

February 27, 2007 Meeting Minutes

February 27, 2007 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Ted Mueller at 7:00 p.m. Police Commander Mike Robinson led the pledge of allegiance to the flag.

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

Also present were: Village Clerk Kathy Metzler, Deputy Clerk Debbie Zwicker, Public Works Supervisor Jeff Gately, EMA Coordinator Mark Gottsacker, Police Commander Mike Robinson and Village Attorney Jeff Jurgens

Absent: Treasurer Kelly Hensley, Building Official Russ Kraly and Trustee Walkington

Establishment of quorum

Agenda Approval

Trustee Gottsacker motioned to approve the agenda; seconded by Trustee Bonds.

Roll Call:

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

Absent: Trustee Walkington

Motion carried.

Public discussion and/or comments from the floor:

Georgeann Duberstein, 82 Tall Oak Drive, Hainesville, IL 60073 – stated that she understands that the candidates' night is planned for March 27th and that the Mayor is going to be the moderator. Since the Mayor is endorsing three candidates, Georgeann is asking to avoid the appearance of impropriety or conflict of interest. She is asking for a third party to moderate this event. Our County Clerk recommended that she contact the League of Women Voters. Georgeann did contact them and they will get back to her. Georgeann is asking the Board to vote to approve these arrangements for this candidates' night and future ones. Our local radio station WRLR has agreed to record the evening activities and broadcast it before the election.

Mayor Mueller stated this is not an agenda item, so we cannot vote on this but will comply with her request and he will not be the moderator. Mayor Mueller stated he would find someone else. Georgeann stated she has already contacted the League of Women Voters and they are working on getting someone. Trustee Bonds asked if this was authorized by the Mayor or anyone on the Board for you to do this? Georgeann stated as a resident

she wanted everything to be impartial and insisted that the Mayor not pick the moderator. Georgeann stated to Clerk Metzler that these suggestions are noted in the minutes. Mayor Mueller stated he would contact the League of Women Voters and Willard Helander.

Jim Tiffany, 513 Deer Crossing, Hainesville, IL 60030 – Jim brought in a signed petition by a few residents expressing their concerns regarding a home on Emerson Lane with how unkempt the outside of the home is. Jim read the letter, which is attached for the record of the minutes. Mayor Mueller stated that the Village will take action. The BOCCA code covers this type of problem.

Trustee Stilz II stated there is a home in Union Square that has boarded up windows that has been there before HainesvilleFest. Trustee Stilz II stated he asked at the HainesvilleFest what we could do about it. Why haven't we done something about it? Mayor Mueller stated this is a repo, it is vacated and will have our attorney look into this. Attorney Jeff Jurgens will look at this for the next meeting with a list of options at the next Board meeting. Mayor Mueller will call the association tomorrow and indicate that they have to take action.

Jo Stahoviak, 60 E. Aspen Circle, Hainesville, IL 60030 – is also commenting on the property with the petition. Jo stated she spoke to the Mayor a year and a half ago about that property and two days later that property was fixed. New shutters and the windows were replaced. This is the fourth time someone has been in to clean up that home, which is section 8 housing. The woman who lives there is not the owner. Mayor Mueller stated that Building Official Russ Kraly has gone out numerous times and she has received a warning and then she complies. Mayor Mueller stated he will get on this tomorrow. He didn't realize that this has gotten bad again. Jo also stated that the woman's young sons back the car up and down the driveway. Commander Robinson will check into this.

Attorney Jeff Jurgens stated he will check into the Section 8 Housing and see what can be done. Trustee Stilz II asked if we could get an answer before the next meeting.

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Jim DeNemie, 120 Tall Oak Drive, Hainesville, IL 60073 – stated that he had heard the person who has organized HainesvilleFest has been removed and asked the Mayor if he could reconsider this. You have been off to a flying start and been doing a great job. Jim feels that you shouldn't change who is running this. This is his expertise and he feels you should reconsider this. Mayor Mueller stated this is an issue that he doesn't want to discuss tonight. Trustee Stilz II asked when will it be discussed? Mayor Mueller didn't want to get into this publicly. Trustee Stilz II stated as a Board member he would like to know why. You sent her an email removing her and she did spend a lot of time and energy on this and it has been successful. Mayor Mueller stated he will write a memo tomorrow to the Board explaining his reasons.

