

**VILLAGE OF VOLO
MINUTES OF THE BI-MONTHLY
BOARD OF TRUSTEES MEETING &
COMMITTEE OF THE WHOLE MEETING
AUGUST 26, 2008**

7:30 P.M.: Meeting was Called to Order
Pledge to the Flag
Roll Call

Present: President Burnell Russell
Trustee Buschick
Trustee Evans
Trustee Porter
Trustee Wegener

Absent: Trustee Crow
Trustee Wagner

President Russell declared a quorum present.

Other Staff in attendance were Village Administrator Ken Buchardt, Village Attorney Nancy Harbottle, Village Engineers Bud Reed and Peter Stoehr, Village Treasurer Cheryl Grolle, Village Technical Administrator Eric Tison, Village Code Enforcement Officer Michael DeLillo and Village Clerk Judith Rutishauser. Members of the public were also in attendance. (See attached sign in sheet.)

COMMENTS FROM RESIDENTS

There were no comment from the residents at this time.

COMMENTS FROM GUESTS OUTSIDE VILLAGE

There were no comments from the public at this time.

PRESIDENT'S REPORT

1. Revisions to First Amendment to Annexation Agreement – Pease/Spruce Lake Business Park

President Russell reported that the Village had not received any new information on the Pease/Spruce Lake Business Park.

ENGINEER'S REPORT – VILLAGE ENGINEER BUD REED

1. Report on Bids in Connection with the Millennium Trail

Construction North of Route 120 ending at Marl Flats Forest Preserve

Village Engineer Bud Reed reviewed a memo with the members of the Board of Trustees reflecting a summary of the bids which had been opened on August 22, 2008. The memo showed Cooling Landscape Contractors presented the lowest bid at \$269,108.90. Village Engineer Reed recommended that the Village accept the bid from Cooling Landscape Contractors at \$269,108.90 for the Millennium Trail construction beginning at Route 120 and ending at Marl Flats

ATTORNEY'S REPORT – VILLAGE ATTORNEY NANCY HARBOTTLE

1. Lancaster Falls North – Parks

Village Attorney Nancy Harbottle stated that, in answer to questions asked by the residents at a previous Board meeting, the Village does own Outlot F and a 3+ acre park on the north side of Lancaster Falls. This lot was dedicated to the Village at the time the Plat of Subdivision was signed and recorded. The Homeowners' Association maintains the park, so residents, through the Homeowners' assessments, are paying for the maintenance of the equipment which will be installed at the 3 acre park.

The Village collects park impact fees from the Developer. The Developer either dedicates land to the Village or contributes a cash amount. The amount of the contribution is based on the number of residents at the time. Ryland dedicated park space to the Village and, in addition, pays park impact fees for each residential unit built. These impact fees will pay for the equipment for the big park. These fees are collected at the time the permit is issued for each unit.

Another question was whether the improvement of the parks was included in the Subdivision Bond. Each developer must post a Subdivision Bond with the Village to cover the expenses incurred for roads, sidewalks, stormwater drainage, etc. The Village does not have access to funds other than park impact fees, for equipment for the 3 acre park.

Long discussion followed. Several residents of Lancaster Falls expressed their opinions on the park.

President Russell stated that this matter would be considered again when the budget for next fiscal year (2009-2010) will be reviewed.

ORDINANCES, RESOLUTIONS AND MOTIONS TO BE CONSIDERED

1. Motion to Approve Resolution – Re: Contributions to Grant Township – Field of Dreams Park

Discussion followed.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE WEGENER TO APPROVE RESOLUTION #R-08-142 – CONTRIBUTION TO THE FIELD OF DREAMS – GRANT TOWNSHIP PARK

ROLL CALL VOTE:

TRUSTEE BUSCHICK	AYE
TRUSTEE CROW	ABSENT
TRUSTEE EVANS	AYE
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	AYE

AYES – 4, NAYS – 0, ABSENT – 2

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

2. Motion to Approve a certain Stormwater Easement and Maintenance Agreement – 5 acres commercial property – Southeast Corner of Route 120 and Fish Lake Road and Authorize Execution Thereof

Village Attorney Nancy Harbottle reviewed her memo, which had previously been provided to them, with the Board of Trustees.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE BUSCHICK TO APPROVE A CERTAIN STORM-WATER EASEMENT AND MAINTENANCE AGREEMENT – 5 ACRES COMMERCIAL PROPERTY – SOUTHEAST CORNER OF ROUTE 120 AND FISH LAKE ROAD AND AUTHORIZE EXECUTION THEREOF

ROLL CALL VOTE:

TRUSTEE BUSCHICK	AYE
TRUSTEE CROW	ABSENT
TRUSTEE EVANS	AYE
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	AYE

AYES – 4, ABSENT – 2, NAYS – 0

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

3. Motion to Approve certain revisions to the First Amendment To Annexation Agreement – Pease/Spruce Lake Business Park

President Russell stated that this matter would be tabled until a Board of Trustees meeting at a later date..

