



## VILLAGE OF FOX LAKE VILLAGE BOARD MEETING MINUTES

STATE OF ILLINOIS,

Lake and McHenry Counties,

Village of Fox Lake

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} ss.

At the regular Board Meeting, held in said Village and County in the State of Illinois at 7:04 p.m. on February 14, 2006 meeting was called to order by Mayor Irwin. The following official business was transacted:

### **Roll Call**

Present - Mayor Irwin; Village Clerk Weeks; Attorney Morrizen; Trustees, Beskow, Bender, Murrey, Ulasz, Working and Borchers.

### **I. Audience Comments**

Mayor Irwin stated that the Village Board Meeting would deviate from the agenda due to the audience participation and the capacity issue in the Board Room. Mayor Irwin stated that there would be no action taken in tonight's meeting on the Wake or No Wake issue in Wooster Lake. Mayor Irwin stated that there would be a regular Board Meeting held at the Lake Front Park on April 11<sup>th</sup> 2006 and that is where the public will be able to speak with the Village Board Members and we will be able to make a decision at that time. Therefore we will be taking audience comments now instead of at the end of the meeting so that everyone can speak to the Board Members and return to their personal life. Mayor Irwin also stated that this would help with the capacity issue in the Board Room and the regular Village Board Meeting would be able to carry on with this evening's business.

***Don Rowden 710 Blue Springs Dr. Fox Lake IL.*** Read the following prepared statement (Attached)

Mr. Rowden read a letter to the Village Board Members stating: this is not about the No Wake Issue. Mr. Rowden stated that this is a vital issue that needs to be addressed. The purpose of this letter is to again bring to your attention of the dangerous situation that occurs on Wooster Lake each winter. A portion of Wooster Lake is kept open and prevented from freezing by use of an aerator operated by local resident Naomi Mitchell. In her attempt to prevent Wooster Lake from freezing she infringes on the rights of other property owners, the open water creates a very dangerous situation for all who use this lake for recreational purposes. Examples: Ice Fishing, Ice Skating, Cross Country Skiing, Snow Mobiling, ATVing and other recreational purposes. Naomi Mitchell has been alerted by Village Officials of the danger this presents however; she refuses to terminate this dangerous activity. Several years ago a snowmobile went into the water that kept open by Naomi Mitchell, she refused to let rescue and recovery enter the lake through her property. The police had to intervene before rescue and recovery were allowed in. Two

people were slightly injured in this accident and it could have been worse. The water is very deep where this occurred, rescue and recovery could not recover the snowmobile because of the great build up of Water Foul Feces in the area, its over 6 feet deep the feces that is, the water is 20 feet deep. That incident could have been tragic if it had been the aerator that keeps the lake from freezing would probably not be in operation today. When will the next accident happen, maybe it will be tragic. Is this what it will take to get the Village to act? This being pointed out to the Village and their reluctance to act leaves our Village open to serious law suites. A good personal injury attorney will crucify the Village in court. Wake Up Fox Lake, before its too late. By the weekend the temperatures will be single digits again more ice will for and people will attempt to resume their activities. Today I talked to Chief Ron Hoehne of the Fox Lake Fire and Rescue Department, he agreed that the operation of the aerator presents a real danger and is defiantly a life safety issue, he also pointed out that his department is put in harms way when carrying out this type of activity.

The Village Officials are dragging their feet on an ordinance to terminate this dangerous situation, for three years now the stand on this situation is Naomi Mitchell will not be allowed to operate the aerator next year. What about this year? Is a serious accident going to wait until next year? Maybe it will happen tomorrow. There has been talk about coupling an aerator ordinance with a no wake ordinance however, this has not been done and they are not compatible, the aerator would be a life safety issues, a No Wake ordinance is a recreational issue. It surprises me that the press has not picked up on this dangerous situation (HINT), Steve Peterson and Lee Filas what's your position on safety? We are eager to hear your comments; we would also like to hear each Village Officials comments tonight if possible Sincerely Don Rowden Citizen, Tax Payer and voter in this community.

Mayor Irwin asked the audience comments, she requested if groups could speak for instance three for and three against the proposed wake or no wake for Wooster Lake.