Jim DeNemie, 120 Tall Oak Drive, Hainesville, IL 60073 – inquired about Cranberry Lake, there was an issue weekend. The covenants cover everything but the lake itself. Jim would like the Board to consider a new covenant on what happens on the water. They have contacted the police several times who have done their research and there is nothing that they can do. There were four guys pulling an ice fishing shanty and crashed through the preserves and also one of the four guys relieved himself on the middle of the lake. Mayor Mueller stated that Cranberry Lake is a public lake. If they were using a snowmobile the police can ticket for that, but not for ice fishing. Trustee Stilz II stated that if someone is in danger out in the middle of the lake there is no way to get out there. Attorney Jeff Jurgens stated the Village could look into an intergovernmental agreement. Trustee Stilz II stated that the Village Attorney researched this and we have control over the wetlands. Attorney Jurgens stated the area around the lake not the lake itself. Trustee Stilz II stated that the Outlots were deeded to the Village. Trustee Gottsacker stated even if we own the lake the Village can't do anything about it if there is nothing on the books, the police can't do anything about it. Discussion took place. Attorney Jurgens stated that Hainesville does have the jurisdiction to protect the wetlands. Trustee Bonds asked if something happens this weekend can they call the police. Mayor Mueller stated if you see them again let the police know and the Mayor. Trustee Stilz III asked if there were any liability issues if someone drowned and Jeff Gately stated only if you put signs up, which he was told a while back by our attorney. Our attorney will review this and report back at the next board meeting.

Barbara Jersey, 120 Tall Oak Drive, Hainesville, IL 60073 – wanted to add that if you do an ordinance that you please make it clear with our language. The builders told them they couldn't fish or have boats on the lake and they have lived there for six years. So please be very clear what it is that we can all do as a community and publish it publicly. Trustee Stilz II stated that back six years ago the developer was the owner of the property and didn't want the liability issues. Mayor Mueller stated when the village took over the lake he was advised by our attorney that it was a public lake. We will have the attorney look into this.

Jamie Genender, 124 Holiday Lane, Hainesville, IL 60073 – wanted to make a few statements regarding the HainesvilleFest. Pam Genender has done a wonderful job initiating, starting, running and organizing the HainesvilleFest the last two years. She has run solely on donations and would like that in the minutes, hasn't used any village money for it and has

Jamie Genender, 124 Holiday Lane, Hainesville, IL 60073 Continued:

done it solely for the kids. Also, to bring the community together which she has done twice. Jamie feels it is sad that you bring your personal business into village business. Mayor Mueller thanked Jamie and stated this is not personal business, but will be covered down the road. Mayor Mueller stated he would type a memo to the Trustees tomorrow regarding his reasons for removing Trustee Genender.

Omnibus Vote Agenda

1. A Motion to Approve the June 28th, 2005 Regular Board Meeting Minutes
2. A Motion to Approve the June 28th, 2005 Executive Session Meeting Minutes to be approved by not released
3. A Motion to Approve the Bills Payable for July 2005

Trustee Stilz II stated he has a few questions on the bills. There is a bill from Ancel Glink that has to do with preparing and attending the meeting for the 13th dated on the 12th of February, only we didn't have a meeting. So why are we getting billed for that. Attorney Jurgens will check into that. Why isn't anyone looking at these bills? Trustee Stilz II apologized he realized that it was for the meeting on December 12th. Trustee Stilz II questioned a bill from Manhard for their services dated January 24th, invoice #150546 for \$654. We have an ongoing contract for them; this must be for something extra. We get billed monthly and then get billed extra. We shouldn't pay this bill until we get an explanation for it. Mayor Mueller stated Treasurer Hensley isn't here to discuss these, why don't we table this portion. Trustee Stilz II asked if these go thru the finance committee before they come to the Board? Trustee Bonds stated that they meet

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the second Tuesday of the month and the last meeting was cancelled. Therefore we didn't get together due to the weather. Discussion took place.

