

**VILLAGE OF VOLO
MINUTES OF THE RE-SCHEDULED
BOARD OF TRUSTEES MEETING
DECEMBER 11, 2008**

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

Present: President Burnell Russell
Trustee Buschick
Trustee Porter

Absent: Trustee Crow
Trustee Evans
Trustee Wagner
Trustee Wegener

As a quorum was not present, the meeting continued as informational only.
Trustee Crow's arrival at 8:00 P.M. was anticipated.

Other Staff in attendance were Village Administrator Ken Buchardt, Village Attorney Nancy Harbottle, Village Engineer Peter Stoehr, Village Treasurer Cheryl Grolle and Village Clerk Judith Rutishauser. Also present were members of the public. (See attached sign in sheet.)

COMMENTS FROM RESIDENTS

Mr. Jim Smith, a resident of Terra Springs Subdivision, commented on the parking problem in Terra Springs.

TREASURER'S REPORT - VILLAGE TREASURER CHERYL GROLLE

Village Treasurer Cheryl Grolle reviewed the Treasurer's Report with the Board of Trustees.

STATEMENT OF ASSETS

General Fund	\$1,011,035.50
Water Operations Fund	82,537.49
Water Construction Fund	1,434,990.62
Impact Fee Fund	<u>1,235,122.47</u>

TOTAL VILLAGE ASSETS **\$3,763,686.08**

TRUST & AGENCY OUTSTANDING SUMMARY

TOTAL **\$ 75,377.77**

PROFIT & LOSS REPORT

General Fund Net Income **\$ 343,484.35**

Water Operations Fund Net Income **82,923.12**

Impact Fee Fund Income **362,225.35**

Impact Fee Fund Expense **- 800,617.92**

Water Construction Fund Income **186,581.84**

Water Construction Fund Expense **- 260,929.02**

ACCOUNTS PAYABLE SUMMARY

General Fund **\$ 131,259.70**

Water Operations Fund **40,317.39**

Water Construction Fund **25,775.11**

Impact Fee Fund **117,075.39**

Donation from Volofest – Wauconda Library **701.50**

Donation from Volofest – Fox Lake Library **701.50**

Library Impact Fee - Wauconda Library **25,000.00**

Library Impact Fee – Fox Lake Library **15,000.00**

TOTAL **\$ 359,830.59**

Discussion followed regarding delinquent Trust and Agency Accounts.

OFFICE REPORT – VILLAGE CLERK JUDITH RUTISHAUSER

Village Clerk Judith Rutishauser reviewed the monthly Office Report with the Board of Trustees.

ADMINISTRATOR'S REPORT – VILLAGE ADMINISTRATOR KEN BUCHARDT

The Village Administrator's Report was reviewed by the members of the Board.

PRESIDENT'S REPORT

Village President Russell reported that he had driven through Terra Springs on several occasions to survey the parking issue. It was his suggestion to install signs where parking is allowed rather than where it is prohibited.

Village Administrator Ken Buchardt suggested that, since the Village had received the report from the Fox Lake Fire Department reporting their findings regarding the parking situation, the report could be reviewed at the next Board of Trustees meeting.

Village President Russell agreed to add the report to the agenda for the January 13, 2009 Board of Trustees meeting.

Village President Russell also reported that, at the January 13, 2009 Board meeting, he would be requesting a donation of \$500.00 for the Lake County Forest Preserve Senior Picnic.

On Friday, December 5, 2008, the Village of Volo Liquor Commission had met with the representative from Aldi's to review their application for a liquor license for the month of December, 2008. It was the decision of the Liquor Commission to grant the liquor license which required a payment of \$5,000.00 initially.

Shortly after the meeting, Village Clerk Judith Rutishauser was contacted by a representative of Aldi's requesting that the application be changed to January 1, 2009 through December 31, 2009 instead of only for the month of December, 2008. Village Attorney Nancy Harbottle agreed to the change, since that period of time had also been discussed at the meeting.

An invoice was sent in the amount of \$5,000.00 and it was agreed that the license would be sent as soon as payment had been received by the Village.

8:00 P.M.: Trustee Crow arrived at the meeting.

President Russell declared a Quorum present.

President Russell announced that from now until daylight savings time resumed, the office will close at 4:00 P.M. instead of 4:30 P.M.

APPROVAL OF MINUTES

Minutes of the October 14, 2008 Regularly Scheduled Board of Trustees meeting were presented for review and approval.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE THE MINUTES AS PRESENTED.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

The minutes of the November 11, 2008 Regularly Scheduled Board of Trustees meeting were presented for review and approval.

MOTION WAS MADE BY TRUSTEE BUSCHICK AND SECONDED BY TRUSTEE CROW TO APPROVE THE MINUTES AS PRESENTED.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

The minutes of the November 18, 2008 Special Board of Trustees Meeting were presented for review and approval.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE THE MINUTES AS PRESENTED.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

The minutes of the November 25, 2008 Bi-Monthly Board of Trustees Meeting were presented for review and approval.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE THE MINUTES AS PRESENTED.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

TREASURER' REPORT

Village Treasurer Cheryl Grolle briefly reviewed the Treasurer's Report for Trustee Crow.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO ACCEPT THE STATEMENT OF ASSETS, THE TRUST AND AGENCY OUTSTANDING SUMMARY AND PROFIT AND LOSS REPORT AND PLACE IT ON FILE VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

MOTION WAS MADE BY TRUSTEE BUSCHICK AND SECONDED BY TRUSTEE PORTER TO PAY BILLS AS PRESENTED IN THE AMOUNT OF \$359,830.59.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

Short discussion followed.