**Peggy Trelford:** Read the following prepared statement:

Mayor Irwin fellow trustees thank you for letting me speak to you tonight my name is Peggy Trelford I live at 26665 Wooster Lake Rd. I am a Fox Lake Resident and also a Lake Bottom Owner. I have been asked to come here tonight by my fellow residence of Wooster Lake including the various Board Members and Representatives of Wooster Lake East Shore, North Shore, Tanneron Bay, Holiday Park, Camp Henry Horner and Wooster Lake Conservation and Control Association to talk to you tonight about placing the Wooster Lake no wake ordinance on the Fox Lake Agenda. At this time I would like to recognize the representatives of these groups and other citizens of Wooster Lake who are in support of this ordinance. Wooster Lake residents are in favor of the no wake ordinance for the following reasons, Wooster Lake is a small lake just under 100 acres, Wooster Lake contains State Of Illinois threatened and endangered fish and plant species, Wooster Lake has the highest quality Federal Wetlands Designation, it is listed on the State of Illinois Natural Area Inventory. This year Lake County Health Department has granted Wooster Lake Sentinel Lake Status this means that Lake County will fund and provide monitoring of the lake for the next 5 years. Wooster Lake has the best water quality and all lakes in the Fish Lake drain watershed due to the excellent bio-diversity of plants, which maintain the water quality. Also contributing to this high water quality has been the historical low impact usage of Wooster Lake by residents around the lake who have subscribed for decades to a non-binding gentleman's agreement of operating watercraft at no wake speeds. The Wooster Lake Conservation and Control Association covenant were attached to the declarations and by-laws of Tanneron Bay and Holiday Park Developments legally binding their residents to adhere to this historical no wake guideline. The increase growth and development around Wooster Lake in recent years

has brought some new residents who may not understand the significance of this long standing agreement and the need to continue the protection of Wooster Lake. This has lead to the usage and advocating the high impact use of Wooster Lake, including wave runners and power boating. As stated by the Lake County Health Department Lakes Managements Division unrestricted usage of watercraft on the lakes in Lake County has been shown to result in increase management and has a detrimental effect on both bio-diversity and plant quality thus negatively impacting water quality safety and shoreline stability. Unrestricted usage of watercraft on a lake as small as Wooster Lake significantly poses significant safety concerns for other boaters and swimmers. Camp Henry Horner a camp for young children some whom may have physical and mental challenges, have been in existence on the Southeast Shore of the lake for decades. Children from the camp swim sail and canoe on the lake daily throughout the summer. In addition to the camp there are swimming beaches at Holiday Park, East Shore and North Shore sub division. In the past two years it has become evident to residents around Wooster Lake that the non-binding WLCCA Covenant and even the binding Declarations of Tanneraon Bay and Holiday Park can no longer protect the lake and its users. Upon this realization the assistance of County Board Rep Bonnie Thompson Carter was enlisted to help residents to determine how to give the lake and its users permanent protection. Chapter 65 of the Illinois State Statute section 5 subsection 7-4-4 provides municipalities with corporate authority and jurisdiction over all waters within or bordering upon the municipality for 3 miles beyond the corporate limits. This statute gives both the Villages of Round Lake and of Fox Lake jurisdiction over Wooster Lake. In September of last year both Villages were approached and asked to consider passing ordinances designating Wooster Lake as a No Wake Lake, Round Lake passed the ordinance passed the ordinance in September legally giving Wooster Lake no wake protection for which we are extremely thankful. Trustee Beskow stated that at Village Meeting that a Public Meeting should be held to determine the public opinion of the subject of the ordinance before considering it. Bonnie Thompson Carter conducted a Town Hall Meeting in late November to which you and all residents were invited. The meeting was attended by representatives of several Lake County Agencies, Mayor Irwin, Trustees Beskow, Murrey and Allsott, also in attendance were hundreds of residents from all around the lake. There was overwhelming support for the ordinance voiced in the form of both public comment as well as a petition delivered to Bonnie with the signatures of 400 residence from all around the lake, who either have lake rights or lake access who support the ordinance. We do have a map of all the people signed the petition. An additional 50 residence of the lake area signed the no wake petition including a number of current and past Elected Officials of Fox Lake and Grant Township. Throughout this long campaign for no wake ordinance numerous residence have voiced that there is another factor that negatively impacts on the safe usage on the lake. This is the one existing winter aeration of the lake. As you heard from Don Rowden, earlier today we have the same concerns. As a result of this winter aeration the year round population migratory water fowl on Wooster Lake has grown steadily over the years and is no longer in proportion to what the lake can reasonably support. The waste generated by these waterfowl is excessive and is contributing to the deterioration of water quality, which has a negative impact on the ability of residence to swim safely in the lake. The open water cause by this winter aeration is also a safety hazard to winter recreation users of the lake. The original WLCCA convenience included a no winter aeration provision. The majority of residence around the lake feel that this non binding provision is no longer sufficient to protect the quality and safety of the lake and we ask you to also to consider a winter aeration provision or separate ordinance. One very positive outcome already from Wooster Lake residence rallying around the no wake cause is that for the first time in a very long time residence are once again coming together to do what is right for the lake. Out of this effort has the agreement to form a new lake association, one that promises to protect the lake and to advocate for what the majority of the residence feel instead of

