

VILLAGE BOARD COMMITTEE MEETING
THE VILLAGE BOARD OF THE VILLAGE OF ISLAND LAKE
April 3, 2008 7:30 pm

CALL TO ORDER Mayor Thomas P. Hyde called the meeting to order at 7:30 pm.

ROLL CALL Roll call indicated the following present: Trustees Garling, Herrmann, Ponio, Saville and Verciglio. Also present: Sergeant Anthony Scarrione.

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

Trustee Saville stated that audience comments are supposed so come at the end of the Village meetings per the ordinance that the Board has passed.

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

Upon roll call, Trustees voted as follows:

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

Motion was declared carried

Items from the Clerk, Trustees and Department Heads

- Trustee Saville stated that the Board received an email from Frank DeSort regarding an amendment to the pier ordinance. He would like the Board to add the word aluminum to the ordinance. Trustee Ponio questioned though, what if the pier is already in the water. Trustee Saville stated that one change his/her mind in the middle of the race; however, if one is replacing his/her pier, they would have to adhere to the ordinance. Trustee Garling questioned why wood was taken out of the ordinance. Trustee Saville stated that wood rots as well as they are not maintenance free. He said that many piers are made of aluminum. Trustee Garling questioned why the Board should be concerned with what people make their piers out of. Trustee Ponio replied that piers fall apart over time especially, if people do not tend to take care of their piers. He said that pieces of the pier then float out and into the lake and cause a hazardous situation. Trustee Ponio asked for a memo from Mr. DeSort as to why he would like to see aluminum added to the ordinance.
- Trustee Saville stated that the Board received information on the de-annexation as well as this was discussed on the 24th. He said that he spoke to Attorney Tappendorf regarding this matter. Trustee Saville asked if the Board will be working on/putting together their defense plan for the Village. Mayor Hyde suggested that it would be smarter to speak with Northern Moraine. Trustee Saville said that he is suggesting that the Board talk about this and come up with a plan, a defense plan of some sort, so everyone is well prepared and there is not scrambling at the 11th hour. He would rather not see a let-it-go strategy here and he does not want to rely on conversations that have taken place. Trustee Ponio agreed that the Board should talk about all of this first and that this should probably go into executive session. A request was then made to go into executive session later in the meeting to discuss potential litigation.
- Trustee Saville stated that Mr. Kootstra sent out an email regarding an easement. Attorney Puma was contacted. He questioned if this is okay for Attorney Puma to work on this matter. The Trustees had several questions for Trustee Saville to go back and ask Mr. Kootstra about including: if there's a survey available, exact address of the location, legal description of the property, if public works is doing the work, when this is to be worked on and completed, a completion date, etc. Trustee Ponio questioned if there is a pipe or a catch basin or if they are just modifying the earth. Trustee Saville stated that if the Board Members have such questions, he would appreciate it if they would please each contact the Department Head him/herself as he does not want to be put on the spot as putting words into someone's mouth.
- Trustee Saville mentioned the email from Clerk Kaczmarek as well as Attorney Tappendorf as the Board's decision on releasing of information in order to answer a particular FOIA. Mayor Hyde stated that he is okay with this as long as the personal information is removed.

