

August 22, 2006 Regular Board Meeting Minutes

August 22nd, 2006 Regular Board Meeting Minutes

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

Deputy Chief 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, Treasurer Kelly Hensley, Deputy Clerk Debbie Zwicker, Public Works Supervisor Jeff Gately, EMA Coordinator Mark Gottsacker, Police Deputy Chief Dan Burch and Village Attorney Derke Price

Absent: Building Official Russ Kraly

Establishment of quorum

Agenda Approval

Trustee Genender motioned to approve the agenda; seconded by Trustee Walkington.

Roll Call:

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

Motion carried.

Public discussion and/or comments from the floor:

Mayor Mueller welcomed all the residents that were in attendance at the meeting tonight.

Laura Shields, 327 Katherine Drive, Hainesville, IL 60030 – stated she received a neighborhood bulletin last week and wanted to respond to the items that were on the bulletin regarding the following: the increase of your taxes, the DUI Ordinance, the boarded building on Hainesville Road and Route 120, and the leasing of the property of the old village hall. Laura asked that you investigate the legal processes of all of the above information for the better of the village. The neighborhood bulletin is attached.

Trustee Stilz II wanted to clarify that what they were talking about was the leasing of the village hall property not the building.

Georgeann Duberstein, 82 Tall Oak Drive, Hainesville, IL 60073- stated the signs were up indicating “pedestrians only” for the walking path around Cranberry Lake but wondered if a village ordinance would follow.

Mayor Mueller stated that our attorneys are working on an ordinance, which will be patterned off the Washington Street Bike Path Ordinance.

Georgeann Duberstein, 82 Tall Oak Drive, Hainesville, IL 60073. – stated that at the last board meeting she was cut off before finishing her statement. Georgeann researched the municipal code and it allows members of the public to speak on any issue relevant to the municipality and hopes future residents are allowed to speak freely.

George Duberstein, 82 Tall Oak Drive, Hainesville, IL 60073 – in regards to the neighborhood bulletin George stated he would like to see progress made in the village and bring in revenue for the village.

Mayor Mueller stated the Village has several commercial projects under construction. Of interest your Village is solvent, this Village Hall is paid for. We do not have any debts. Starbucks is now open; a Japanese restaurant is coming and also a nail salon. Also the retail project on Route 134 is on the drawing board. We are bringing retail into the village and sales tax.

Omnibus Vote Agenda

1. A Motion to Approve the July 25th, 2006 Public Hearing Meeting Minutes
2. A Motion to Approve the July 25th, 2006 Regular Board Meeting Minutes
3. A Motion to Approve the August 8th, 2006 Regular Board Meeting Minutes
4. A Motion to Approve the April 2006 Financial Statements

Trustee Stilz II has a comment about the July 25th Public Hearing Meeting Minutes on page 2 the sentence “The mayor approved the suggestion of hiring an administrator for the Village of Hainesville.” Trustee Stilz II stated that the mayor stated he would like to have an administrator; it was you who brought up hiring an administrator because you said you would like to have more time. The record should reflect that we just didn’t approve this; you brought it up for discussion in the first place. Mayor Mueller stated the discussion of an administrator came up when we were working on the budget and it was proposed. Attorney Price stated do you want to change “approved” to “recommended” to hire an administrator, which Trustee Stilz II agreed. The mayor

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asked to defer the public hearing minutes until Kathy reviews the tapes. The mayor would like to remove the public hearing minutes.

Trustee Genender asked about on page 1 regarding the \$150. towards their insurance premium is it towards their insurance premium or medical expenses and she can't get the numbers to add up to the number of employees? Mayor Mueller stated that the \$150. figure that was approved awhile ago which is given to Kelly, Kathy, Debbie and Sally to go toward any insurance coverage which they didn't have. It is not stipulated that it has to go towards insurance, this is income, they can do what they want. Trustee Genender stated we have one full time employee that is Jeff, which the mayor agreed. Attorney Price stated the question about the minutes is; this is what was said, we aren't going to change the minutes, this is what was said.

Trustee Stiliz II motioned to approve the omnibus Vote Agenda less the July 25th, Public Hearing Meeting Minutes; seconded by Trustee Walkington.

Trustee Genender questioned on page 5 \$6,000 tap on fees and the attorney stated \$20,000, which is it? Attorney Price stated \$6,000. The total fees for recapture are \$20,000.