OFFICE REPORT

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO ACCEPT THE OFFICE REPORT AND PLACE IT ON FILE. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

ADMINISTRATOR'S REPORT

MOTION WAS MADE BY TRUSTEE CROW AND SECONDED BY TRUSTEE PORTER TO ACCEPT THE REPORT BY THE VILLAGE ADMINISTRATOR AND PLACE IT ON FILED. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

PRESIDENT'S REPORT

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE BUSCHICK TO ACCEPT THE PRESIDENT'S REPORT AND PLACE IT ON FILE. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

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.

PLANNER'S REPORT – VILLAGE PLANNER JON WILDENBERG

In the absence of Village Planner Jon Wildenberg, there was no report at this time.

ENGINEER'S REPORT – VILLAGE ENGINEER PETER STOEHR

Village Engineer Peter Stoehr deferred his report to the "Ordinances, Resolutions and Motions to be Considered" portion of the meeting.

PUBLIC HEARING – ANNEXATION OF SHRAKE PROPERTY

Village Attorney Nancy Harbottle explained that, since a super majority vote was needed for the Board of Trustees for an annexation agreement, the Public Hearing for the Shrake property would be continued to the January 13, 2009 Board of Trustees meeting.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO CONTINUE THE PUBLIC HEARING FOR THE ANNEXATION OF THE SHRAKE PROPERTY TO JANUARY 13, 2009, 7:30 P.M., AT THE VOLO VILLAGE HALL, 500 SOUTH FISH LAKE ROAD, VOLO, IL 60073. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

ORDINANCES, RESOLUTIONS AND MOTIONS TO BE CONSIDERED

Village Attorney Nancy Harbottle also informed the Board of Trustees that the first three ordinances on the agenda would not be considered until the January 13, 2009 meeting.

4. Motion to Accept the Molidor Road Improvements completed by Remington Homes and begin the one year Maintenance Period.

Village Engineer Peter Stoehr reviewed a memo which had previously been provided for the Board members regarding the Molidor Road Maintenance Agreement.

MOTION WAS MADE BY TRUSTEE BUSCHICK AND SECONDED BY TRUSTEE CROW TO ACCEPT THE MOLIDOR ROAD IMPROVEMENTS COMPLETED BY REMINGTON HOMES AND BEGIN THE ONE YEAR MAINTENANCE PERIOD.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

5. Resolution Vacating Plat of Subdivision – Unit No. 1 and Approving a Plat of Subdivision – Unit No. 1 – A – Remington Pointe North

Mr. Mark Hopwood of Remington Homes made 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 recorded and, due to the challenging real estate market at this time, Remington Homes would like to build only in the area that is currently selling. At this time, the area in the Telluride cul-de-sac, consisting of 14 lots, is an area people are interested in.

Remington Homes would like Plat Approval from the Board. Also, since the impact fees are due at Plat approval, fewer lots would mean less expense to the builder. Mr. Hopwood added that Remington Homes is requesting that these impact fees be paid when the permit is issued instead of when the Plat is approved.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE RESOLUTION R-08-143, VACATING PLAT OF SUBDIVISION UNIT NO. 1 AND APPROVING A PLAT OF SUBDIVISION – UNIT NO. 1 A – REMINGTON POINTE NORTH AND WITH IMPACT FEES AT TIME A BUILDING PERMIT IS ISSUED FOR AN ADDITIONAL LOT.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

6. Motion to Approve a certain Contract with Manhard Consulting, Ltd, Village Engineers – Additional Millennium Trail Services

Village Engineer Peter Stoehr reviewed the Proposal with the Board members.

The following work is an amendment to the Agreement dated August 27, 2008 with respect to providing additional services. These additional services will be completed for a lump sum of \$2,200.00.

1. Fieldwork to obtain cross-section elevations of the depressional storage areas
2. Prepare cut/fill calculations and exhibits of the Lake County Stormwater Management Commission Watershed Development Permit

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE A CERTAIN CONTRACT WITH MANHARD CONSULTING, LTD, VILLAGE ENGINEERS – ADDITIONAL MILLENNIUM TRAIL SERVICES FOR THE LUMP SUM OF \$2,200.00

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

7. Motion to Approve a certain Donation to Lake County Senior Picnic in the Amount of \$500.00

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE A CERTAIN DONATION TO LAKE COUNTY SENIOR PICNIC IN THE AMOUNT OF \$500.00

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

8. Motion to Approve a proposal/contract for snowplowing services for Village Municipal properties – Aspen Landscaping, Inc.

Village Administrator Ken Buchardt reviewed the proposal/contract with the members of the Board.

