

**VILLAGE OF JOHNSBURG
OCTOBER 18, 2012 REGULAR MEETING OF THE
PRESIDENT AND BOARD OF TRUSTEES**

President Hettermann called the meeting to order at 7:33 p.m. in the Village Hall.

Attendees

Trustee John Huemann
Trustee Kevin McEvoy (absent)
Trustee Mary Lou Hutchinson
Trustee Janice Sisk
Trustee Ron Zanko
Trustee Rich Janusz
Village Attorney Michael Smoron
Police Chief Keith VonAllmen
Special Projects Coordinator Rick Quinn

FROM THE FLOOR - Stephen Tomory of 1615 River Terrace was in attendance to clarify some of the information in the minutes of the September 20th board meeting. Mr. Tomory stated that the minutes indicate that Mr. Smoron stated that the vandalism allegations are the same allegations by the same person. Mr. Tomory clarified that they are different allegations of the same nature by the same person. Mr. Tomory added that Mr. Smoron stated that Mr. Coughlin and others maintained their rights to the property because of their ongoing use of the property for more than 20 years. Mr. Tomory stated that at the meeting he spent time detailing the conditions that would have to occur in order for that type of easement to be granted and he wanted to see his comments added in the minutes. Mr. Tomory further clarified that the lots in question are two different lots and he does not believe that the minutes make that clear. He added that the minutes indicate that he acknowledged that there is a public easement and then a public right of way over Lot 17. Mr. Tomory clarified that he never made that acknowledgment. He stated that there is a private easement over the property not a public right of way. Mr. Tomory requested that the September 20th minutes be revised. Ms. Peters explained that minutes were prepared from the tape and if Mr. Tomory was looking to clarify his statements it would be more appropriate to do so in the minutes of the October 20th meeting. Mr. Tomory was informed that he could obtain a copy of the tape through a FOIA request.

OMNIBUS AGENDA - Trustee Janusz moved to approve the Omnibus Agenda. Trustee Huemann seconded the motion. Trustee Zanko requested that the minutes and disbursements be removed from the agenda. All Trustees present voted aye on the roll on the remaining Omnibus Agenda items. Motion carried.

MINUTES - Trustee Huemann moved to approve the minutes of the September 20, 2012 meeting. Trustee Sisk seconded the motion. Trustees Zanko, Sisk and Hutchinson abstained. Trustees Huemann, Janusz and President Hettermann voted aye. As a result of the tie vote, the matter was tabled to the next meeting.

DISBURSEMENTS - Trustee Hutchinson moved to approve the disbursements. Trustee Janusz seconded the motion. Trustee Zanko questioned a payment to HR Green. Ms. Peters explained that the payment is for flood plain reviews for specific properties for which the Village receives payment from the property owners to cover the cost. All Trustees present voted aye. Motion carried.

NEW BUSINESS

FIRST READ ORDINANCE 12-13-08 - Trustee Janusz raised a question regarding the language in the ordinance that refers to the structure being “generally located” in the same location as the existing garage. Ms. Peters explained that the structure will meet all other setback requirements with the exception of the rear yard setback for which the variance is being requested however she would add the side yard setback to further define the structures location.

ADJOURNMENT - Trustee Huemann moved to adjourn the meeting. Trustee Zanko seconded the motion. All Trustees present voted aye. Motion carried at 7:48 p.m.

Respectfully Submitted

Claudett E. Peters
Village Administrator