Mayor Mueller stated that this isn't on the Omnibus Vote Agenda, this is additional. Treasurer Hensley indicated from the time packets were prepared the Village received these and she would like to add these to the bills payable. They are not on the agenda. Trustee Stilz II stated since they aren't on the agenda we don't have to pay them.

Trustee Genender motioned to approve the Omnibus Vote Agenda with the Bills to be payable as noted in the agenda; seconded by Trustee

Stilz III.

Roll Call:

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

Absent: Trustee Walkington

*Trustee Stilz II stated aye, subject to what you are saying is what is reality because there are bills for February on this Omnibus Vote Agenda.

Motion carried.

Mayor Mueller will cover these Bills with Treasurer Kelly Hensley

Reports and Communications from Mayor and other Officers:

Mayors Report

Mayor Ted Mueller reported for the benefit of the residents there will be a light at Allegany and Route 120 this year. Mayor Mueller spoke with the Administrator at Grayslake Village Hall. It has gone out to bid, and the bid has been accepted. So this light will happen.

With the forth coming campaign we have a sign ordinance and would like to waive certain portions of the ordinance, to benefit the candidates. The ordinance does restrict the time before a sign can be put up which is two weeks. Mayor Mueller would like to extend the signage to 30 days before the election and they won't have to get a permit for the signs. The signs can be put on Outlots but not on the islands and landscaping areas. Any Board members object to that?

Trustee Stilz II stated we just approved included the Manhard invoice of \$654 that we didn't want to approve. You said we weren't approving the bill but we just did.

Discussion took place regarding the sign ordinance. Trustee Bonds stated if you want to go back to the two weeks for the signs and a \$50 reimbursable fee five days after the election. Trustee Stilz III asked why the mayor wants to change this procedure. Mayor Mueller stated that down the road we will have to amend the sign ordinance, but not at this time. This will be put on the agenda at the next board meeting to waive the portion of the sign ordinance. Mayor Mueller stated for the record and for the press that is here, he is sorry he brought this up. Trustee Stilz III wanted for the record that this was brought to his attention months ago and nothing happened.

Mayor Mueller asked for a consensus from the Board for Attorney Price to write a personnel manual just for Hainesville. The project will not exceed \$3,000. It was discussed if there will be an employee review board put in the manual. Trustee Bonds stated they will put a draft together especially for Hainesville and we will look it over. Trustee Bonds worked on a policy manual about 6 to 7 months ago which she spent a lot of time on it. It was just a draft but would like to go thru the attorney to make sure everything is accurate and correct. Discussion took place. Deputy Clerk Debbie Zwicker left the chamber to copy the memo regarding the cost of the manual.

Trustee Stilz II asked about building the rest of the Watermain for the Village of Hainesville Village Hall. The engineering fees were paid back in September but can't go further due to we don't have an easement to go across Boysen Wells. Mayor Mueller stated our attorney is working on this and Engineer Marcia McCutchan has determined that Boysen Wells doesn't owe any sewer recapture so they are proceeding. Discussion took place.

Mayor Mueller asked for a consensus to instruct the attorneys to go ahead. Trustee Stilz II stated move ahead, Trustee Bonds stated move ahead but anticipating 20 hours is a lot of hours. Mayor Mueller stated this is a maximum of hours. Trustees Gottsacker and Stilz III stated go ahead. Trustee Genender stated how long will this take? Mayor Mueller stated we will put it on the agenda at the next board meeting for ratification.

Attorney Jeff Jurgens stated that we hope to get a draft at the next meeting or two. Trustee Stilz II asked that this be emailed to everyone so they have time to review it. Mayor Mueller stated he would forward it. All job descriptions will be incorporated into the manual. Job descriptions are in the process of being updated. Trustees Stilz III and Genender stated they have never seen any job descriptions. Clerk Kathy

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Metzler stated Kelly has given them out. Clerk Metzler has been with the village for six years and they have always been in place. Currently, she is updating the Deputy Clerk and Support Staffs job description.

Treasurer Report

Treasurer Kelly Hensley was not present.