what only a vocal minority wants. We have prepared information packets to give to you. The packets each contain a copy of the no wake petition. They also contain a copy of the Round Lake No Wake Ordinance and copies of the maps similar to these here. These will show that the vast majority of residence around the lake and the vast majority of Wooster Lake Bottom Owners support the no wake ordinance. Mayor Irwin, Fox Lake Trustees the numbers speak for themselves, we ask you please support the intergovernmental cooperation that is necessary to secure the proper enforcement of the ordinance. We the residence of Wooster Lake will work to establish our new Lake Association to continue the protection of Wooster Lake and the safety of its users. In order to secure enforcement of the ordinance through Lake County we need you to join the Village of Round Lake, Lake County Health Department, Lakes Managements Division, Lake County Board Member Bonnie Thompson Carter and especially our residence to protect the lake forever. We will all be back here on April 11<sup>th</sup> and we look forward to this important ordinance being on the Agenda and being adopted by Fox Lake, Thank you so much for all your support and for the lake and its residence.

***Penny Commings a resident of the Tanneron Bay subdivision on Wooster Lake.***

Penny Commings made the following statement: Allot of the people who have spoken up in opposition of the ordinance have spoken up on the basis that they don't feel that government should be involved in this issue. I am here to say that government has been involved in protecting Wooster Lake for many, many years. If we take the history all the way back to Tanneron Bay and when it was developed without the involvement of Grant Township and Lake County, Tanneron Bay may not likely have had to attach the Wooster Lake Convenience to its By-Laws and Declarations. We thank Grant Township and Lake County for getting involved to do that. During the development of Holiday Park Fox Lake structured the annexation agreement to ensure that the Wooster Lake Convenience would be attached to the Holiday Park Declarations and By-Laws, therefore continuing protection of the lake. Last December we saw all of you sit together and listen to comment from the public and do the right thing by voting against the Centex Development, which had the ability to negatively impact Wooster Lake. So I am here tonight to say government has been involved for a long time and we are asking you to go the extra distance and do what's right to protect the lake permanently so we hopefully won't have to come before you repeatedly as development is being built out around the lake. Thank you.

***Steve Pierson 34420 N. Converse Ln. Ingleside.***

Mr. Pierson made the following comment: I just heard about this meeting this afternoon so I am not properly prepared. There are number of people that live on the lake and are lake bottom owners that are against the no wake ordinance. They are not very well represented tonight, most of them I think didn't know about this meeting tonight. We will be here the 11<sup>th</sup> of April.

Mayor Irwin asked Bonnie Thompson Carter to speak to the Village Board Members to discuss the no wake ordinance and to ask Ms. Carter to answer some questions.

Mayor Irwin asked Ms. Carter who would pay for the policing of the no wake? Bonnie Thompson Carter stated that Tanneron Bay has agreed in writing that they will do the reimbursement. The way that the process would work is once the Village of Fox Lake takes a position, hopefully its in favor, then I will take this to the Lake County Finance Committee and we will work on an intergovernmental agreement with the Village of Round Lake who has agreed that they would do that, so the Village of Round Lake and the County would have the IGA put in place for the enforcement. That allows the Sheriffs Department to come out and actually do the enforcement. Round Lake is like you they want to protect the lake and do what they can but they are also very tight with finances. So Tanneron Bays Association said that they would come in and do the reimbursement so

there will be a separate agreement between the County and Tanneron Bay Association. We checked with the Health Department to find out how much the monitor other lakes that have the same no wake ordinance or no motor and how many hours they actually spend they actually spend between 750.00 per season. They felt that this would be sufficient for Wooster Lake. The first step would be, after you take action they we “the County”, would take this through our board pass intergovernmental agreement for the enforcement to bring the Sheriff out and then there would be separate agreement for Tanneron Bay to do the reimbursement. My hope would be because, this issue is starting to bring so many people back to the table that have been fragmented over the last couple years is that through the newest Association they will find a way to fund this themselves not just put the burden on the one Home Owners Association. That North Shore, East Shore, Holiday Park and that everyone would get together and do this in the form of a fundraiser. This would be the process.

