

REGULAR BOARD MEETING MINUTES
VILLAGE OF TWIN LAKES
May 16, 2005 - 7:01 P.M. - 7:58 P.M. - VILLAGE HALL

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transcribed by Cynthia Skrypt
* *Unapproved Minutes Subject To Board Approval***

Meeting called to order by President Skinner. Pledge of Allegiance. Roll Call: Bower, Connolly, Griffin, Karow, Moran, Stoen, Skinner present. Attorney Rod Carter, Village Administrator David Cox, Police Chief Robert O'Hallen, and Clerk/Treasurer Kathleen Richardson also in attendance.

Motion by Stoen, Moran, carried, to approve minutes of August 30, 2004 Special Board Meeting; March 24, 2005 Special Board Meeting; April 18, 2005 Village Board Meeting.

MOTION BY CONNOLLY, MORAN, CARRIED, TO APPROVE THE FOLLOWING VOUCHERS (list read by Administrator):
General Checking (including General Fund, Earmarked, and Lake Rehab): #13945-14057; Sewer Checking (including Sewer Utility, Sewer Depreciation): #207530-207557; Payroll Related Checking and State and Federal Tax Wires: #9731-9837 and #911182-911187; Total expenses: \$ 481,577.78. Escrow Disbursement: #2082-2090 (Void Checks 2083-2084).

TREASURER'S REPORT - Motion by Connolly, Stoen, carried, to approve the treasurer's report as read by Clerk/Treasurer Richardson, General Fund Checking: \$230,384.19; State Pool: \$733,232.09; Payroll Checking: \$1,553.17 for a total balance as of April 30, 2005 of \$965,169.45.

PUBLIC COMMENTS AND QUESTIONS - agenda items only

Marcia Giacalone, 420 S. Lake Avenue, stated as the Village is approving buoy and pier permits, she felt the audience would like to know which permits were up for discussion in the event someone had an objection or concern. They could then voice their opinion at that point in time. Skinner stated that would be addressed when Trustee Stoen does his report. Stoen stated the Chief O'Hallen would cover that.

OMNIBUS AGENDA - read by Attorney Carter as listed on the agenda. MOTION BY CONNOLLY, GRIFFIN, CARRIED, TO APPROVE THE ITEMS AS READ.

- A. Approve Operator's Licenses for the Following Individuals Subject to Schooling and Police Department Review in Accordance with Village Code: Peter Baum III (New License, Independent).
- B. Resolution # R2005-5-1, A Resolution Amending the 2004 Annual Budget for the Village of Twin Lakes.
- C. Authorize the Village Clerk/Treasurer and the Village Administrator to Undertake Actions to Prepare for Final Board Action on the Borrowing of Funds for Capital Purchases.
- D. Approve CSM # 194 (Penzel; Parcel # 324-3171).
- E. Approve the Preliminary Plat for Arrowhead South Addition # 4 (Stohr; # 212-3306).
- F. Approve the Issuance of Annual Waste Deposit Permits to Bob's Septic Service (Antioch, IL), Lakeland Septic Service (Antioch, IL), Pat's Services, Inc. (Burlington), Sunrise Septic Service (Bristol), and Rural Sanitary Service, LTD (Genoa City).
- G. Approve a Revised Policy Regarding Village Personnel Rescue/Fire Response.
- H. Approve the Various Requests from the Aquanuts Waterskiing Team for Approvals Related to its 2005 Season Including Waiver of Appropriate Sections of Village Code.
- I. Approve Various Requests from the Sailing Club Regarding its 2005 Season.

TRUSTEE SHARON BOWER - ADMINISTRATION, FINANCE, JUDICIARY, LICENSING

MOTION BY BOWER, CONNOLLY, CARRIED, TO APPROVE RESOLUTION # R2005-5-2, A RESOLUTION DESIGNATING PUBLIC DEPOSITORY AND AUTHORIZING THE WITHDRAWAL OF VILLAGE MONEYS.

MOTION BY BOWER, STOEN, CARRIED, TO APPROVE PERMIT FOR THE SALE OF PERMITTED FIREWORKS TO GEORGE PRICE (BEN FRANKLIN) SUBJECT TO POLICE DEPARTMENT APPROVAL. Chief O'Hallen stated this was pending per visual inspection of the fireworks once the full stock is received.

The Court Report is available at the Village Clerk's Office for review.