Police

Police Commander Mike Robinson had nothing to report. Trustee Bonds asked if any citations were issued for snowmobiles. There were none issued.

Clerks Report

Clerk Kathy Metzler reported that the Candidates Forum is March 27th at 7:00 p.m. in place of our Regular Board Meeting. We have eight candidates running for three four-year terms for the April 17th, 2007 Consolidated Election. The candidates are as follows, and they are in the order of how they will be on the ballot: Kevin J. Barrett, Jim Tiffany, Gary Walkington, Georgeann Duberstein, Frank V. Lesnak, Douglas Raul Williams, Wallace C. Stilz II and Pamela Genender.

Post cards for the forum will be mailed next week as well as a letter to all the candidates indicating the program for the night.

Trying to wrap up a newsletter so Clerk Metzler is looking for any last articles this week.

Clerk Metzler has started the renewal of business licenses last week. Jeff has delivered most of the paperwork to the businesses and we have received a few back already.

We have two new businesses in the Village Art Rageous Custom Engraving LLC, 342 W. Main Street in the Classic Printery building and his hours are: Monday - Friday 10:00 a.m. - 6:00 p.m. Saturday 10:00 a.m. - 2:00 p.m.

VTech Systems Inc., 26 W. Belvidere Road Hours are 7:00 a.m. to 4:30 p.m.

Building Official

Building Official Russ Kraly was not present.

Public Works Supervisor

Public Works Supervisor Jeff Gately stated they are still working on meters in Cranberry Lake. The snow has slowed us down.

EMA Coordinator

EMA Coordinator Mark Gottsacker had nothing to report.

Attorney

Attorney Jeff Jurgens had nothing to report except we have provided a memo to the Mayor and the Board, which will be passed out after the meeting, providing an update of the Deer Point matters.

Reports of Standing Committees:

Finance – Trustee Walkington was not present. Trustee Bonds had nothing to report.

Public Safety – Trustee Gottsacker had nothing to report.

Grant Procurement – Trustee Genender had nothing to report.

Public Works/Public Property/Open Spaces – Trustee Stilz II stated to Jeff Gately that we had MFT funds that never got bid? You should schedule a drive thru and an inspection of the streets by the middle of March because February was a disaster. With the possibility of including that work in this years MFT funds hooking it with last year and getting that out for bid in the Spring through IDOT. The roads are falling apart from February. Jeff Gately stated that the ones they included last year, they will have to relook at that, those roads have deteriorated.

Also, we are half way thru the study relative to constructing a sewer from the north side of Seven Eleven and the south side of Route 134 so we can service proprieties west of the railroad tracks on Route 120; the old village hall and Arts Auto Body. Trustee Stilz II spoke to Chip with RHMG and got an update – hopefully at the next board meeting we will have something more substantial.

Business

Round Lake Area Queens

Round Lake Area Queens Director Angela Meeks stated they are planning their Round Lake Area Pageant for June 16th at the Civic Center in Round Lake Beach. The pageant is made possible by donations from the surrounding Villages. Angela can't say thank you enough for everyone's support. Mayor Mueller stated last year we donated \$100.

Trustee Stilz III motioned to donate \$100; seconded by Trustee Stilz II. Trustee Genender stated she would like to make a motion to donate \$300. Trustee Stilz III motioned to amend his motion to \$300 seconded by

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Trustee Stilz II.

Roll Call:

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

Absent: Trustee Walkington

Motion carried.

Angela thanked the Board!!

Proposal for Engineering Services/Assessment of Current and Future Usage for the Pump Station Located at IL Routes 120 & 134

Round Lake Park down the road would like to enter into an agreement with the Village of Hainesville to connect to our lift station across from CITGO. Their own sewer system doesn't have the capacity. They have two options Round Lake or Hainesville. They have requested this study as a result of a meeting. Mayor McCue of Round Lake Park asked if the Village would split this cost. Mayor Mueller stated he would bring this before the Board. Mayor Mueller stated he is not for or against this, he is asking the Board what to go back and tell Mayor McCue. Discussion took place.