Trustee Genender also questioned the paragraph above it that there was not a consensus taken about the job being eliminated. Clerk Metzler stated she did listen to the tape with Trustee Stiliz III and he wanted this sentence that was stated put in the minutes that "Trustee Walkington stated that this is the consensus of the Board." Attorney Price stated to Trustee Genender that the minutes are reporting a statement made by Trustee Walkington. Trustee Genender stated she would like it noted "that there was no consensus taken", in this set of minutes, not to change the 25th Public Hearing Minutes.

Roll Call:

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

Motion carried.

Reports and Communications from Mayor and other Officers:

Mayors Report

Mayor Mueller stated that Congresswomen Melissa Bean obtained \$2 million dollars of federal money to go toward the Route 120 Corridor Planning Council Study.

Clerks Report

Clerk Kathy Metzler stated at the September 12th meeting we will be going into executive session to approve the last few executive session minutes and also do the six-month review of executive session minutes.

The subject of trick or treating times has come up. The surrounding villages are having trick or treating Sunday, October 29th, from 1 to 5 p.m. A consensus of the Board was taken and it was decided to observe the same trick or treating hours as the surrounding villages.

Treasurer Report

Treasurer Kelly Hensley stated Leynette Kuniej with Ogorek & Associates is working on the rough draft of our audit. Kelly is hoping by the next meeting you will have the next set of financials.

Police

Police Deputy Chief Dan Burch had nothing to report.

Building Official

Building Official Russ Kraly was not present.

Public Works Supervisor

Public Works Supervisor Jeff Gately reported our fall ground treatment for our ash trees will take place the 1st or 2nd week in September. This is for the ash borers that are already infested in the trees. For the emerald ash borers there is nothing you can do but cut the tree down. If an infestation of emerald ash borers in the village happens, all the trees in a mile and a half radius would have to be cut down. We have 400 ash trees. Discussion took place.

Resident Arif Qureshi, 132 E. Littleton, Hainesville, IL 60030 – asked about the signs and symptoms.

Public Works Supervisor Jeff Gately explained there would be holes in the trunk for the standard ash borer. For the emerald ash borer the tree would be dying from the top.

EMA Coordinator

EMA Coordinator Mark Gottsacker reported we are going down to Springfield September 5th to the 7th for the annual IEMA conference.

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Attorney

Attorney Derke Price clarified for Trustee Genender the \$6,000 vs. \$20,000. The \$6,000 is what the dispute is with Tire Investors and the \$20,000 is with tap on for everybody for Deer Point. The survey has been completed and the stakes have been reinstalled by the survey company around Cranberry Lake. The mayor and Attorney Price will be walking the path and sending out the last letter of notice before legal action is taken against the folks who haven't removed things from the path. We are walking the path on Friday.

Trustee Stiliz II asked Attorney Price can you give us some input on the SSA for the Wetlands. Your options on the SSA are as follows: if you do an SSA for the residential properties of the village North of Route 134 and Route 120 and expand that, that is what is known as a back door referendum when the hearing is conducted after the notice and mailings are sent. If the Board approves the SSA, a special line item of taxes is added and those taxes go exclusively to the maintenance of the SSA. The general increase in the extension rate which is another way to get additional funds would be a referendum question at the poll and that money does not necessary get restricted to the wetlands, it goes to the general fund. Those are your two options. Trustee Stiliz II asked how do we do this.

Mayor Mueller stated to Trustee Stiliz II you were going to get the budget amount together. Attorney Price stated you would need a motion to direct us to prepare the documents to establish an SSA or a motion to direct us to prepare the documents to put a question on the ballot. You won't make the November election but the next one will be in February. Trustee Stiliz II stated we should put this on the agenda for the next meeting so we can discuss this and take a vote to direct you what to do.

Mayor Mueller asked if Trustee Stiliz II would have a set of numbers by then? Trustee Stiliz II stated he didn't know. Mayor Mueller reminded the Board that it would be a plus to get a set of numbers before we decided which way to go. Trustee Stiliz II stated this would be up for discussion when we put this on the agenda for discussion. That is why he asked the question. Mayor Mueller stated put it on the agenda for the next meeting.

Reports of Standing Committees:

Finance – Trustee Walkington had nothing to report.