Mayor Irwin asked Bonnie Thompson Carter if she was positively stating no cost to the Village of Fox Lake, Bonnie Thompson Carter stated, “There will be no cost to the Village of Fox Lake.”

***Sue Rockless 26280 Vista Court Ingleside.***

Ms. Rockless stated: she was here to represent Camp Henry Horner her employer for over 28 years. She stated that the camp has been on this site sense President Harding was in office and most of us don’t know that. So as such we have seen allot of growth around the lake, although it is still unincorporated area we seek the support of Fox Lake in supporting the no wake ordinance. Our earlier presentation mentioned that we have many young children on our property and we have over 400 children in the summer months that benefit from the use of the lake, more importantly we run a program for children through Sr. Adults that have developmental challenges, ranging from Autism, hearing impaired, Cerebral Palsy we have over 30 different disabilities that we serve during the summer, the lake is a very equalizing experience for our users it takes allot of trust to build up to get on the lake and it is very wonderful for building self esteem. They need to feel protected and safe and I hope there is a positive outcome on April 11.

Trustee Working stated that he spoke extensively to Chuck at the camp. Mayor Irwin asked that the Audience Comments be closed to continue with the regular Board Meeting Business.

Mayor Irwin asked the audience if the audience comments could be closed for this evening, and reminded the audience the no wake meeting would be held at the Lakefront Park Building not the Village Board Room.

**II. Approval of Minutes**

*Trustee Working made a motion to approve the minutes for the January 24, 2006 Village Board Meeting, seconded by Trustee Murrey.*

*A roll call vote was taken as follows:*

*Trustee Beskow Aye*

*Trustee Murrey Aye*

*Trustee Bender Aye*

*Trustee Ulasz Aye*

*Trustee Working Aye*

*Trustee Borchers Aye*

***Motion Carried.***

**III. Public Safety Building Report**

Trustee Working stated that his report was covered in the Finance Meeting.

**IV. Parks and Recreation Coordinator Update**

Parks and Recreation Coordinator, Nancy Rogers stated that her report was handled in her committee meeting.

**V. Community Liaison Report**

Karen Jakstas stated that she had made 4 business contacts and 20 resident contacts. Ms. Jakstas stated that the majority of her residence contacts was in regard to the Asian Buffet and the Taco Bell. She stated that there were a few complaints that she was handling. Ms. Jakstas stated that she attended the Brightwaters Association Meeting with Chief Behan and Sergeant Shinlder. Ms. Jakstas stated that she helped Annette Wolf with the Police Explorers Program to get up and running and will continue to help with that programs success.

Ms. Jakstas stated that she had a resident contact her that Lieutenant Scottsburg from Lake County was in the process of setting up a meeting with the Coast Guards decision makers because of the numerous complaints about the Coast Guards aggressive actions on the lakes last summer. She stated that in this process she is going to contact other business owners that were affected by the actions of the Coast Guard last summer. Ms. Jakstas also stated that she would remain in contact so everyone who was affected would be kept aware of the continuing conversations and meetings.

Ms. Jakstas stated that she had a company moving into town and they had computers they would like to donate to an organization in town. Ms. Jakstas stated that she would talk to Artworks to see if they would be interested in the donation. She also stated that she would ask at the local schools.

Ms. Jakstas also stated that she has been handing out the Centennial Recipe entry forms.

**VI. Department Head Reports****A. Behan**

Lieutenant Norris gave the report because Chief Behan was on scheduled time off. Lieutenant Norris stated that he had distributed the statistics for the month of January. Lieutenant Norris read his report as follows: 911 Hang up Calls with 22 officers on staff with a total of 2,260 incidents. This includes 242 administrative calls 103 accidents 57 assists with other Sheriffs and Police Departments. 671 Building house watches where we keep an eye on homes and businesses this is a routine patrol. There were 43 bugler alarms some business have repeating calls. There were also 112 follow up calls, 54 assists with the Fire Department, 60 court appearances or transports, 23 juvenile complaints, 39 lockouts, most of this in the future will be taken care of with our new CSO's, 25 DUI arrests, 117 suspicious persons calls, 41 theft reports, 206 traffic stops with 101 citations which in an improvement.