TRUSTEE TOM CONNOLLY - STREETS AND ROADS, EQUIPMENT, STREETLIGHTS, WEEDS, PARKS AND BEACHES

MOTION BY CONNOLLY, STOEN, CARRIED, TO APPROVE AWARD OF A CONTRACT FOR THE PURCHASE OF A REPLACEMENT TRACTOR FROM BURLINGTON FARM IMPLEMENT OF BURLINGTON IN THE AMOUNT OF \$29,050 INCLUDING TRADE-IN.

Update on Public Works: Lake weed pick up to begin on Thursday, 5/26/05; Storm drains being repaired or new ones installed; Park equipment being inspected and work done as needed.

TRUSTEE DEAN GRIFFIN - CEMETERY, SANITATION, RECYCLING, SENIORS

Cemetery meeting to be held on Saturday, May 21st at 9:00 a.m. at the cemetery regarding changes to the rules and regulations in the brochure.

Update from the Randall School Board: 1) The VHF and American Legion put on a very nice presentation when they contributed funds to the Randall School Band for new uniforms. The present uniforms are over 20 years old. A variety of fund raisers were held and \$22,000 has been collected. This would pay only for the pants. \$15,000 still needs to be collected to purchase the jackets and other necessities. 2) There was a discussion on consolidation. The Randall School Board is opting not to consolidate at this time. They are in good shape right now and will be debt free next year. 3) Concerns were mentioned about the future development of the Jones' Property that was annexed by Genoa City. Rumors were floating around there could be 700 homes out there. Previous presentations have shown approximately 365 homes. Griffin felt the corporate boundary agreement needs to be forged ahead to maintain better control.

TRUSTEE AARON KAROW - BUILDING AND ZONING - PLAN COMMISSION, PUBLIC BUILDINGS

Consideration of actions to revise the moratorium on certain shoreline development, which was adopted by the Village Board in April 2005. Cox explained the original trustees that passed the Resolution in April must make the motion to reconsider, revisit and revise. MOTION BY MORAN, CONNOLLY, CARRIED, TO RECONSIDER RESOLUTION # R2005-4-2, A RESOLUTION INSTITUTING A MORATORIUM ON CERTAIN SHORELINE DEVELOPMENT IN ANTICIPATION OF A REVISION TO THE ZONING CODE. Moran felt guidelines needed to be adhered to with respect to projects that have already been presented. Stoen stated the Laurins came before the Plan Commission, were given a laundry list to complete, and felt the Laurins have kept their end of the bargain. Stoen has spoken with Lewis and Hughes, whose projects have come before the Plan Commission, and they both felt their projects could comply with the 35 feet. If a discussion has been held with the Building Inspector only on a project, that does not meet the criteria to excuse them. Griffin was disappointed the Plan Commission was not able to strike a significant compromise on these proposed developments. Cox stated he believed when Lewis left the Design Review meeting, he felt the Plan Commission was agreeable to the concept presented and details needed to be worked out. The Plan Commission agreed to the building size/number of units as presented, but would like to see less. Skinner believed that Lewis would be altering his plans.