Short discussion followed.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY

TRUSTEE CROW TO APPROVE A PROPOSAL/CONTRACT WITH ASPEN LANDSCAPING, INC. FOR SNOWPLOWING SERVICES FOR VILLAGE MUNICIPAL PROPERTIES (SEE ATTACHED CONTRACT)

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

PUBLIC HEARING IN COMPLIANCE WITH THE TRUTH IN TAXATION ACT

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO OPEN THE PUBLIC HEARING. VOICE VOTE: ALL AYES

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

Village Attorney Nancy Harbottle informed the Board members that the Village of Volo Tax Levy Ordinance had been duly published with a black border notice as required by the Truth in Taxation Act.

The Tax Levy Ordinance had been reviewed at the November 25, 2008 Board of Trustees meeting and was reviewed again..

The public was asked for questions or comments at this time. There were no comments.

MOTION WAS MADE BY TRUSTEE BUSCHCIK AND SECONDED BY TRUSTEE PORTER TO CLOSE THE PUBLIC HEARING. VOICE VOTE. ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

8. Ordinance No. 0-08-402, Tax Levy Ordinance 2008-2009 Fiscal Year

MOTION WAS MADE BY TRUSTEE BUSCHICK AND SECONDED BY TRUSTEE CROW TO APPROVE ORDINANCE NO. 0-08-402. TAX LEVY ORDINANCE 2008-2009 FISCAL YEAR.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

9. Ordinance No. 0-08-403, Ordinance Abating Taxes Heretofore Levied to Pay Interest and Principal on \$9,660,000 Village of Volo, Lake County, Illinois, Special Service Area Number Two Bonds, Series 2004 (Remington Pointe Project), for the Year 2008

Village Attorney Nancy Harbottle reviewed the Ordinance with the members of the Board.

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE ORDINANCE NO. 0-08-403, ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON \$9,600,000 VILLAGE OF VOLO, LAKE COUNTY, ILLINOIS, SPECIAL SERVICE AREA NUMBER TWO BONDS, SERIES 2004 (REMINGTON POINTE PROJECT), FOR THE YEAR 2008.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

10. Ordinance No. 0-08-404, Ordinance Abating Taxes Heretofore Levied to Pay Interest and Principal on \$17,985,000 Village of Volo, Lake County, Illinois, Special Service Area Number Three Special Tax Bonds, Series 2006-1 (Symphony Meadows Project), for the Year 2008

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE ORDINANCE NO, 0-08-404, ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON \$17,985,000 VILLAGE OF VOLO, LAKE COUNTY, ILLINOIS, SPECIAL SERVICE AREA NUMBER THREE SPECIAL TAX BONDS, SERIES 2006-1 (SYMPHONY MEADOWS PROJECT), FOR THE YEAR 2008.

ROLL CALL VOTE:

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

11. Ordinance No. 0-08-405, Ordinance Abating Taxes Heretofore Levied to Pay Interest and Principal on \$9,420,000 Village of Volo, Lake County, Illinois, Special Service Area Number Four Special Tax Bonds, Series 2006-2 (Symphony Meadows Project), For the Year 2008

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE ORDINANCE NO. 0-08-405, ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON \$9,420,000 VILLAGE OF VOLO, LAKE COUNTY, ILLINOIS, SPECIAL SERVICE AREA NUMBER

FOUR SPECIAL TAX BONDS, SERIES 2006-2 (SYMPHONY MEADOWS PROJECT), FOR THE YEAR 2008.

ROLL CALL VOTE:

PRESIDENT RUSSELL	AYE
TRUSTEE BUSCHICCK	AYE
TRUSTEE CROW	AYE
TRUSTEE EVANS	ABSENT
TRUSTEE PORTER	AYE
TRUSTEE WAGNER	ABSENT
TRUSTEE WEGENER	ABSENT

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

12. Ordinance No. 0-08-406, Ordinance Abating Taxes Heretofore Levied to Pay Interest and Principal on \$8,400,000 Village of Volo, Lake County, Illinois, Special Service Area Number Six Special Tax Bonds, Series 2006 (Lancaster Falls Project), for The Year 2008

MOTION WAS MADE BY TRUSTEE PORTER AND SECONDED BY TRUSTEE CROW TO APPROVE ORDINANCE NO. 0-08-406, ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON \$8,400,000 VILLAGE OF VOLO, LAKE COUNTY, ILLINOIS, SPECIAL SERVICE AREA NUMBER SIX SPECIAL TAX BONDS, SERIES 2006 (LANCASTER FALLS PROJECT), FOR THE YEAR 2008.

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

AYES – 4, NAYS – 0, ABSENT – 3

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

COMMENTS FROM BOARD MEMBERS

Trustee Buschick suggested that, since the office hours have been changed, the answering machine in the Village office should be changed to reflect the new hours.

President Russell informed the Board that tonight's meeting would be the last meeting of 2008 and wished everyone a "Merry Christmas and Happy New Year!"

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

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

8:35 P.M.: Meeting was adjourned.

MINUTES SUBMITTED BY _____
Judith T. Rutishauser

MINUTES APPROVED ON _____