

November 14, 2006 Regular Board Meeting Minutes

November 14, 2006 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Ted Mueller at 7:03 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, Genender 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: Trustees Stiliz III, Bonds, Stiliz II and Building Official Russ Kraly

There was not a quorum.

Mayor Mueller stated we can't approve the agenda due to not having a quorum.

Mayor Mueller stated of interest the intersection of Hainesville Road and Route 120, the house and garage are now gone.

Treasurer Hensley and Attorney Price left the council chambers at 7:05 p.m.

Mayor Mueller stated Russ Christian with Avon Township is back in the hospital but doesn't have any further details. Think of Russ in your prayers.

Mayor Mueller stated we are waiting for a quorum.

Clerk Metzler left the Council Chambers at 7:07p.m. and reentered at 7:08 p.m.

Treasurer Hensley and Attorney Price entered the council chambers at 7:09 p.m.

Attorney Price stated that with a prevision of the Municipal Code it allows Mayor Mueller to be the fourth, so we have a quorum.

Establishment of a quorum.

Mayor Mueller tabled Under Business J1: Acceptance of Public Improvements on Hainesville Road and Release of Performance Bond and J8: Final Acceptance of Union Square. On both items there are still some loose ends to tie up.

Agenda Approval

Trustee Gottsacker motioned to approve the agenda as amended; seconded by Trustee Genender.

Roll Call:

Ayes: Trustees Walkington, Genender, Mayor Mueller and Trustee Gottsacker

Absent: Trustees Stiliz III, Bonds and Stiliz II

Motion carried.

There was no Public discussion.

Omnibus Vote Agenda

1. A Motion to Approve the October 24th, 2006 Regular Board Meeting Minutes

2. A Motion to Approve the October 2006 Financial Statements

3. A Motion to Approve the November 2006 Bills Payable

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

Roll Call:

Ayes: Trustees Walkington, Genender, Mayor Mueller and Gottsacker

Absent: Trustees Stiliz III, Bonds and Stiliz II

Motion carried.

Reports and Communications from Mayor and other Officers:

Mayors Report

Mayor Ted Mueller stated the house and the garage were taken down on Route 120 and Hainesville Road. We are waiting to see who will purchase and develop it. The developer of Great American Tire may be interested in extending his project.

Trustee Stiliz II entered the council chambers at 7:11 p.m.

Keep Russ Christian in your prayers.

Clerks Report

Clerk Kathy Metzler stated we received the newsletters late Thursday and with the help of the Mayor, Sally, Debbie and Jeff they put the labels on them all and then Jeff took them to the post office on Friday. So thank you to everyone that helped.

November 14, 2006 Regular Board Meeting Minutes

Treasurer Report

Treasurer Kelly Hensley reported her items are under business.

Police

Deputy Chief Dan Burch stated over the last month we have been concerned about the safety of the children going and coming home from Praireview School. We conducted a traffic study and reviewing with legal council and Round Lake Park we are doing a trial basis of traffic direction. Mayor Mueller announced that the Police are now out at Praireview School during the time the buses are coming and going. Mayor Mueller said thank you to the Police Department for working with Praireview School and getting traffic support out there. We appreciate it.

Building Official

Building Official Russ Kraly was not present.

Public Works Supervisor

Public Works Supervisor Jeff Gately reported the four trees that were missed this spring have been planted. There was a tree knocked down by a car and that was also taken care of.

Bob Irvine and Jeff Gately have cleaned all the leaves and debris out of the storm sewers. Jeff called to have the street sweeper come out.

We will start to trim the parkway trees.

After this Saturday we will only have two meters left to replace in Deer Point Subdivision and then we will be starting in Misty Hill.

EMA Coordinator

EMA Coordinator Mark Gottsacker reported in the past couple meetings they have been holding in classroom type settings going over mandatory training, refresher training. We did a tabletop exercise where two villages got dumped with snow.

Attorney

Attorney Derke Price stated for Trustee Stiliz II benefit we are tabling J1 and J8 we are missing a few documents.