4. Motion to Accept Lowest Responsible Bid for work on the Millennium Trail north of Route 120 ending at Marl Flats Forest Preserve

Village Engineer Reed had reported the results of the bid opening, which took place on August 22, 2008, earlier at tonight's meeting. Cooling Landscaping Contractor had submitted the lowest bid at \$269,108.00 and Village Engineer Reed recommended the contract be awarded to them.

Short discussion followed.

MOTION WAS MADE BY TRUSTEE EVANS AND SECONDED BY TRUSTEE PORTER TO ACCEPT THE LOWEST RESPONSIBLE BID, SUBMITTED BY COOLING LANDSCAPING CONTRACTORS, AT \$269,108.00, FOR WORK ON THE MILLENNIUM TRAIL NORTH OF ROUTE 120 ENDING AT MARL FLATS FOREST PRESERVE

ROLL CALL VOTE:

TRUSTEE BUSCHICK	AYE
TRUSTEE CROW	ABSENT

TRUSTEE EVANS	AYE
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	AYE

AYES – 4, NAYS – 0, ABSENT – 2

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

5. Motion to Approve a Request from Remington Homes for a Reduction in Surety Bond for Public Improvements at Remington North

President Russell suggested a stipulation be added, stating that the Remington Homes bills be current before the Village would release these reductions.

Village Engineer Reed reviewed the proposed reductions with the Board of Trustees.

The first request, for Letter of Credit No.3088616, for Phase 1 - Earthwork and Erosion Control would be reduced from \$1,120,762.00 to \$266,802.40.

MOTION WAS MADE BY TRUSTEE WEGENER AND SECONDED BY TRUSTEE EVANS TO APPROVE THE REQUEST FROM REMINGTON HOMES FOR A REDUCTION IN LETTER OF CREDIT NO.3088616 FROM \$1,120,762.00 TO \$266,802.40, WITH THE STIPULATION THAT ALL BILLS FOR REMINGTON HOMES BE CURRENT.

ROLL CALL VOTE:

TRUSTEE BUSCHICK	AYE
TRUSTEE CROW	ABSENT
TRUSTEE EVANS	AYE
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	AYE

AYES – 4, NAYS – 0, ABSENT – 2

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

The second request, for Letter of Credit #3090243, for Unit 1 and Unit 2 – Water Main and Storm Sewer, Brandenburg Road: Water Main would be reduced from \$1,331,307.50 to \$276,440.75.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE BUSCHICK TO APPROVE THE REQUEST FROM REMINGTON HOMES FOR A REDUCTION IN LETTER OF CREDIT NO. 3090243 FROM \$1,331,307.50 TO \$276,440.75, WITH THE STIPULATION THAT ALL BILLS FOR REMINGTON HOMES BE CURRENT.

ROLL CALL VOTE:

TRUSTEE BUSCHICK	AYE
TRUSTEE CROW	ABSENT
TRUSTEE EVANS	AYE
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	AYE

AYES – 4, NAYS – 0, ABSENT – 2

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

MOTION WAS MADE BY TRUSTEE WEGENER AND SECONDED BY TRUSTEE PORTER TO ADJOURN THE BOARD OF TRUSTEES MEETING. VOICE VOTE: ALL AYES.

8:20 P.M.: Meeting was adjourned.

Next regularly scheduled Board of Trustees meeting is scheduled for September 9, 2008.

MINUTES SUBMITTED BY _____
Judith T. Rutishauser, Village Clerk

MINUTES APPROVED ON _____

**VILLAGE OF VOLO
COMMITTEE OF THE WHOLE MEETING
AUGUST 26, 2008 – 7:30 P.M.**

8:25 P.M.: Meeting was Called to Order
Pledge to the Flag
Roll Call

Present: President Burnell Russell
Trustee Buschick
Trustee Evans
Trustee Porter
Trustee Wegener

Absent: Trustee Crow
Trustee Wagner

President Russell declared a quorum present.