- *Trustee Saville addressed Mayor Hyde as Mayor Hyde had asked Trustee Saville some questions about figures and dollars from last weeks meeting and Trustee Saville has the paperwork with him this evening. Mayor Hyde stated that he does not understand where Trustee Saville has come up with the numbers that he has talked about regarding this matter of Pine Ridge and what is owed to the Village. Trustee Saville said that he does not agree with Mayor Hyde and that it has been made clear to the Board what is owed. Baxter and Woodman has a bill for \$1819.47 for services rendered. A memo came from Baxter & Woodman September 27, 2007. Attorney Puma explained everything to the Board in the email and he had stated in this email that the Board should consider pursuing another vain, with the developer or with the bond company or with both, in order to obtain the funds because of the loss of funds and the bond and that the money owed to the Village is \$11,096.70. Attorney Puma obtain this figure from a deficiency list which was sent to Mr. Harris back on July 13, 2007. Mayor Hyde asked for a clarification of what that figure represents. Trustee Saville said that everyone has this email as it was sent to everyone on the Board. He said that if he has it, everyone has it and it's that simple. Mayor Hyde asked for the email to passed down to him so that he can make a copy for everyone. Attorney Puma has already spoken to the bond company as well. He added that Mayor Hyde was on this same email as the rest of the Board. Trustee Saville said that Attorney Puma said that he would follow up with the Board and let them know by 3/7 what has occurred but he has not done so yet. Trustee Saville said no information has been received since then. He asked the Board, when Puma and Baxter & Woodman were handling this, there was an initial \$2000 paid but since that time, Mr. Sutherland and Trustee Saville were taken off this matter and Mayor Hyde placed Mr. Kootstra and Attorney Puma on this matter instead and he'd like to know how the Board is going to obtain the funds that are owed to the Village. Trustee Saville requested executive session in order to discuss this matter.*
- *Trustee Herrmann would like to tentatively plan a budget meeting for April 14th. One was set for April 7th but that was postponed too as there are no new numbers that have been presented.*
- *Trustee Ponio reported that after the Monday meeting with the architectural firms, he contacted a company about asbestos surveys. The cost is \$1600. He requested this to be added into the budget. He feels it is important to find out for sure if there is any asbestos in the building, lead, etc. In 1989, he mentioned that schools had to do hazardous material surveys and that abatement is expensive.*

Items from the Mayor

- *Mayor Hyde mentioned the letter from Nunda Township. All received a copy. The Village received \$3756 from Nunda as part of a state revenue sharing act program they are following. It has to do with replacement tax.*
- *Mayor Hyde passed out the Port Barrington dispatch agreement. He stated that Attorney Puma has already reviewed the contract.*
- *Mayor Hyde reported that Mr. Kootstra met with and is working on reimbursement from FEMA for the February 5th and 6th winter storms. Mr. Kootstra is hoping to receive \$15,800 for the Village.*
- *Mayor Hyde passed out a memo from Dave Dato regarding their request to place an antenna on one of the Village water towers. This will assist in improving their system and communication abilities. If they place an antenna on the westridge water tower, they will be able to capture the needed signals. This will not affect the Village systems whatsoever.*
- *Mayor Hyde reported that Chris Dicks of Shiner is asking to move forward on AutoZone. The final information just has to be routed through the IDNR. Trustee Herrmann stated that there was already Board consensus on this matter to move forward at a past meeting. Trustee Ponio asked if there are any other land issues and Mayor Hyde replied no that he is aware of. Trustee Herrmann said all the issues involving Veterans Park has been resolved.*
- *Mayor Hyde stated that he received information from the Police Department regarding the desire to sell a personal watercraft. The Village does not have to provide a title – the person purchasing the item would have to obtain a title. The Village currently has possession of the watercraft, not ownership but that Village has the right to do so.*
- *Mayor Hyde stated that AT & T is seeking one additional easement. Trustee Ponio asked why there is another one and why it was not included in the first agreement. He questioned if this is an exclusive easement agreement. Mayor Hyde stated that this would be granting an easement to them and he is not certain if others are able to tap on to it or not. Trustee Ponio would like the Attorney to please call him regarding this matter as he has some further questions before voting on this. Mayor Hyde said that he will hold off on signing this agreement then until Trustee Ponio has spoken to legal.*

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

No comments.

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

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

Motion by Trustee Garling, properly seconded to come out of Executive Session and return to the committee meeting.

Motion by Trustee Garling, properly seconded to adjourn the committee meeting. Being that no further business was discussed, the meeting adjourned at 9:05 pm. All in favor.

Christine Kaczmarek, Village Clerk