling how much the web hosting costs each year and Trustee Garling replied \$107 per year.
- Rob 4702 S. Hampton: Rob questioned why Police Officers can not volunteer. Attorney Puma explained that if it is a norm for that person to be a Police Officer, he/she can not be asked to volunteer. They have to be paid to act as a Police Officer. Rob questioned Trustee Garling if he was plugging political type events this evening when he was ready off the dates and times of certain events. Trustee Garling replied that these meetings are for public bodies, run by the County, as well as the Village is a member of the IML.
- Jim Porten: He said his family has been here a long time and the property spoken about earlier this evening is his and his families. He said they have always kept the property clean, the grass is always cut, there's no visible garbage, etc. Mr. Porten said it is a small triangular piece. It sits next to a bar and there are no adjoining yards because they also own the land around it and behind them is wetlands. They have had trucks and tailors there since the 1950s and they are not doing anything different. He said that nothing has ever been said about them nor their property until this evening.

Mr. Porten thought the Board might like to drive by and see the property before recommending the use of a fence. He feels they do a good job of keeping everything clean. He added that this is not heavy construction. Mr. Porten said there are plenty of trees there as well.

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

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

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

Motion by Trustee Herrmann, properly seconded to approve the ordinance amending the zoning code for the Village facilities.

Upon roll call, Trustees voted as follows:

AYES: Trustee Garling, Herrmann, Sadoski and Verciglio and Mayor Hyde

NAYS: Trustee Ponio and Saville

ABSENT: None

ABSTAIN: None

Motion was declared passed.

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 11:54 pm.

Christy Kaczmarek, Village Clerk