

July 25, 2006 Regular Board Meeting Minutes

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Meeting called to order at the Village of Hainesville Council Chambers by Mayor Ted Mueller at 7:00 p.m.

Chief Deputy Dan Burch led the pledge of allegiance to the flag.

Clerk Kathy Metzler took roll call. The following Officials were present: Mayor Ted Mueller, Trustees Walkington, Stilz III, Genender, Bonds, Stilz II and Gottsacker

Also present were: Village Clerk Kathy Metzler, EMA Coordinator Mark Gottsacker, Police Deputy Chief Dan Burch and Village Attorney Jeff Jurgens

Absent: Treasurer Kelly Hensley, Deputy Clerk Debbie Zwicker, Building Official Russ Kraly and Public Works Supervisor Jeff Gately

Establishment of quorum

Agenda Approval

Trustee Genender motioned to approve the agenda; seconded by Trustee Stilz III.

Roll Call:

Ayes: Trustees Walkington, Stilz III, Genender, Bonds, Stilz II and Gottsacker

Motion carried.

Public discussion and/or comments from the floor:

Round Lake Area Queens introduced themselves and presented a thank you note for the Villages support. The Queens were Heather Bavido Jr. Miss Round Lake 2006, Rebecca Bubloni Little Miss Round Lake and Chloe Jurey Tiny Miss Round Lake.

Omnibus Vote Agenda

A Motion to Approve the July 11th, 2006 Regular Board Meeting Minutes

Trustee Walkington motioned to approve the Omnibus Vote Agenda as presented; seconded by Trustee Stilz III.

Roll Call:

Ayes: Trustees Walkington, Stilz III, Genender, Bonds, Stilz II and Gottsacker

Motion carried.

Treasurer Kelly Hensley entered the Chamber Council at 7:05 p.m.

Reports and Communications from Mayor and other Officers:

Mayors Report

On July 12th the mayor attended the Lake County Transportation Alliance which covered an update of what is happening and discussed the various issues governing transportation in Lake County. It appears the 53 extension is surfacing again.

The same night the Lake County Municipal League Board of Directors Nominating Committee met and the new officers are President Tim Perry, Mayor of Grayslake, Vice President is Roger Byrne, President of Vernon Hills, Secretary is Elliott Hartstein, President of Buffalo Grove, Treasurer is Rich Hill, Mayor of Round Lake Beach, Sergeant of Arms is Tom Adams, Mayor of Green Oaks, at this time. Directors are Richard Hyde, Mayor of Waukegan, Suzie Schmidt, Chairman of the Lake County Board, Jim Hayner, Administrator of Gurnee, Bill Gentes, Mayor of Round Lake and alternate directors are Jeff Harger, Mayor of Libertyville and himself, Ted Mueller, Mayor of Hainesville.

The mayor reported that last week he had the pleasure and honor of attending the 15th International Sealanes of Communications Conference in Taiwan as a guest of the Taiwan Government. It was a wonderful experience. Mayor Mueller shared information about his trip.

Clerks Report

Clerk Kathy Metzler had nothing to report.

Treasurer Report

Treasurer Kelly Hensley reported her items are under business.

Police

Police Deputy Chief Dan Burch reported that they will be at National Night Out next Tuesday the 1st of August.

Also, the summer festival is coming up and looking forward to talking with Pam about that.

Looking over the last meeting minutes there were some questions regarding the roadside safety check. There were over 400 cars that came through the safety check point, over 100 citations

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were issued and in those citations included DUI, revoked licenses, suspended licenses etc., this was one of the busiest road side safety checks.

Building Official

Building Official Russ Kraly was not present.

Public Works Supervisor

Public Works Supervisor Jeff Gately is on vacation.

EMA Coordinator

EMA Coordinator Mark Gottsacker had nothing to report.