REPORTS FROM COMMITTEES

1. **Public Safety Committee**

Trustee Evans, representing the Public Safety Committee, reported the recommendations of the Public Safety Committee:

1. Village should consider restricting parking in the new Subdivisions to only one side of the road, opposite where The fire hydrants are located.
2. The Committee suggested tighter restrictions, or perhaps a ban on LED, LCD, and scrolling signs, particularly message boards. Perhaps the message board signs already approved by the Village could receive a grandfather clause permitting them.
3. Committee commended the outline on the location of the tornado sirens in the Village. It was suggested perhaps the Village could install a transponder for weather band and relay the information to the Village website.
4. The committee suggested stricter enforcement of Village codes, not enforced by the Sheriff's Department, (building permits, snipe signs, etc.) in the form of fines followed by collection of such fines.

2. **Finance Committee**

Trustee Buschick, representing the Finance Committee, reviewed the Treasurer's Report with Village Treasurer Cheryl Grolle and inquired whether the Village might seek Federal funding for Molidor Road and Route 12, Fish Lake Road and Route 60 and Route 120 and Route 60.

A five year financial plan was also suggested.

3. **Community Relations Committee.**

1. Trustee Porter, representing the Community Relations Committee, reported on "Volofest" which is scheduled for September 20, 2008 and will begin at 1:00 P.M. The committee has received responses for 29 adults and 8 children to date, but more are anticipated after the Labor Day holiday.

Village Technical Administrator Eric Tison reported on the events planned for the "Volofest".

1. Will begin at 1:00 P.M.
2. 2:00 P.M. – Presentation by the Lake County Sheriff's Department K-9 Patrol
3. 3:15 P.M. – Family Magic Show
4. 4:00 P.M. - Visit from Wauconda Fire Department (unless there is an emergency situation)
5. Historical re-enactors from Alexander Hamilton's New York Provincial Company of Artillery will be available all afternoon for discussion and questions and answers

Food will be provided by Fay's Pork Chop & Barbeque; pork chop and chicken with all the fixings. Wristbands will be provided by the Volo Auto Museum for entrance into any of their facilities free of charge.

All "Volofest" information is available on the Village website.

Trustee Porter added that the Volo Arts, Crafts and Small

Business Fair is scheduled for September 13, 2008. So far, 36 vendors have committed and paid, with an additional 8 to 11 pending. This event is being advertised in print, on the radio and signs will be distributed as well.

President Russell added that the \$5.00 donation for dinner is Divided equally and contributed to both the Wauconda and Fox Lake libraries.

4. **Human Resources Committee**

President Russell, representing the Human Resources Committee, reported that this committee has not held a meeting and therefore had nothing to report at this time.

COMMENTS FROM BOARD MEMBERS

Trustee Buschick suggested that the Village consider designating Terra Springs Circle and Terra Firma Lane, in Terra Springs Subdivision, to allow parking on only one side of the road, as previously suggested by Trustee Evans in his report. Trustee Buschick inquired how the Terra Springs Homeowners' Association should proceed in order for the Board of Trustees to consider this request. President Russell responded that, in his conversation with Mr. Ken Barnick, President of the Homeowners' Association, he had instructed Mr. Barnick to write a letter to the Village listing all of the requests of the homeowners. The letter will then be presented to the Board of Trustees for consideration.

Discussion followed regarding installing stop signs in the new subdivisions. Village Engineer Reed reported that the Village is exploring several different funding options.

Trustee Buschick inquired about the status of the Volo Village Marketplace. President Russell responded that there have been no discussions for the past 2 weeks and perhaps after the new year there will be some activity on this project.

Village Code Enforcement Official Mike DeLillo reported that he had spoken to several people who had installed snipe signs within the Village. He has informed everyone that the Village Code states that an individual receives 2 warnings, then a fine can be attached for as much as \$100.00 per sign to be paid by the offender.

Village Administrator Ken Buchardt reported that he had received information from P. F. Pettibone & Co. containing several different samples of tickets which can be issued for violations against Village Ordinances. He will review the information and report back to the Board of Trustees at a later meeting.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE BUSCHICK TO ADJOURN THE MEETING. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

8:55 P.M.: Meeting was adjourned.

Next Board of Trustees meeting is scheduled for September 9, 2008.

MINUTES SUBMITTED BY _____
Judith T. Rutishauser, Village Clerk

MINUTES APPROVED ON _____