Discussion followed regarding Revised Resolution R2005-4-2, a Resolution Instituting a Moratorium on Certain Shoreline Development in Anticipation of a Revision to the Zoning Code. This resolution includes the addition of two new items: Section Three, 2B. This moratorium shall have no effect on projects for which permits have been issued but which may still be under construction; Section Three, 2C. This moratorium shall have no effect on projects which have received at least Preliminary approval from the Plan Commission. Karow liked the revised language and believed that Lewis', Hughes' and Laurins' projects should be exempt from the moratorium. Stoen encouraged Kim Lewis and Jim Hughes to do everything they could to stay outside that 35 feet. Jim Hughes was in the audience and stated he understood when he left the Design Review meeting that they approved the conceptual plan and could move ahead with issues mentioned. He could go back 31 feet with building. Hughes stated he had lots of discussions with Cox and Popanda before he came before the Plan Commission. Cox stated the critical difference was the Lewis project had officially been applied for before the moratorium was adopted. Mr. Hughes' property proposal had been officially applied for in that his application and materials were in and was being scheduled for review by the Plan Commission. That is the fundamental difference. Connolly felt when people come before the Plan Commission, they should work with rules in place at that time. Rules can not and should not be changed in the middle. Griffin stated the Village Board needs to get moving on the Shoreline Protection Ordinance and revamp all the things that go into managing our construction and land division regulations. MOTION BY KAROW, CONNOLLY, CARRIED, TO APPROVE THE REVISED RESOLUTION R2005-4-2, A RESOLUTION INSTITUTING A MORATORIUM ON CERTAIN SHORELINE DEVELOPMENT IN ANTICIPATION OF A REVISION TO THE ZONING CODE TO INCLUDE THE NEW LANGUAGE UNDER SECTION THREE.2 (B), THIS MORATORIUM SHALL HAVE NO EFFECT ON PROJECTS FOR WHICH PERMITS HAVE BEEN ISSUED BUT WHICH MAY STILL BE UNDER CONSTRUCTION; AND SECTION THREE. 2(C), THIS MORATORIUM SHALL HAVE NO EFFECT ON PROJECTS WHICH HAVE RECEIVED AT LEAST PRELIMINARY APPROVAL OR ARE UNDER CONSIDERATION BY THE PLAN COMMISSION. (STOEN AND GRIFFIN NAYED THE MOTION). Carter clarified stating the projects that would be excluded from the moratorium would include Laurins, Hughes and Lewis.

The next meeting of the Plan Commission is scheduled for Wednesday, May 25th beginning at 7:00 p.m.

Building Permits: 45; Valuation: \$ 2,072,284.00; Fees Collected: \$25,224.00.

TRUSTEE MICHAEL MORAN - SEWER, HEALTH AND ENVIRONMENT, YOUTH, LIBRARY

MOTION BY MORAN, CONNOLLY, CARRIED, TO APPROVE AWARD OF A CONTRACT TO INSITUFORM, INC. OF LEMONT, IL. FOR THE 2005 SANITARY SEWER LINING PROJECT IN THE AMOUNT OF \$117,500, INCLUDING A FIVE PERCENT CONTINGENCY. Mark Kolczaski, Baxter & Woodman, stated three bids were received and they recommended the bid from Insituform, Inc. out of Lemont, IL. Insituform had the lowest bid and have been in business for a long time.

MOTION BY MORAN, CONNOLLY, CARRIED, TO APPROVE AWARD OF A CONTRACT TO WANASEK CORPORATION OF BURLINGTON, FOR THE 2005 SANITARY SEWER REHABILITATION PROJECT IN THE AMOUNT OF \$292,000, INCLUDING A FIVE PERCENT CONTINGENCY. (KAROW ABSTAINED FROM THE VOTE). Moran stated there were four manholes and 200 feet of pipe that needed repairing throughout the Village. Kolczaski stated two bids were received for this project. Wanasek Corporation was the low bidder.

The monthly sewer report is available at the Village Clerk's Office for review.

TRUSTEE DARREL STOEN - POLICE, FIRE, LAKE CONTROL, LAKE PLANNING & PROTECTION

MOTION BY STOEN, GRIFFIN, CARRIED, TO AUTHORIZE THE ISSUANCE OF ADDITIONAL ANNUAL PIER, RAFT AND BUOY PERMITS CONDITIONED UPON COMPLIANCE WITH VILLAGE CODE AND STATE STATUTE INCLUDING FINAL APPROVAL FROM THE DNR FOR ITEMS OVER 150 FEET FROM SHORE. Chief O'Hallen clarified the over 150 feet from shore pertains to buoys. Most permits submitted have been approved or are in the works and one is being held pending DNR license approval. Of particular interest is South Lake Avenue where it's crowded and there have been issues in the past. Heidi Hopkins, DNR representative, has spent considerable time reviewing all the piers, the riparian rights, and the coterminous issues. She is working with those that have applied for marina licenses (rental slips). The Village requires permitting for piers that are over 100 feet. The Village is working hand in hand with the DNR to try and keep control of the expansion of the piers, rafts and buoys on the lake. With any complaints that the Village turn over to the DNR, they will in turn come out and use the Village's boats to review these issues to help maintain control of our lakes. One of the complicated issues is in regards to the linear footage on the lakefront, how many owners of the association, and how many boats are allowed. Newly approved for piers, rafts and/or buoys are Baldwin, Black Hawk Trails Property Owners, Gilbertsen/Kendall, Fisher, Kaelber, Lake Shore Manor(Fitzwoody's), Marguerite, Narut, Pink House Resort (has a marina license) and Rood. A discussion was held between Hopkins, DNR, and Fitzwoody's. Fitzwoody's will reduce the pier that's on the north end, and will add some pier toward the middle, which will give a lot more room and easement space. Bower asked the Chief what kind of restrictions were listed on the licenses for Fitzwoody's, and he stated he would get a copy to her as the document he received from the DNR is about six pages long. Chief also stated Fitzwoody's is complying with the rules and regulations as listed.

