

**VILLAGE OF JOHNSBURG
JUNE 28, 2016 SPECIAL MEETING OF THE
PRESIDENT AND BOARD OF TRUSTEES**

President Hettermann called the meeting to order at 7:03 p.m. in the Village Hall.

Attendees

Trustee John Huemann
Trustee Kevin McEvoy
Trustee Mary Lou Hutchinson
Trustee Tom Curry
Trustee Greg Klemstein
Trustee Kyle Frost
Village Attorney Michael Smoron
Village Engineer Tim Hartnett
Special Project Coordinator, Rick Quinn
Chief Keith VonAllmen

President Hettermann thanked the residents and board members for attending the special meeting related to the Old Bay Road boat launch matter. He stated that he felt that he was remiss in expressing to the board all of the efforts that were made to try and resolve this matter with minimal cost. He explained that the \$3,000 cost is minimal when weighed against the possible attorney's fees, staff's times and demands on the board if the matter remains unresolved. President Hettermann added that given the length of time it took for the intergovernmental agreement to be drafted in its current form and no objections were raised during that time, the impression by the other parties involved was that there was no objection to the terms. Based upon that, he felt it necessary to ask the board to reconsider the matter

AUDIENCE PARTICIPATION- Carol Golemba 1306 Old Bay Road was in attendance regarding the Old Bay Road boat launch matter. She read a statement explaining that she agrees with statements made at the previous meeting regarding the residents of Old Bay Road not supporting payment of \$35,000 to the Village of Lakemoor however they are supportive of paying \$3,000 to resolve the matter. She thanked President Hettermann, Trustee McEvoy and the other Trustees for their assistance and in particular Trustee Huemann for his suggestions on how to proceed.

MOTION TO RECONSIDER - Trustee McEvoy moved to reconsider the approval of an Intergovernmental Agreement Relating to the purchase of Boat Ramp Permit Rights on the Fox River/Chain of Lakes exclusive of payment from the Village of Johnsburg to the Village of Lakemoor. Seconded by Trustee Huemann. Trustee Huemann apologized for not attending the previous meeting. He explained that based upon everything he had heard, he did not believe it was going to be an issue.

Trustee Klemstein questioned if anyone spoke with Lakemoor to determine if they would be agreeable to the terms without the \$3,000. President Hettermann stated that he did not raise that question. Trustee Hutchinson stated that she does not believe we should be taking another vote after we had a unanimous vote supporting the intergovernmental just less the \$3,000. Additionally, the Village never considered pursuing litigation with Lakemoor as it would not be our fight to fight. President Hettermann explained that he brought back what was negotiated and pointed out that the Village would benefit from the boat launch in McHenry. Trustee Hutchinson explained that the boat ramp was discussed and it was agreed that the ramp was not a great benefit to our resident. President Hettermann explained that he did not believe he explained the matter fully for the benefit of the Board especially the new members. Trustee Klemstein stated he would be supportive if the \$3000 was being paid to the City of McHenry in return for use of the boat launch but he does not support the funds being paid to another community.

Trustee Huemann questioned if by not approving the \$3,000 does it not break down all of the negotiations. Trustee Hutchinson restated that the question was not asked of the other parties. She explained that we have already spent \$5700 not including staff's time on this matter.

Trustee Huemann stated that he believes it was originally believed to be our road and that he believes the previous President and Public Work's Chairman had general maintenance work done on the road. He added that it wasn't until residents raised concerns related to flooding that it was realized that it was not our road. He stated that he wishes the matter was resolved twenty years ago when the area was annexed into the Village. He added that we should reconsider the matter and that the \$3000 is a small amount to pay to resolve this matter.

Trustee Hutchinson questioned what the cost of the launch will be for our residents. Trustee McEvoy stated that it will be the same amount as charged McHenry residents. Trustee Hutchinson questioned what that amount will be. She explained that we need to know that to determine if it truly is a benefit. She further stated that we have businesses in town that permit launching that we should be supporting before directing our residents to utilize launches in other communities. Trustee McEvoy stated that he believes it is a small cost to make it go away. Trustees Klemstein, Huemann, Curry, Frost and McEvoy voted aye. Trustee Hutchinson voted nay. Motion carried.

Trustee McEvoy moved to approve an Intergovernmental Agreement Relating to the Purchase of Boat Ramp Permit Rights on the Fox River/Chain of Lakes inclusive of payment from the Village of Johnsburg to the Village of Lakemoor. Seconded by Trustee Huemann. Trustee Klemstein stated that he has difficulty supporting the \$3000 and justifying it to our residents. He expressed his appreciation of the efforts made to negotiate a resolution on the matter. Trustees Curry, McEvoy, Huemann, and Frost voted aye. Trustees Klemstein and Hutchinson voted nay. Motion carried.

ADJOURNMENT – Trustee Huemann moved to adjourn the meeting. Trustee Klemstein seconded the motion. All Trustees present voted aye. Motion carried at 7:37 p.m.

Respectfully Submitted

Claudett E. Peters
Village Administrator