



**PRESIDENT'S REPORT** – President Hettermann recommended the appointment of Steve Link to the Community Affairs Committee and Eric Block to the Development and Governmental Affairs Committee. Trustee Curry stated that he personally knows both individuals and remarked that they are actively involved in the community. Trustee Frost moved to accept the President's recommendation and make the appointments. Trustee Curry seconded the motion. All Trustees present voted aye on the roll. Motion carried.

## **NEW BUSINESS**

**ORDINANCE 16-17-10 AUTHORIZING SSA 32 BOND** - Trustee Curry moved to approve Ordinance 16-17-10 Providing for the Issuance of Not To Exceed \$750,000 Village of Johnsburg Special Service Area Number 32 Special Tax Bonds, Series 2016 and Providing for the Levy of A Special Tax in Such Special Service Area for the Payment of Principal of and Interest On Such Bonds. Trustee McEvoy seconded the motion. Trustee Hutchinson questioned if a determination has been made on a final cutoff date for people on Fairview Avenue to connect and pay their infrastructure costs. Ms. Peters suggested that the matter be addressed as part of the next motion as it relates more directly to the Village's loan. All Trustees present voted aye on the roll. Motion carried.

**ORDINANCE 16-17-11 AUTHORIZING THE BORROWING OF FUNDS** - Trustee McEvoy moved to approve Ordinance 16-17-11 Authorizing the Borrowing of Funds for the General Municipal Corporate Purposes of the Village of Johnsburg, County of McHenry, State of Illinois. Trustee Curry seconded the motion. Trustee Hutchinson raised the question regarding the connection timeline for the residents on Fairview Avenue. President Hettermann explained that he believes it is different circumstances for the residents on Fairview Avenue as they did not request the sewer line therefore it is not reasonable to establish a one year connection requirement as set forth in the ordinance. Trustee Hutchinson stated that she is not suggesting that connections be required in one year however since the Village is borrowing money associated with those connection fees, it is prudent that the Village establish a timeframe in which we can expect reimbursement. Additionally, to extend the connections beyond a date certain in the near future will only increase the amount each resident has to pay to a point of making it cost prohibitive. Trustee Hutchinson recommended a three year time frame. Trustee Frost and McEvoy expressed that a five year time frame was more acceptable to them. Trustees Klemstein and Curry concurred with the five year time frame. Discussion was then had regarding what occurs if a resident does not pursue the connection in the five year timeframe. Attorney Smoron explained that the likely course of action would be to place a lien against the property and pursue legal action. President Hettermann pointed out that the septic systems on Fairview Avenue are older and most of them have been in place for more than forty years. Trustee Klemstein remarked that the residents have already been informed that in the case of a septic failure, they will be required by the Health Department and the Village to connect. The Board agreed to establish a five year connection timeline. They asked that a letter be drafted to the residents informing them of the timeline and the Ordinance be amended to carve out specific language regarding the situation. All Trustees present voted aye on the roll. Motion carried

**INTERGOVERNMENTAL AGREEMENT – OLD BAY ROAD** - Trustee McEvoy moved to approve an Intergovernmental Agreement related to Old Bay Road. Trustee Frost seconded the motion. President Hettermann summarized the terms of the agreement. Trustee Hutchinson stated that she supports taking over the road and explained that the Finance Committee was planning to make a recommendation to take over private roads and she feels it should be done in conjunction with this action. She pointed out that taking over Old Bay Road is an option to us as we are not currently responsible for the road so we are taking it in my choice. She added that we are taking in MFT funds from residents on private roads and are unable to use MFT funds on those roads. Trustee Hutchinson explained that President Hettermann made a case that the residents on Old Bay Road are our residents and we have a responsibility to take care of our residents and the same applies to the residents on private roads. Trustee McEvoy stated that the

road was previously a township road before it fell under Lakemoor's jurisdiction. Trustee Hutchinson concurred but emphasized that it is about taking care of our residents. President Hettermann stated that he feels taking over Old Bay Road and taking over the private roads are separate issues. Trustee McEvoy agreed and stated that it is only a matter of time before the non-dedicated roads become the Villages. Trustee Curry questioned if the Village would be required to bring the private roads up to specific standards if we take them over. Mr. Hartnett stated that we would not. He pointed out that there are other roads that we took over that could not meet the standards but we worked with the residents in consideration of the restrictions. President Hettermann explained how SSA's were established in the past and how the Village began snow plowing and eventually providing patching and general maintenance to the private roads in the interest of public safety. Trustee Curry stated that he can understand Trustee Hutchinson's position but he doesn't know enough about the private road matter to take a formal position on the matter at this time. Trustee Hutchinson restated that she supports taking over Old Bay Road but that she asks the board to apply the same consideration to the residents on private roads when the matter comes before them. All Trustees present voted aye. Motion carried.

**INTERGOVERNMENTAL AGREEMENT - BOAT LAUNCH** - Trustee McEvoy moved to approve an Intergovernmental Agreement related to boat launch rights between the City of McHenry, County of McHenry, Village of Lakemoor and Village of Johnsburg. Trustee Frost seconded the motion. Trustee Frost questioned the \$3,000 being sought from the Village. Trustee McEvoy explained that Lakemoor is trying to recoup funds they expended on legal and engineering costs for the launch. He further explained that the City of McHenry is paying \$35,000 for the rights to the ramp. President Hettermann explained that the City of McHenry will permit Johnsburg residents to utilize the McHenry boat launch under the same terms as their residents. Trustee Hutchinson stated that she does not believe it is our taxpayer's responsibility to pay Lakemoor \$3,000 to recoup their expenses. President Hettermann stated that he believes it is a small expense towards resolving the matter. Trustee Klemstein stated that he would like to get something in return for example, the City of McHenry is getting the boat launch in return for the \$35,000 payment. President Hettermann stated that the residents are getting the rights to use the launch too. After further discussion, Trustees Hutchinson, Frost and Klemstein voted no. Trustees McEvoy and Curry voted aye. Motion failed.

Trustee Klemstein moved to approve the Intergovernmental Agreement related to boat launch rights between the City of McHenry, County of McHenry, Village of Lakemoor and Village of Johnsburg removing the language regarding the payment of \$3000 from the Village of Johnsburg. Trustee Frost seconded the motion. All Trustees present voted aye. Motion carried.

**TAUSSIG AND ASSOCIATES** - Trustee Hutchinson moved to accept the agreement from Taussig and Associates related to SSA 32. Trustee Curry seconded the motion. Trustee Hutchinson questioned the payment being requested from Taussig for services rendered and the insurance limitations set forth in the agreement. Ms. Peters agreed to look into the matter and get back to Trustee Hutchinson with the information. All Trustees present voted aye. Motion carried.

**ADJOURNMENT** – Trustee Frost moved to adjourn the meeting. Trustee McEvoy seconded the motion. All Trustees present voted aye. Motion carried at 8:38 p.m.

Respectfully Submitted

*Claudett E. Peters*  
*Village Administrator*