Attorney Price will talk about the items with Terra under Business #7.

Village Engineer

Village Engineer Marcia McCutchan gave an update on Hainesville Crossing and we did receive a verbal okay from LCDOT so we are waiting on that.

Regarding Union Square since the last meeting we did receive the drawings but are still waiting on a few items.

Reports of Standing Committees:

Finance – Trustee Walkington had nothing to report.

Public Safety – Trustee Gottsacker gave kudos to everyone who assisted for Halloween including the Police Department. We received a lot of positive comments from residents regarding the Police. Thank you!

Grant Procurement – Trustee Genender had nothing to report.

Public Works/Public Property/Open Spaces – Trustee Stiliz II reported his item is under business.

Business

Acceptance of Public Improvements on Hainesville Road and Release of Performance Bond

This item was tabled.

Partners for Transit – Andrew Plummer

Andrew Plummer spoke about the partners for transit.

Trustee Stiliz II motioned to pass the resolution to join the Partners for Transit; seconded by Trustee Genender.

Roll Call:

Ayes: Trustees Walkington, Genender, Stiliz II and Gottsacker

Absent: Trustee Stiliz III and Bonds

Motion carried.

Resolution #R06-11-27

Clerk Metzler handed the Resolution to Andrew Plummer.

November 14, 2006 Regular Board Meeting Minutes

Proposal for Engineering Services IL Route 120 Sanitary Sewer Master Plan

Trustee Stiliz II stated this allows us to prepare for development west of the railroad tracks along Route 120. This will also bring sanitary sewer services to the old village hall.

Trustee Stiliz II motioned to except the proposal and ask RHMG to do the study; seconded by Trustee Genender.

Roll Call:

Ayes: Trustees Walkington, Genender, Stiliz II and Gottsacker

Absent: Trustees Stiliz III and Bonds

Motion carried.

Village Engineer McCutchan will proceed with the study.

An Ordinance Establishing Impoundment Fees for Use of Motor Vehicle in the Commission of the Offense of Driving while under the Influence of Alcohol, Drugs and/or intoxicating Compounds.

Mayor Mueller stated we are looking for a Consensus of the Board, has everyone had a change to review the revised Ordinance, is this correct? Attorney Price spoke with Trustees Stiliz III and Genender and their concern is that we pick up suspended licenses or revoked under section 2. We do have the power to impound for that. The reason we haven't added the words suspended or revoked is because you can get your license suspended or revoked for something unrelated to DUI.

Mayor Mueller stated there is no action required, if there are no other comments, then the mayor stated he will sign the ordinance. Treasurer Kelly Hensley stated once this is approved and signed it was discussed that a committee was going to be formed so the staff would know what our procedures would be in the office. Attorney Price stated this is effective upon the Mayors signature. We do have to pick a towing company etc.

Clerk Metzler stated at a previous meeting there was a committee that was established, but she didn't recall who was on the formed committee. Attorney Price stated this is a committee of the Board so you will have to post notice etc. Trustee Stiliz II asked will they need input from the attorney, which Attorney Price stated he will need to review the towing contract.

Trustee Walkington asked Commander Burch does Round Lake Park/Hainesville Police Department have a towing company? Commander Burch stated they use a towing service through the dispatch, they send the towing companies to us. Attorney Price stated call the committee meeting and he will attend.

Mayor Mueller asked Clerk Metzler to review the minutes to see who is on the committee.

SSA Levy

Treasurer Kelly Hensley stated in the past years we assessed \$10 per homeowner for all the Cranberry Lakes area for the year 2006. This would bring in \$5,530 to go into the SSA fund next year.

Trustee Gottsacker motioned to approve the SSA Levy; seconded by Trustee Genender.

Trustee Stiliz II stated \$5,530 is less than what we spent for half the path and is less than one third of the Buckthorn. The \$10 levy is not enough. Mayor Mueller asked if we should increase this and Trustee Stiliz stated no.