**B. Hoehne**

Chief Hoehne stated that Trustees Murrey and Bender had his report.

**C. Hart**

Mr. Hart stated that the permit for the rebuilding of the Taco Bell/Long John Silvers has been issued. Mr. Hart also stated that the demolition permit has been issued for the Savannah Grand project. He stated that the cleaning of the asbestos has been completed so the demolition process can begin. He also stated that the Asian Buffet will re-open this month.

**D. Christensen**

Mr. Christensen stated that he had no Report

**E. Wolf**

Ms. Wolf stated that the report for the month of January the 911 FoxCom had 601 911 calls, 4,147 Administrative Calls, 2,260 Police CAD Activity, and 224 Fire CAD Activity calls

**VII. Trustee Reports**

**A. Beskow**

Trustee Beskow stated that the January building report was 85 building permits issued, 13 rental inspections and 2 reinstpections, 13 business inspections and 10 re-inspections and 7 hydro tests, 6 flush test and 13 site inspections. Trustee Beskow stated that there were an additional 191 code enforcement contacts made. Trustee Beskow stated that code enforcement officers have been transferred to the Police Department he also stated that they would no longer be under the building department any longer. Trustee Beskow stated that the enforcement complaints should be directed to the Police Department.

*Trustee Beskow made a **motion** to Approve the Zoning Board of Appeals Recommendation with corrections for Michael Lescher at 99 & 111 Honing Road & Michael and Trudy Hellios, Hellios Construction, Inc., at 185 – 497 S. Route 12 and 501 – 529 S. Route 12 for rezoning of property, Parcel 1 to be rezoned from R-1 to M1, Parcel 2 to be rezoned from R1 and B2 to B3, and Parcel 3 to be rezoned from B2 to B3, seconded by Trustee Ulasz.*

*A roll call vote was taken as follows.*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulasz</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

**Motion Carried.**

*Trustee Beskow made a **motion** approve to the Zoning Board of Appeals Recommendation for Duchow's Boat Center, 517 S. Route 12 requesting a Special Use to operate Boat Sales and Boat Displays, seconded by Trustee Bender.*

*A roll call Vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulasz</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

**Motion Carried.**

*Trustee Beskow made a **motion** to approve Resolution 2006-R-06, a Resolution Designating the Building and Zoning Committee as a Hearing Body for the Petition for P.U.D. and Revised Site Plan for the Fox Lake Country Club Development, seconded by Trustee Bender.*

*Roll Call Vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulasz</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>

*Trustee Borchers*                      *Aye*  
***Motion Carried.***

**B. Ulsay**

*Trustee Ulsay made a motion to approve the Bill List Dated February 14<sup>th</sup>, 2006 in the amount of \$398,135.99, seconded, by Trustee Working.*

*A roll call vote was taken as follows:*

*Trustee Beskow*                      *Aye*  
*Trustee Murrey*                      *Aye*  
*Trustee Bender*                      *Aye*  
*Trustee Ulsay*                        *Aye*  
*Trustee Working*                      *Aye*  
*Trustee Borchers*                      *Aye*

***Motion Carried***

*Trustee Ulsay made a motion for the ratification of the Manual Check List dated February 14<sup>th</sup>, 2006, seconded by Trustee Bender.*

*A Roll Call Vote was taken as follows:*

*Trustee Beskow*                      *Aye*  
*Trustee Murrey*                      *Aye*  
*Trustee Bender*                      *Aye*  
*Trustee Ulsay*                        *Aye*  
*Trustee Working*                      *Aye*  
*Trustee Borchers*                      *Aye*

***Motion Carried***

**C. Working**

*Trustee Working stated that he had an incident at his place of business here in town and he would like to recognize the professionalism of the Police and Fire Departments.*

**D. Borchers**

*Trustee Borchers stated he had no report.*

**E. Bender**

*Trustee Bender stated that he had no report.*

**VIII. Attorney's Comments**

*Attorney Morizon stated he had no comments.*

**IX. Items To Be Removed From The Consent Agenda**

**XI. Consent Agenda**

*Trustee Murrey made a motion I move that items A through E be established as the consent agenda for this meeting by unanimous vote, seconded by Trustee Bender.*

