

MINUTES OF THE WAUKEGAN-WARREN FIRE PROTECTION DISTRICT
GURNEE FIRE STATION #2
Wednesday, May 18, 2005

President John Badtke called the meeting of the Board of Trustees of the Warren-Waukegan Fire Protection District to order at 7:30 p.m.

Trustees Present: John Badtke, Phillip DeRuntz, Marty Klauber

Other Officials Present: Linda E. Spring, Attorney

Others Present: Angela Moreno, Recording Secretary
Heath Graham, Homeowner
Joe Hubbard, Captain, Gurnee Fire Department
Fred Friedl, Chief, Gurnee Fire Department
John Kavanagh, Gurnee Firefighters
Steve Carlson, County Board Member
Bob Ells, Resident

***THESE MINUTES ARE NOT A VERBATIM ACCOUNT, EXCEPT WHERE OTHERWISE NOTED.**

Approval of minutes:

Trustee Klauber made a motion to approve the minutes of the April 20, 2005 meeting. Trustee DeRuntz seconded the motion.

AYES: Badtke, DeRuntz, Klauber NAYS: None Motion carried.

REPORTS

President's Report: President Badtke reported that he attended several Village of Gurnee meetings and spoke during public comment regarding the proposed contract. He requested that Ms. Spring provide a copy of previous contracts, the proposed contract, and copies of the letter sent to the Village regarding the termination of the contract in order to negotiate a new contract, and a copy of the letter from Jim Hayner recognizing the Village's intention to work with the District on a fixed rate contract to all of the Village Trustees. He reported that he will be making a presentation to the Village Board during the May 23rd meeting of the whole.

Treasurer's Report: Treasurer DeRuntz supplied the Board with a copy of a revised Treasurer's Report for the month of April. The revised report reflected a second invoice from the Village of Gurnee (Invoice #5252) in the amount of \$359,348.65, which is the last installment to last year's contract. The report also shows a second invoice for Angela Moreno, for the March 2nd meeting, in the amount of \$150.00. The addition of these two invoices results in a change in the total of proposed expenditures from \$519,891.91 to \$879,390.56.

Trustee Klauber made a motion to approve the revised April Treasurer's Report. Trustee Badtke seconded the motion.

AYES: Badtke, DeRuntz, Klauber

NAYS: None

Motion carried.

Treasurer DeRuntz supplied the Board and the public with copies of his report dated May 18, 2005. The account with Illinois Funds reflected deposits in the amount of \$721.23 for interest income; \$0.00 in property tax income; \$31,151.60 from Superior Collection and \$5,891.58 from PPRT. In addition, \$330,000 was transferred to the Northside Community Bank account. The account at Northside Community Bank reflected deposits in the amount of \$131.75 in interest income, and a transfer of \$330,000 from the Illinois Funds Account. Total expenditures were \$11,797.68 in approved payments, giving an ending balance of \$409,848.25.

Trustee DeRuntz listed proposed expenditures in the amount of \$877,851.63, which included the following: an invoice from the Village of Gurnee (#5060) in the amount of \$512,339.98; a second invoice from the Village of Gurnee (#5252) in the amount of \$359,348.65; an invoice from Ottosen, T.B. K. & C in the amount of \$1,855.00; an invoice from Swanson, Martin & Bell in the amount of \$4,158.00; and payment to Angela Moreno for the regular April Meeting in the amount of \$150.00.

Trustee DeRuntz recommended paying the Village of Gurnee invoice #5252 in the amount of \$359,348.65, but withholding payment on invoice #5060 until the District has sufficient funds available.

Trustee Klauber made a motion to pay the proposed expenditures with the exception of the Village of Gurnee Invoice #5060. Trustee DeRuntz seconded the motion. A roll call vote was taken.

AYES: Badtke, DeRuntz, Klauber

NAYS: None.

Motion carried.

Secretary's Report: None.

Fire Chief's Report: None.