Roll Call:

Ayes: Trustees Walkington, Genender, Stiliz II and Gottsacker

Absent: Trustees Stiliz III and Bonds

Motion carried.

Tax Levy

Treasurer Kelly Hensley is asking the Board to approve the Resolution for the Village of Hainesville's Estimated Aggregate Tax Levy for the Tax Year 2006. This is lower from the first one Kelly presented back in October due an error from the Assessment office for the new construction figure they gave to her which is a little decrease for the homeowners. Treasurer Hensley is asking for approval for the tax levy and then we will have a Public Hearing on December 12th at 6:00 p.m. Because the increase from this year to last year is 7% which is above the 5% which then requires a Truth and Taxation Hearing. Kelly will have the Tax Levy Ordinance on December 12th.

Trustee Walkington motioned approve the Resolution; seconded by Trustee Stiliz II.

Roll Call:

November 14, 2006 Regular Board Meeting Minutes

Ayes: Trustees Walkington, Stilz II and Gottsacker

Nays: Trustee Genender

Absent: Trustees Stilz III and Bonds

Motion carried.

Resolution #R06-11-28

Clerk Metzler stated we will have a Public Hearing on the Comprehensive Plan at the next meeting also. Mayor Mueller stated that was announced at the last meeting. Mayor Mueller stated there will be two Public Hearings one on the Tax Levy and the Comprehensive Plan.

Hainesville Towne Center

Trustee Stilz II recused himself at 7:35 p.m.

Attorney Price stated since the last meeting discussions have taken place with the developers from Hainesville Towne Center regarding the improvements in the back. We need an ordinance that will approve the final plat, include the five subdivision code variances and granting them an easement they need. We are going to be able to issue them an earth moving permit which is a letter from RHMG's office subject to different approvals and conditions. The other two items we need to discuss is the sales tax rebate for the retail stores hoping to go in there and helping improve the road which is the \$75,502 portion of the amount submitted.

The next issue is the detention pond. In your packet is a letter from Chip with RHMG dated November 6th with the costs and he finds them to be reasonable and accurate estimates of the costs, which is for improving the detention pond. The detention pond is something they have to provide and do. The issue is that Terra Development wants to propose an upgrade to the detention pond bricks that are more attractive. We would need to get the incremental difference from Towne Center for that upgrade.

Attorney Price suggests the developer reimbursing at a 50/50 basis, the \$75,502 for the road and the incremental difference between the piling and the brick and do a 50/50 for no longer than 7 years from final plat approval, plus the five variances.

Trustee Walkington asked the mayor has to vote on this? Attorney Price stated yes, to maintain the quorum.

Bill Schneider recapped what Attorney Price stated.

Attorney Price stated at the next meeting we will have an ordinance on those terms.

Mayor Mueller asked is there were any objections?

Trustees Walkington, Genender, Gottsacker and Mayor Mueller were all in agreement for Attorney Price to draft an ordinance.

Trustee Stilz II sat back at the diaz at 7:44 p.m.

Final acceptance of Union Square

This item was tabled.

Repainting of the Hainesville Elevated Tank

Village Engineer Marcia McCutchan stated in your packet you received a letter from us dated November 10th where we summarized the five bids received for the tank painting as well as a recommendation letter. We are recommending that you go with Bid Alternate No. 1 and the lowest responsible bidder for Bid No. 1 is Maxcor, Inc. in the amount of \$74,000.

Marcia recommends to the Village Board to award the contract to Maxcor.

Trustee Stilz II motioned to award the contract to Maxcor; seconded by Trustee Gottsacker.

Roll Call:

Ayes: Trustees Walkington, Genender, Stilz II and Gottsacker

Absent: Trustees Stilz III and Bonds

Motion carried.

Trustee Stilz II motioned to adjourn the November 14, 2006 Regular Board Meeting; seconded by Trustee Walkington.

All in favor say aye, motion carried.

The November 14, 2006 Regular Board Meeting adjourned at 7:45 p.m.

Kathy Metzler, RMC, CMC

Village Clerk