Attorney

Attorney Jeff Jurgens reported that Derke is at a funeral tonight but wanted to report that he is in contact with RE Allen to schedule work to restake properties next to Cranberry Lake and will provide an update with that later. Trustee Stiliz II asked that back in March we were told we would be given a sample DUI ordinance to look over and with what Officer Burch just reported they had over 100 arrests at \$500 impoundment fees, that would have been \$50,000 for the Village of Hainesville, so where is that? Attorney Jurgens stated we do have a draft ordinance, we spoke about having a DUI ordinance which the village does have one already, so this would just be the impounded fees ordinance. Also, back in December it was discussed putting the SSA for all the wetlands on the November ballot and was looking for information on how to do that. Mayor Mueller stated we don't have to put the SSA on a ballot. The procedure is to have a public hearing to then allow the public enough time to secure enough consensuses to petition and reject it. We need to sit down and discuss exactly what we want to do and how much we can assess. Mayor Mueller stated to Trustee Stiliz II what we need is a number from you on how much to assess. Discussion took place on getting an estimate on what the cost is to maintain the wetlands. Trustee Stiliz II asked are we going to expand the one we have or is the Cranberry Lake SSA going to stand separate from the other or are we going to start a whole new one? Mayor Mueller thought the consensus was to include everything and drop the present SSA. Trustee Stiliz II asked if we need an ordinance. Mayor Mueller asked Trustee Stiliz II to put some numbers together and then we will have Attorney Price draft an ordinance. Trustee Bonds stated she feels this needs to go to referendum. You need to give the residents of Hainesville an opportunity to decide yes or no. The mayor stated Trustee Bonds point is well taken. Mayor Mueller asked for a consensus from the Board. Trustee Walkington stated referendum, yes, you will not get a true feeling of the whole village with a public hearing. Trustees Stiliz III, Genender and Bonds all agreed. Trustee Stiliz II stated give the voters the opportunity to vote. Trustee Gottsacker also stated referendum, have something for the residents with how much it will cost and everything included.

Mayor Mueller will instruct Attorney Price to state the steps we have to go through and Trustee Stiliz II will get us the numbers.

Trustee Stiliz II stated last Friday he received an email from a resident on White Lane and she was concerned about the wetlands, why wasn't the village keeping up the wetlands on the bike path at Washington Street. These are Lake County Highway Departments Wetlands. Trustee Stiliz II did leave this resident a message and feels there are people in the village who want the wetlands to be taken care of.

Mayor Mueller will instruct Attorney Price to start the ball rolling for the November or April election. Discussion took place to start the process to go to referendum for April. Clerk Kathy Metzler stated the election date in April would be the 17th instead of the 3rd due to Passover.

Reports of Standing Committees

Finance – Trustee Walkington had nothing to report.

Public Safety – Trustee Gottsacker reported that National Night out is Tuesday, August 1st, from 7:00 p.m. to 9:00 p.m. at Union Square Park.

Trustee Stiliz II asked Trustee Gottsacker the status of the parking on one side of the street on Holiday Lane; you were supposed to meet with Trustee Genender and get back to the Board with input. Trustee Gottsacker stated they are still working on it. Have to come up with some possible ideas, but haven't finished it yet.

Trustee Stiliz II stated to the police that he had been told that people are sleeping in their cars on Holiday Lane and that is not acceptable and would like to hear some input at the next meeting regarding this issue.

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Grant Procurement – Trustee Genender stated they will be searching for grants for landscaping beautification, hoping to find something that we can apply towards the entranceways. Trustee Genender stated she received your information regarding “probable opinion of cost” for the walking/bike path and has a question regarding the modular block retaining wall, is that all up and down Hainesville Road or is that just around the wetlands. Discussion took place. Trustee Genender asked the mayor how much did this opinion cost for the report. Mayor Mueller stated a few hundred dollars. He would have to go back and look it up. Trustee Stiliz III asked if this was very preliminary. Mayor Mueller stated we had to get something to start with. Discussion took place regarding this issue being discussed before and it was to be tabled. Mayor Mueller stated we did discuss to table this. A few meetings back a few residents did ask about the bike path. The mayor had received a phone call and an email from Amy Strack who has experience writing grants. He announced at the last meeting that he was going to form a committee. Discussion took place regarding a previous meeting where this issue was tabled and not to go forward due to the cost. Also discussed was why the mayor formed the committee when the whole board wanted this tabled. Trustee Walkington stated the consensus was to table this; a resident came to the mayor and offered their help. At the past few meetings residents have come asking about a path. Discussion took place.