Attorney's Report: Ms. Spring reported that the Village of Gurnee has appointed Brian Winter as the Village Attorney. She has already been in contact with him, and noted that his contract is only for thirty days.

Old Business

Long Range Financial Planning: Tabled.

Village of Gurnee Contract: Tabled.

DUI Ordinance: Chief Friedl commented that he is concerned that there will be a communication breakdown between the officer/deputy that is on the scene and does the report and the State's Attorney's Office regarding which cases are pursued. The Village of Gurnee has a prosecuting attorney who works with the law enforcement officials directly, however, the

Sheriff's Deputies work within several Fire Districts, and it will be difficult for them to follow-up on making the report necessary to enforce the DUI Ordinance. Currently, there is a state law that allows fire departments to recoup additional costs that are incurred as a part of an incident, which is how the Village collects these funds. The Board decided at this time not to pursue this matter further.

Resident Newsletter: Trustee Klauber reported that he is waiting for the website to be up and running before further pursuing the resident newsletter. This item is tabled for now.

Website: The website is still in progress, and should be up and running by the next meeting.

Ambulance Billing: Tabled.

New Business

Ambulance Billing Complaints: None.

Annexations: None.

Sprinkler Ordinance: Ms. Spring reported that she has received a copy of the Village's ordinance, but has not reviewed it yet. The issue at hand is the enforceability of the ordinance after Wauconda's Supreme Court Decision. Trustees Badtke and DeRuntz stated that they would like the District to be consistent with the Village. Ms. Spring stated she would provide copies of the ordinance to the Trustees for review prior to next month's meeting.

Sergeant Hubbard suggested that the Board review and consider adopting the Village's entire Building Code, of which the sprinkler ordinance is a part of. This item will be put on next month's agenda. Sergeant Hubbard suggested that the District discuss this with Park City so that they are also on board.

Ms. Spring stated that she is looking into how Lake County is going to handle enforcing this, in the wake of the State Supreme Court decision that the District has a right to have an ordinance that differs from the County.

Fire Protection District property taxed to Grayslake:

Ms. Spring stated that she is continuing to look into the properties in Mariner's Cove Subdivision that are paying their taxes to Grayslake, despite residing within the District's boundaries. It is believed there was an agreement between the Warren Waukegan District and the Grayslake District, and she is working on locating that agreement. Trustee Badtke cited a potential liability issue as a reason to get this resolved as soon as possible.

Impact Fee Ordinance:

Tabled.

Election of Officers: Trustee DeRuntz made a motion that all Trustees remain in their current position; Trustee Badtke, President; Trustee DeRuntz, Treasurer; and Trustee Klauber, Secretary. Trustee Klauber seconded the motion. A roll call vote was taken.

AYES: Badtke, DeRuntz, Klauber NAYS: None. Motion carried.

Budget: Ms. Spring provided the Trustees with a copy of the District's proposed budget for 2005-2006 and a notice of public hearing.

Public Comment: Mr. John Kavanagh inquired as to why the District is seeking a flat fee instead of continuing to use some type of formula. He suggested that this would alleviate the issue of determining a fixed rate every year. Trustee Badtke stated that the District's proposal is a \$2.1 million flat rate with an escalation rate that would apply automatically in subsequent years.

Mr. Steve Carlson commented that during the recent political squabbles taking place within the Village of Gurnee that he believes that the District has had every intention of negotiating in good faith and remaining in the Gurnee Fire Department, and he complimented President Badtke for doing the best he can to stay out of a fight that is not of his making.

Closed Session: None.

Next Meeting: The next meeting of the Warren-Waukegan Fire Protection District will be June 15, 2005 at 7:30 p.m. Ms. Spring reviewed the agenda items with the Trustees.

Adjournment:

Having no further business to come before the Board, Trustee Klauber made a motion to adjourn at 8:47 p.m. Trustee DeRuntz seconded the motion.

AYES: Badtke, DeRuntz, Klauber NAYS: None. Motion carried.

Secretary of WWFPD

Date Minutes approved.