The Police and Water Patrol Reports are available at the Village Clerk's Office for review.

Stoen stated Saturday, May 14th, the memorial for Jim Kjellander by the Recycle Center was updated. Landmark Landscaping donated the rock, Bassett Ready Mix donated the stone, and Crane Landscaping donated the plants. Volunteers from the fire department as well as the Kjellander family did the actual work on the memorial and urged everyone to stop by to see.

Stoen read a press release from the Twin Lakes Police Department regarding the national programs "Click it or Ticket" and "You Drink & Drive, You Lose". The Police Department in cooperation with the National Safety Council will be participating in these programs. The "Click It or Ticket" program runs from May 23rd to June 5th, 2005 targeting those drivers and passengers who are not using seat belts. The "You Drink & Drive, You Lose" program runs August 19th thru September 5th, 2005 targeting intoxicated or impaired drivers on our streets.

There was a presentation on May 10th at the Fire Department for a rescue call of a long term save on November 9, 2004 at St. John's Church. Officer Wayne Trongeau was presented a Lifesaving Award from Chief O'Hallen (read into the record). Many members of the rescue squad were recognized along with Officers Wayne Trongeau and Randy Prudik including Chief Bruce Haase, Al Stolp, Stan Clause Jr. and Ron Redlin.

VILLAGE PRESIDENT HOWARD SKINNER

MOTION BY SKINNER, CONNOLLY, CARRIED TO APPROVE ORDINANCE # 2005-5-1, AN ORDINANCE TO AMEND SECTION 2.08.100 OF THE TWIN LAKES CODE OF ORDINANCES, PERTAINING TO STANDING COMMITTEES.

MOTION BY SKINNER, GRIFFIN, CARRIED, TO ACKNOWLEDGE THAT JEREMY KNOLL IS NOT ABLE TO ACCEPT THE POSITION ON THE BOARD OF APPEALS AND TO APPROVE REAPPOINTMENT OF ROSS BOONE FOR A TERM ENDING APRIL, 2008.

MOTION BY SKINNER, CONNOLLY, CARRIED, TO APPROVE REAPPOINTMENT OF JEFF MYERS TO THE BOARD OF APPEALS FOR A TERM ENDING APRIL, 2008.

MOTION BY SKINNER, CONNOLLY, CARRIED, TO APPROVE REAPPOINTMENT OF WAYNE KIMMELL TO THE BOARD OF REVIEW FOR A TERM ENDING APRIL, 2010.

MOTION BY SKINNER, BOWER, CARRIED, TO ACKNOWLEDGE THE RESIGNATION OF ALTERNATE MEMBER MICHAEL OBERLE FROM THE ETHICS BOARD. Oberle resigned because he no longer has time to effectively serve the community in this capacity. Cox stated the Ethics Board is designed to be as non-partisan and non-political as possible. The Village Board gets one appointee to that Board. Five other Boards and Commissions each get to select one appointee. The Village Board does not approve those appointments or resignations. It's intended to spread the responsibility for creating the Ethics Board as far and wide as possible.

MOTION BY SKINNER, BOWER, CARRIED, TO ACCEPT THE RESIGNATION OF MIKE CARDAMONE FROM THE HOUSING COMMITTEE.

COMMENTS FROM THE FLOOR

None.

Motion by Connolly, Stoen, carried, to adjourn at 7:58 p.m.

SIGNED COPY AVAILABLE AT VILLAGE HALL

Kathleen Richardson, CMC
Clerk/Treasurer

DISTRIBUTION (30)

Original- Vault

All- Trustees/Pres (7)

Building Inspector

Public Works

Library Bulletin Board

Administrator

Clerk/Treasurer

Sewer Department

Hall Bulletin Board

Engineer

Lake Rehab

Public Distribution

Post Office Bulletin Board

Attorney

Police Department

Deignan & Associates

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