*A roll call vote was taken as follows:*

*Trustee Beskow*                      *Aye*  
*Trustee Murrey*                      *Aye*  
*Trustee Bender*                      *Aye*  
*Trustee Ulsay*                        *Aye*  
*Trustee Working*                      *Aye*  
*Trustee Borchers*                      *Aye*

***Motion Carried***

*Trustee Bender made a **motion** that the consent agenda as established by the prior motion be passed, seconded by Trustee Murrey.*

*A roll call vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulsay</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

***Motion Carried***

## **XII. Items Removed from the Consent Agenda**

## **XIII. Presidents Comments**

Mayor Irwin stated that she was appointing Trustee Beskow, Trustee Murrey, and Trustee Borchers as additional members of the Finance Committee. That will make it a Committee of the Whole. In addition I am also appointing Trustee Ulsay as a member of the Public Safety Committee. This will make it also a Committee of the Whole. Mayor Irwin asked for a motion to accept her appointments to the committees.

Trustee Murrey asked for more discussion and stated that he would like to see the remainder of the committees addressed for the next meeting. Mayor Irwin stated that there was a quorum problem but she was working with Howard Teegan and had discussions with Trustee Bender. Mayor Irwin stated that making the Committees whole would make things easier on all of the Trustees and would make the open meeting act status a non-issue.

*Trustee Murrey made a **motion** to accept the Mayors Appointments of Trustee, Beskow, Murrey and Borchers as additional members of the Finance Committee, in addition she also appointed Trustee Ulsay as an additional member of the Public Safety Committee, seconded by Trustee Bender.*

*A roll call vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulsay</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

***Motion Carried***

Trustee Beskow stated that there were past discussions of the possibilities of a quorum especially if there were special committee meetings during the week that may get problematic and we need to be aware of that moving forward. Mayor Irwin stated that there are advantages of these committees especially in the Finance Committee during budget time. This gives Trustee Ulsay the option to speak to Trustee Bender or Trustee Borchers and this is a definite advantage.

Mayor Irwin stated that the letter from Exceed Development will be taken under advisement and will be discussed at the Finance Committee Meeting on February 28<sup>th</sup>, 2006.

Mayor Irwin stated that she was in receipt of a letter from Peeples Development Horizon, and asked the Board Members if they were in receipt of the same letter. Mayor Irwin

stated to the public that The Village of Fox Lake has an official letter from Don Peebles regarding the Hotel – Water Park stating he was no longer involved in the project.

**XII. Executive Session – Pending Litigation**

*Trustee Bender made a **motion** to adjourn into executive session for pending litigation at 8:02 P.M., seconded by Trustee Working.*

*A roll call vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Nay</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulsay</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Nay</i>

***Motion Carried***

*Trustee Working made a **motion** to reconvene the meeting at 8:25P.M.seconded by Trustee Borchers.*

*A roll call vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulsay</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

***Motion Carried***

**X. Adjournment**

*Trustee Working made a **motion** to adjourn the Board Meeting at 8: 29 pm, seconded by Trustee Borchers*

*A roll call vote was taken as follows:*

<i>Trustee Beskow</i>	<i>Aye</i>
<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Bender</i>	<i>Aye</i>
<i>Trustee Ulsay</i>	<i>Aye</i>
<i>Trustee Working</i>	<i>Aye</i>
<i>Trustee Borchers</i>	<i>Aye</i>

***Motion Carried***

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Samantha Weeks  
Village Clerk

**CONSENT AGENDA**

- A. A motion to pass Resolution 2006-R-07, A Resolution Certifying the Fox Lake-Grant Township Area Historical Society and Grant Hall Museum.**
- B. A motion to pass Resolution 2006-R-08, A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby accept Change Order #1 for the Well No. 4 Filtration System Contract.**
- C. A motion to pass Resolution 2006-R-09, A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake, to sign and thereby accept the Proposal from Maxim Construction Corporation, Inc. for the Centrifuge No. 2 and Screw Pumps Replacement Project at the Northwest Regional Water Reclamation Facility.**
- D. A motion to pass Ordinance 2006-04, An Ordinance Authorizing the Sale of a 1995 International Road Rescue Vehicle to Alexis Fire Equipment for the sum of \$14,000.00.**
- E. A motion to pass Ordinance 2006-05, An Ordinance Consenting to the Village of Port Barrington as an additional Member of the Solid Waste Agency of Lake County, Illinois (SWALCO) with No Late Fee.**