Trustee Stiliz III stated we have a professional engineer on the Board, and why isn't he on the committee? The mayor stated he is assigned to the public works committee and this bike path committee is in the hands of the residents. It was decided that Trustee Stiliz II would assist the committee on an advisory capacity.

Village Hall Landscaping – Trustee Bonds stated we have saved about \$17,000 because we haven't paid the landscaper a dime. He sent in an invoice to us but marked it Parkway Tree Replacement, which he didn't do. Dan with Rolf Campbell and Associates met with Pat from Lawnmaster and they compiled a punch list of things that need to be taken care of. Dan emailed Trustee Bonds today and she will call him tomorrow to see where this is going. All the specifications were given to him exactly as we wanted them. Hopefully at the next meeting we will see a lot of things changed outside.

Trustee Stiliz II suggested that you should send him a letter that he has 15 days to take care of this or you will go out and find another contractor. Trustee Bonds stated she put a copy of the letter in all the Trustees mailboxes that she sent to Lawnmaster and he had until Friday to contact us and he did. Trustee Bonds stated she is on it, didn't you see the letter? It was sent regular and certified mail. Mayor Mueller stated Trustee Bonds has it under control.

Trustee Stiliz III asked under committee reports will we have the bike path committee, so they can report. The mayor stated yes, lets give her a chance.

Public Works/Public Property/Open Spaces – Trustee Stiliz II stated the entranceway to Cranberry Lake PUD looks like crap and doesn't understand why it hasn't been taken care of when the other ones have.

Discussion took place by the Board regarding the care of the entranceways by Public Works Supervisor Jeff Gately. Trustee Stiliz III mentioned maybe we need to be defining Jeffs job duties and having him fill out a status report. The Board is asking for Jeff to fill out a status report on his daily activities and the mayor did state that Jeff writes a brief report. The whole board is upset with the same complaints over and over again. Trustee Walkington stated he either does the job or his job can be eliminated and this is the consensus of the Board. The Discussion took place regarding Jeffs job duties of upgrading water meters and reading meters. Mayor Mueller did state he would talk to Jeff when he is back from vacation and establish some procedures. Trustee Genender stated she could help with the entranceways. Discussion took place regarding Jeff's job duties.

Trustee Stiliz II stated that we should institute an architectural appearance committee. The sign that Firestone put up is horrible, and before the sign was put up did they paid \$6,000. tap on fees? Mayor Mueller stated Russ issued the sign permit and the sign does meet with our ordinance. Discussion took place. Mayor Mueller stated the water and tap on fees are part of the litigation with Great American Tire at this time they are aware of the fact that they will have to pay the fees before any other work can be done on the project. They have agreed to pay it.

Discussion took place.

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Attorney Jeff Jurgens stated all the tap on fees of 20 some thousand are currently being litigated. Trustee Stiliz III stated we were suppose to get status on how this is going and the mayor stated this should be covered when Attorney Price is here and should be in executive session. Mayor Mueller deferred this subject.

Business

Estimate of Revenue May 1, 2006 – April 30th, 2007

Treasurer Kelly Hensley stated the Estimate of Revenue was presented to the Board at the prior meeting and nothing has changed with it. This is the anticipation of how much revenue the village will receive through the various funds.

Discussion took place regarding who tapped on during this fiscal year. Discussion also took place regarding the calculation of tap on fees and they will be paid before future permits are issued. No business licenses will be issued until they are paid. Treasurer Kelly Hensley stated prior to connection to the water main that is when they pay the tap on fees. Discussion took place.