Trustee Stilz II motioned that we do not consider paying any part of this. If they are sincere and wanting to do what they want to do then they can bare the burden of the cost because the only beneficiary of this is them. Trustee Stilz III made a motion that our Engineers show up when we are making decisions on engineering items. Mayor Mueller asked for a second on Trustee Stilz II motion; seconded by Trustee Bonds.

Trustee Stilz III asked why our engineer isn't here? Mayor Mueller stated the Engineer asked if it was necessary if she showed up and he said no. Trustee Stilz III stated the engineer should be here when we are making decisions about engineering. Mayor Mueller stated this isn't with engineering; it has to do with who will pay for this. Trustee Stilz III would like to figure out a way that we make a decision that everybody can put in whether a professional service shows up if we have questions.

Trustee Stilz II clarified that the motion was to not consider this. A yes vote means no.

Roll Call:

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

Absent: Trustee Walkington

Motion carried.

Trustee Stilz III stated you will ask us now if we need the engineer. Mayor Mueller stated he is trying to keep the cost in line and felt that this wasn't an issue that required our engineer. In the future we will have her at every meeting.

Trustee Genender made a comment that Trustee Stilz II reported on this in his public works report, she wouldn't have known what this was if he didn't report on this.

Resolution for Construction on State Highway

Trustee Stilz II motioned to approve the Resolution; seconded by Trustee

Genender.

Roll Call:

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

Absent: Trustee Walkington

Motion carried.

Resolution #R07-02-31

Manhard Consulting Water/Wastewater Operation Assistance Contract

Mayor Mueller stated that the jetting of the sewer was covered in this contract on page 4 under extra work. Trustee Stilz II stated this shouldn't be under extra work; it should be part of the contract and should be done every six months. Discussion took place about fixed cost and extra work. Trustee Stilz II would like this as a fixed cost not extra work. Mayor Mueller will go back to Terry Grom that this should be included in the monthly installment fee so we don't have to try to understand the extra billed invoices. This will be tabled. Mayor Mueller will contact Terry Grom tomorrow.

A Resolution Supporting Approval by the Illinois Health Facilities Planning Board of Advocate Health Care's Plans to Build a 144-Bed Hospital in Northwest Lake County – Mayor Bill Gentes

Mayor Ted Mueller introduced Mayor Bill Gentes from the Village of Round Lake. Mayor Gentes spoke about the need for the hospital. What this will do for the area is quite interesting. A 144 bed hospital will generate roughly 10 jobs in the hospital per bed, so that is 1500 jobs. Outside of the hospital they generate about 5,000 jobs for the area. This area is adjacent to Baxter. This is a level 2 Hospital, not a trauma center there will be doctors and surgeons on call. This is a very good concept for the area.

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This will be a struggle downstate. The Illinois Hospital Board will not give competing licenses. Lindenhurst is competing very hard with Vista Health. We would appreciate your support. Trustee Genender asked if Hainesville residents would be able to go there? Mayor Gentes stated absolutely. Trustee Stilz II asked how will this benefit the Village of Hainesville? Mayor Gentes stated not tangible benefit for the Village of Hainesville or Round Lake Village. This is a non-profit Hospital but here is what we get, a hospital for your residents and jobs for maybe some of your residents. Trustee Bonds asked if Lindenhurst has turned in their paperwork. Is the State looking at their plans. Mayor Gentes stated there is a 90-day window of opportunity that opens every year where competing hospitals will be judged. Lindenhurst has submitted their letter of intent paperwork and so has Advocate. Trustee Stilz II motioned to sign this resolution; seconded by Trustee Gottsacker.

Roll Call:

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

Absent: Trustee Walkington

Motion carried.

Resolution #R07-02-32

Mayor Mueller thanked Mayor Gentes!!

Trustee Stilz II wanted to point out that although we approved the Omnibus agenda with the bills payable we are not paying that \$654.

Trustee Stilz II motioned to adjourn the February 27, 2007 Regular Board Meeting; seconded by Trustee Genender.

All in favor say aye, motion carried.

The February 27, 2007 Regular Board Meeting adjourned at 8:44 p.m.

Kathy Metzler, RMC, CMC

Village Clerk