

**VILLAGE OF VOLO
MINUTES OF THE SPECIAL
BOARD OF TRUSTEE MEETING
NOVEMBER 20, 2007**

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

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

Absent: Trustee Wagner

President Russell declared a quorum present.

Other Staff in attendance were Village Attorney Donna McDonald, Village Clerk Judith Rutishauser, Village Treasurer Cheryl Grolle, Village Technical Administrator Eric Tison, Chairperson Elizabeth Wertke, and Plan Commissioner Theresa Arpino and her husband. Members of the public were also in attendance.

Village President Russell addressed the Board of Trustees requesting that the Resolution for the Estimate of the Amount of a Tax Levy in Compliance with the Requirements of the Truth in Taxation Act be moved up on the agenda to follow the Public Hearing for the Orput Development. There were no objections

**PUBLIC HEARING – BUSINESS DISTRICT – NO. 1 PLAN – 90 ACRES –
ORPUT DEVELOPMENT W2007 VLO REAL ESTATE LLC**

**MOTION WAS MADE BY TRUSTEE CROW AND SECONDED BY
TRUSTEE WEGENER TO OPEN THE PUBLIC HEARING FOR
BUSINESS DISTRICT – NO. 1 PLAN – 90 ACRES – ORPUT
DEVELOPMENT W2007 VLO REAL ESTATE LLC. VOICE VOTE:
ALL AYES.**

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

7:35 P.M.: Public Hearing was opened

Anyone wishing to testify at tonight's Public Hearing was sworn in at this time by President Russell. No one wished to testify.

Village Attorney Donna McDonald reviewed with the Board of Trustees information which had previously been provided to the Board in their folders.

The Business District, which is the subject of the Public Hearing, would be for the entire 90 acre parcel being developed by the Orput Group. There would be a 1% sales tax assessed to cover the infrastructure for said development. These funds would go into a special repayment fund to be used specifically for this development. The Village has already approved a Term Sheet with the Orput Group that includes the Business District. This Term Sheet forms the parameters for the structure for this Agreement.

There will be another Public Hearing on November 27, 2007, at which time, Village Attorney Nancy Harbottle and Village Bond Counsel Greg Hummel will be in attendance to answer any further questions the Board might have regarding financing.

Members of the public were asked for comments or questions at this time. There were no comments.

Comments or questions were requested from the Board of Trustees at this time.

Discussion followed.

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

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

7:45 P.M.: Public Hearing was closed.

ORDINANCES AND RESOLUTIONS TO BE CONSIDERED

1. Resolution for the Estimate of the Amount of a Tax Levy in Compliance with the Requirements of the Truth in Taxation Act

The Village received \$118,000.00 in Real Estate taxes during the current year. We are allowed to request 1.05 % above this amount. Depending on the number of people requesting Homestead exemptions and Senior caps for next year, we could possibly receive \$124,000.00 to \$135,000.00 in Real Estate taxes. In the tax levy we are suggesting tonight, we are asking for \$545,000.00.

Discussion followed.

MOTION WAS MADE BY TRUSTEE BUSCHICK AND SECONDED BY TRUSTEE PORTER TO APPROVE RESOLUTION #0-07-131 – RESOLUTION FOR THE ESTIMATE OF THE AMOUNT OF A TAX LEVY IN COMPLIANCE WITH THE REQUIREMENTS OF THE TRUTH IN TAXATION ACT.

ROLL CALL VOTE:

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

AYES – 5, NAYS – 0, ABSENT – 1

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

COMMENTS FROM RESIDENTS

There were no comments from residents at this time.

COMMENTS FROM GUESTS OUTSIDE THE VILLAGE

There were no comments at this time.

HOME RULE REFERENDUM

Village Attorney Donna McDonald explained that a municipality which has a population of 25,000 or more is automatically a Home-Rule unit of government; however, municipalities with smaller populations may elect to become Home-Rule units by referendum to be placed before its voters.

Such a resolution or ordinance must be adopted not less than 65 days before a regularly scheduled election to be eligible for submission on the ballot at such election. Such ordinances or resolutions must be adopted by December 3, 2007.

The following are some examples of situations where Home-Rule status michg benefit the Village of Volo:

1. The ability to acquire and manage revenue and to address the

Economic needs of a community

2. Increased penalty provisions
3. Stricter laws
4. Self insurance

Discussion followed.

The general consensus of the Board of Trustees was to move ahead with the resolution for a referendum to be presented for the February 5, 2008 election.

MOTION WAS MADE BY TRUSTEE EVANS AND SECONDED BY TRUSTEE CROW TO ADJOURN THE BOARD OF TRUSTEE MEETING. VOICE VOTE: ALL AYES.

PRESIDENT RUSSELL DECLARED THE MOTION APPROVED.

8:25 P.M.: Meeting was adjourned

MINUTES SUBMITTED BY _____
Judith T. Rutishauser, Village Clerk

MINUTES APPROVED ON _____

