

**VILLAGE OF VOLO  
MINUTES OF THE BI-MONTHLY  
BOARD OF TRUSTEES MEETING  
OCTOBER 28, 2008**

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

Present: Trustee Buschick  
Trustee Crow  
Trustee Porter  
Trustee Wagner  
Trustee Wegener

Absent: Trustee Evans

President Russell declared a quorum present.

Other Staff in attendance were Village Administrator Ken Buchardt, Village Attorney Nancy Harbottle, Village Engineer Peter Stoehr, Village Treasurer Cheryl Grolle, Village Technical Administrator Eric Tison, Village Code Enforcement Officer Michael DeLillo, Plan Commission Chairperson Elizabeth Wertke, Plan Commissioner Therese Arpino and Village Clerk Judith Rutishauser. Members of the public were also in attendance. (See attached sign in sheet.)

**APPROVAL OF MINUTES**

Review and approval of meeting minutes were continued to the regularly scheduled Board of Trustees meeting on November 11, 2008.

**COMMENTS FROM RESIDENTS**

Mr. Ken Barnick, President of the Terra Springs Homeowners' Association had several items to discuss with the Village:

1. Enforcement of laws on road in Terra Springs Subdivision

Mr. Barnick was told that a letter of agreement with the Village was needed before the traffic laws could be enforced on streets in Terra Springs. This would pertain to the private roads still owned by Terra Springs.

2. Agreement between Volo and LRSD re: delinquent sewer bills

Could the Village discontinue water service instead of LRSD terminating sewer service?

3. Trees along Terra Springs Circle and Terra Springs Drive which need to be replaced

The Homeowners' Association has estimated that \$3,000.00 would be needed to replace the 5 trees that have been chosen for elimination. They are asking that the Village either replace the trees or finance the project and the Homeowners' Association will have their landscapers do the work.

President Russell responded that the Village would be reviewing the trees in a few days so this matter could be concluded, since Residential Homes of America is still responsible financially.

4. Parking problem in Terra Spring Subdivision

Could painting the curbs be considered instead of posting signs designating parking areas?

A resident of Terra Springs reported that parking on the subdivision streets has become hazardous because residents disregard common parking laws.

### **COMMENTS FROM GUESTS OUTSIDE VILLAGE**

There were no comments from the public at this time.

### **PRESIDENT'S REPORT**

President Russell reminded everyone of the holiday parade being held on Thanksgiving week-end.

### **ATTORNEY'S REPORT – VILLAGE ATTORNEY NANCY HARBOTTLE**

Village Attorney Nancy Harbottle deferred her report to the "Ordinances, Resolutions and Motions to be Considered" portion of the meeting.

### **ORDINANCES, RESOLUTIONS AND MOTIONS TO BE CONSIDERED**

1. Motion to Approve Amended and Restated Intergovernmental Agreement Between the Township of Grant and the Village of Volo Re: Snowplowing and Mowing – 2008-2009

Village Administrator Ken Buchardt explained that the Agreement needed

to be amended to include Terra Firma Lane. Also, the new Agreement reflects an additional \$500 per month for any extra services required by the Village of Volo.

Short discussion followed.

**MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE WEGENER TO APPROVE THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWNSHIP OF GRANT AND THE VILLAGE OF VOLO RE: SNOWPLOWING AND MOWING – 2008-2009**

**ROLL CALL VOTE:**

<b>TRUSTEE BUSCHICK</b>	<b>AYE</b>
<b>TRUSTEE CROW</b>	<b>AYE</b>
<b>TRUSTEE EVANS</b>	<b>ABSENT</b>
<b>TRUSTEE PORTER</b>	<b>AYE</b>
<b>TRUSTEE WAGNER</b>	<b>AYE</b>
<b>TRUSTEE WEGENER</b>	<b>AYE</b>

**AYES – 5, NAYS – 0, ABSENT – 1**

**PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.**

2. Motion to Approve Amended and Restated Intergovernmental Agreement Between the Township of Wauconda and the Village of Volo Re: Snowplowing and Mowing – 2008-2009

The Agreement need to be amended to include Volo Village Road from the east end to the west end; also to reflect the additional \$500.00 per month for any extra services required by the Village of Volo.

Short discussion followed.

**MOTION WAS MADE BY TRUSTEE CROW AND SECONDED BY TRUSTEE WAGNER TO APPROVE THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWNSHIP OF WAUCONDA AND THE VILLAGE OF VOLO RE: SNOWPLOWING AND MOWING – 2008-2009**

**ROLL CALL VOTE:**

<b>TRUSTEE BUSCHICK</b>	<b>AYE</b>
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TRUSTEE CROW	AYE
TRUSTEE EVANS	ABSENT
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	AYE
TRUSTEE WEGENER	AYE

**AYES – 5, NAYS – 0, ABSENT – 1**

**PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.**

3. Motion to Approve Certain Revisions to First Amendment to Annexation Agreement between the Village of Volo and **CHICAGO TITLE LAND TRUST COMPANY**, as Trustee under Trust NO. 204126, owner of record And **JACK PEASE** beneficiary of said Trust and **FOX DEVELOPMENT COMPANY OF ILLINOIS**, (Spruce Lake Business Park)

Village Attorney Nancy Harbottle reviewed her memo, which had been previously provided, with the members of the Board of Trustees and explained that Jack Pease and Fox Development Company had agreed to the following changes in the Annexation Agreement:

1. The conservation easement would not be included in the Transportation Impact Fees.
2. Fox Development will install the sidewalk instead of paying the sidewalk fee.

**MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE CERTAIN REVISIONS TO THE FIRST AMENDMENT TO ANNEXATION AGREEMENT BETWEEN THE VILLAGE OF VOLO AND CHICAGO TITLE LAND TRUST COMPANY AS TRUSTEE UNDER TRUST NO. 204126, OWNER OF RECORD AND JACK PEASE BENEFICIARY OF SAID TRUST AND FOX DEVELOPMENT COMPANY OF ILLINOIS, (SPRUCE LAKE BUSINESS PARK).**

**ROLL CALL VOTE:**

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

**AYES – 5, NAYS – 0, ABSENT – 1**

**PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.**

**REMINGTON HOMES – CONCEPT PRESENTATION RE: REMINGTON HOMES NORTH – PLAT OF UNIT 1 A – 14 LOTS**

Mark Hopwood of Remington Homes began a short presentation explaining that the PUD for Remington Pointe North and the Plat for Units 1 and 2 had already been approved, but not yet recorded. But due to the challenging real estate market at this time, Remington Homes would like to build in the area that is currently selling. At this time, there is interest in the area in the Telluride cul de sac consisting of 14 lots.

Remington Homes would like a Concept Approval from the Village of Volo for this area, Unit 1 A, allowing them to continue to build homes on this property.

At the conclusion of his presentation, Mr. Hopwood requested that the Board approve a change in the payment of the impact fees. Instead of being payable at the time of Plat approval, the fees could be payable when the permit is issued. Village Attorney Nancy Harbottle added that lag fees would also be assessed on these lots.

Short discussion followed.

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

**PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.**

8:00 P.M.: Meeting was adjourned.

Next regularly scheduled Board of Trustees meeting is scheduled for November 11, 2008.

**MINUTES SUBMITTED BY** \_\_\_\_\_  
**Judith T. Rutishauser, Village Clerk**

**MINUTES APPROVED ON** \_\_\_\_\_

**VILLAGE OF VOLO  
COMMITTEE OF THE WHOLE MEETING  
OCTOBER 28, 2008 – 7:30 P.M.**

8:03 P.M.: Meeting was Called to Order  
Pledge to the Flag  
Roll Call

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

Absent: Trustee Crow  
Trustee Evans

President Russell declared a quorum present.

**PRESENTATION BY LAKES REGION SANITARY DISTRICT – PROPOSAL  
FOR SANITARY SEWER SERVICE TO VOLO HISTORIC AREA – VOLO  
VILLAGE ROAD AND VICINITY**

Village Engineer Peter Stoehr and Marcia McCutchan of Rezek, Henry, Meisenheimer & Gende, representing Lakes Region Sanitary District, had prepared a power point presentation for the owners of the properties in the Volo Historic Area, summarizing the engineering plans, to date, to provide water and sanitary sewer to these properties. The Board of Trustees reviewed this presentation with Village Engineer Peter Stoehr and Marcia McCutchan. A copy of this presentation is attached to these minutes.

Both Peter Stoehr and Marcia McCutchan responded to questions and comments from the Board of Trustees.

Discussion followed.

Village President Russell requested a consensus from the Board of Trustees at this time. By voice vote, the consensus was for the Village to meet with the property owners and ask the owners involved whether they are interested and would like to proceed with the plan.

A meeting has been scheduled for November 18, 2008 for the Board of Trustees and the property owners involved in this plan to review this presentation.

**DISCUSSION – TERRA SPRINGS PRIVATE STREETS VACATION AND PARKING RESTRICTIONS**

Village Engineer Peter Stoehr reviewed two memos with the Board of Trustees regarding Terra Springs Private Street Vacation and Parking Recommendations.

Discussion followed.

**COMMENTS FROM BOARD MEMBERS**

**MOTION WAS MADE BY TRUSTEE WAGNER AND SECONDED BY TRUSTEE WEGENER TO ADJOURN THE MEETING. VOICE VOTE: ALL AYES.**

**PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.**

9:20 P.M.: Meeting was adjourned.

Next Board of Trustees meeting is scheduled for November 11, 2008.

**MINUTES SUBMITTED BY** \_\_\_\_\_  
**Judith T. Rutishauser, Village Clerk**

**MINUTES APPROVED ON** \_\_\_\_\_