Public Safety – Trustee Gottsacker stated the crime free housing rental meetings that we had, last Monday and last night from 6:30 to 9:30 p.m. at the Village Hall was put on by John Nebi from the Schaumburg Police Department who spoke to landlords and property owners on keeping their properties crime and drug free. This went extremely well.

Grant Procurement – Trustee Genender reported she had nothing on grants. However, she has information on the DUI impoundment ordinance. There is information from about six towns here and is still waiting for information on a few more towns. The mayor said the folder is too big to copy, so it will be in the Trustees office if you would like to review the information. Discussion took place. Trustee Genender would like to complement the police department; she has seen them out a lot the last two days.

Trustee Stiliz III would like to talk to Laura Shields after the meeting regarding the DUI Ordinance. Discussion took place.

Trustee Stiliz II asked about an update on HainesvilleFest. Trustee Genender stated the date of the fest is September 16th and she read her flyer and stated everything is on the internet. This is the first anniversary for the Great Age Senior Club and also the birthday of Jeff Gately. Utility Clerk Debbie Zwicker stated that the volunteer listing and the listing of the donations and the contests are the only thing on the website. Trustee Genender will email her the other information.

Trustee Stiliz II stated that HainesvilleFest doesn't use public money. Pam has received donations, not taxpayers' money, this is all donated money. It was a good event last year. You should all come out and have a good time. Trustee Stiliz II thanked Pam.

Village Hall Landscaping – Trustee Bonds reported almost everything has been completed this week. We are going to finish up the mulching and replant the rosebush. Lawnmaster needs to get the final certification of wages for Clerk Metzler and then we are done.

Public Works/Public Property/Open Spaces – Trustee Stiliz II asked if we could have the ordinance for enforcement of no bike riding on the path for the next meeting. It costs about \$15,000 to replace the path. If you ride bikes on it, it goes away really quick. This has been

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replaced twice since 2002, something like that. The only people who pay for this are the people who live in Cranberry Lake.

Trustee Stiliz III stated a few weeks ago some residents mentioned people were sleeping in their cars on Holiday Lane. Where are we with Holiday Lane?

Public Works/Public Property/Open Spaces Continued:

Mayor Mueller stated lets put Holiday Lane on the agenda for the next meeting. Attorney Price stated he drafted an ordinance which you guys tabled. It was written and then tabled.

Mayor Mueller explained that way back there was a big issue with Holiday Lane because there wasn't enough provision for additional parking. People were parking on Holiday Lane and getting citations. We discussed this with the police and adopted an ordinance that did allow overnight parking on Holiday Lane only. Right now the Town home owners on Holiday Lane are permitted to park overnight on one side only. During the winter we only plow one side.

Trustee Gottsacker stated we will have something at the next meeting regarding this issue.

Business

Second Hand Smoke Ordinance

Mayor Mueller stated this is discussion only. Does the Village of Hainesville want to look into a second hand smoke ordinance? You all have a copy of the letter that the mayor received from the Lake County Health Department.

Trustee Stiliz II asked what is the second hand smoke ordinance? Define public spaces.

Attorney Price stated this is the purpose of the discussion you have to define what you want.

Trustee Stiliz II wants a definition.

Trustee Genender would like more information. Mayor Mueller stated that Clerk Metzler could put a post out to her Clerks and get copies of ordinances.

Clerk Metzler asked Trustee Genender if she was suppose to get this information due to the fact that Clerk Metzler got all the information for the DUI Ordinance, Trustee Genender stated no she wasn't suppose to.

Trustee Bonds stated that Libertyville has a draft. Highland Park, Lincolnshire, Buffalo Grove, and Deerfield have all enacted. Clerk Metzler stated you want copies in the packets and this placed on the agenda. Attorney Price stated yes, and this if for discussion only again.

Mayor Mueller thanked everyone for coming tonight. Thank you to the person or persons who distributed this neighborhood bulletin. Please come again even if you don't receive a bulletin.

Thank you again.

Trustee Stiliz II motioned to adjourn the August 22nd, 2006 Regular Board Meeting; seconded the motion by Trustee Stiliz III.

All in favor say aye, motion carried.

The August 22, 2006 Regular Board Meeting adjourned at 7:56 p.m.

Kathy Metzler, RMC, CMC

Village Clerk