Trustee Stiliz III asked Kelly what the procedure is for someone actually tapping on and paying the fees. Kelly stated in the prior we thought the procedure was the engineering firm looking at prior little notifications, prior to connection to the water service per RHMG you need to pay the village x amount per building. Prior to them connecting they would pay us and then they would connect.

Trustee Stiliz III asked then who calls in and says go ahead and connect. Kelly stated that is unclear, you need to direct that to the Mayor. Mayor Mueller stated that is a gray area that we are now establishing a procedure. It was discussed that in the future there should be no margin for errors. Discussion took place regarding the permit fee schedule, which will include sewer and water tap on fees and a recapture amount subject to review as the project goes along.

Trustee Genender thanked Treasurer Hensley for all her hard work on the budget and a special thank you for answering all these questions not just tonight but all the time.

Discussion took place regarding the Proposed Estimate of Revenue of \$400,000 for the sale of the old village hall. Trustee Stiliz III asked if the old village hall was listed. Mayor Mueller stated it was not. A consensus was taken to see if the Board wanted to advertise and interview realtors and select a realtor at the next meeting; Trustee Walkington stated he didn't care anymore, tired of fighting over it, over a year ago two Trustees sitting on the Board now, had that place sold for \$700,000. Mayor Mueller stated that one of the people that Trustee Stiliz III brought in with the figure of over \$700,000 came in to see him and didn't tell the mayor that he was the same person that Trustee Stiliz III spoke to. They sat in the mayors office and he showed him the listing package that the mayor had and the gentlemen said it was a good figure, good price. Trustee Stiliz III stated that's great why didn't you tell us that at the time. That leads Trustee Stiliz III to believe that he is missing something here. Trustee Stiliz III stated that he did not have it sold. Trustee Stiliz III would like to hear a professional opinion. Trustee Genender said yes, get more information; bring three realtors in or anyone to hear what they have to say. Trustee Bonds asked Trustee Stiliz III if the realtor he is bringing in is from his company, and he is not. The interviewing will be done in open session. Trustee Stiliz III agrees to bring the realtors in. Trustee Stiliz II stated that Trustee Gottsacker doesn't care, nobody cares. Trustee Gottsacker stated he abstains. It was decided that on the agenda at the next meeting the mayor will bring in Tom Yingling and Robert Frank and Trustee Stiliz III can bring in the realtor who he contacted and this will be on the next meeting agenda to interview.

Trustee Stiliz II motioned to approve the Estimate of Revenue; seconded by Trustee Bonds.

Roll Call:

Ayes: Trustees Walkington, Stiliz III, Genender, Bonds, Stiliz II and Gottsacker

Motion carried.

Appropriation Ordinance May 1st, 2006 – April 30th, 2007

Trustee Stiliz III motioned to approve the Appropriation Ordinance May 1st, 2006 – April 30th, 2007 as amended to include \$100,000 for an administrator; seconded by Trustee Gottsacker.

Roll Call:

Ayes: Trustees Walkington, Stiliz III, Genender, Stiliz II and Gottsacker

Nays: Trustee Bonds

Motion carried.

Ordinance #06-07-70

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Budget May 1st, 2006 – April 30th, 2007

Discussion took place regarding the budgeting for the administrator, and to correct the typo for the IMRF and the personnel for the public works area for budget of \$1,900 instead of the \$19,000.

Trustee Stiliz III motioned to approve the budget for May 1st, 2006 - April 30th, 2007 being passed with the appropriation of \$100,000 for an administrator, \$19,000 to \$1,900 and \$0 budget for the administrator; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Stiliz III, Genender, Bonds, Stiliz II and Gottsacker

Motion carried.

Trustee Stiliz II motioned to adjourn the July 25th, 2006 Regular Board Meeting; seconded by Trustee Walkington.

All in favor say aye, motion carried.

The July 25th, 2006 Regular Board Meeting adjourned at 8:12 p.m.

Kathy Metzler, RMC, CMC
Village Clerk