

## March 10th, 2009 Regular Board Meeting Minutes

### **March 10th, 2009 Regular Board Meeting Minutes**

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Ted Mueller at 7:00 p.m. Chief Roy McCommons led the pledge of allegiance to the flag.

Clerk Kathy Metzler took roll call. The following Officials were present: Mayor Ted Mueller, Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Also present were: Chief Roy McCommons, Village Clerk Kathy Metzler, Deputy Clerk Roseann Stark, Treasurer Kelly Hensley, Building Official Russ Kraly, Village Engineer Marcia McCutchan and Village Attorney Scott Puma

Absent: Trustee Stiliz and Public Works Supervisor Jeff Gately

### **Establishment of quorum**

### **Agenda Approval**

Mayor Mueller stated he will be asking for a motion to go into executive session to discuss the review of executive session minutes and personnel issues.

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

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stiliz

Motion carried.

### **Public discussion and/or comments from the floor:**

**George Duberstein, Hainesville, IL 60073** – spoke in regards to the placement of political signs. Clerk Metzler gave out the Hainesville sign ordinance to each candidate for the upcoming election. However, there is some confusion on what is really permissible under the ordinance. Mr. Duberstein is asking for some legal clarification on the following points: the number of days before the signs can be put out.

Mayor Mueller stated he spoke with Attorney Tappendorf regarding the sign ordinance. The official counting back starts with early voting. This section of the ordinance will need to be reviewed after the election due to this can violate the constitution. Mr. Duberstein asked the number of signs that can be put up. Attorney Puma stated that you cannot restrict the number of signs up. The last question is where the signs are permitted, it states on private property. What is the allowance? The signs can be put up anywhere on village property but not on the County or State Roads and not between the street and the sidewalk. It was questioned if you could place signs in the park, which Attorney Puma stated you would have to call the park district.

**Linda Soto, Hainesville, IL 60030** – regarding the discussion on number of signs the ordinance does say not to exceed two signs per zoning lot. This ordinance was adopted over ten years ago, when Ms. Soto came into office. They adopted a large bundle of ordinances because the Village was lacking in any type of residential ordinances. Ms. Soto asked the Board and the legal counsel the following; if this ordinance was questioned in the 2005 election and again questioned in the 2007 election why was this never addressed? She was told some candidates had their signs pulled out and someone got a warning ticket, someone was even fined and she believes stated in the minutes during the 2007 election the attorney advised that this ordinance needed to be revisited when it was non election time. Mayor Mueller stated this just slipped through the cracks. Which ever candidate wins for mayor, this will be addressed after the election.

**Georgeann Duberstein, Hainesville, IL 60073** – stated there was a wonderful article in the Daily Herald about Cranberry Lake in the neighbor section. The article had pictures and was talking about its unique characters and about the progress we've made. Mayor Mueller stated it was a great article.

### **Omnibus Vote Agenda**

1. A Motion to Approve the February 10th, 2009 Regular Board Meeting Minutes
2. A Motion to Ratify the February 2009 Bills Payable
3. A Motion to Approve the February 2009 Financials
4. A Motion to Approve the March 2009 Bills Payable

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

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

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Absent: Trustee Stilz

Motion carried.

### **Reports and Communications from Mayor and other Officers:**

#### **Mayors Report**

Mayor Ted Mueller stated at the last meeting we didn't have a quorum but did announce while waiting to see if there would be a quorum that the Senior Project is dead. The developer has withdrawn his request to be reviewed.

Of interest there is a Route 120 meeting tomorrow night at 7:00 p.m. at the Round Lake Public Works and Police Building. Please attend if you can.

Yesterday, Mayor Mueller attended the Metropolitan Mayors Executive Board Meeting and a few issues are still in motion in regards to the vacant and abandoned properties act, which will help communities become aware of foreclosures.

Mark your calendars for Saturday, March 28th from 8:30 p.m. to 9:30 p.m. is "Earth Hour Chicago".

ComEd is asking you to turn off all unnecessary lights for one hour to see how much energy we can save. The notice is in the lobby.

#### **Clerks Report**

Clerk Kathy Metzler stated that Roseann Stark and herself are working on the business license renewals which expire April 30th. Jeff delivered the renewals last week. We have 55 businesses which also includes home businesses. We have received 10 back so far.

Mayor Mueller and Clerk Metzler are meeting with Otis with the U.S. Census tomorrow regarding the 2010 census.

Working with the representatives with Connect-CTY so that we can be up and running soon. This is now on our website, on the right hand side you can sign up.

Don't forget the Candidates Forum is March 24th at 7:00 p.m. here at the Village hall. Mayor Mueller added we will have cake and coffee afterwards.

Newsletters were mailed February 25th and everyone should have received theirs.

#### **Treasurer Report**

Treasurer Kelly Hensley is working on the budget trying to get a rough draft to present to the Finance Committee tonight but didn't have the opportunity to do that. Treasurer Hensley is still missing budgets from a few departments. The Finance Committee and Kelly will be calling a special meeting later this month to review the budget and present it to the Board.

#### **Police**

Chief Roy McCommons stated this department is participating in raising funds for the Illinois Law Enforcement Torch Run for Special Olympics. Officer Harkey participated in the Polar Bear Plunge in Lake Michigan last Saturday raising \$200 in donation for the Special Olympics. Officer Solomon is putting together a team for running in the torch run in June for donations. On July 18th we will be hosting a car show where the proceeds go to Special Olympics.

The Hainesville Citizen Police Academy coordinated by Corporal Chico will be every Saturday from April 4th thru May 23rd between 10:00 a. m. to 3:00 p.m. Applications are in the lobby and on our website.

We are still concentrating on school bus stop arm violations and being in the neighborhoods at the bus stops. Officers are still attending classes that pertain to them. Sergeant Gardiner and Corporal Chico attended 40 hour first line supervisor class and the Chief will be attending 40 hour Chief's training next week.

They have been issuing warnings for garbage cans in front of residences, holiday lights and parking on the sidewalks. Our department is still actively seeking grants.

Stats since February 24th, 2009 we have written 48 warnings, 8 ordinance violations, 76 traffic tickets, 2 non traffic tickets, 45 cases report type calls and 219 calls of service that they had to responded to.

#### **Building Official**

Building Official Russ Kraly stated you have my monthly report.

#### **Public Works Supervisor**

Public Works Supervisor Jeff Gately was not present.

#### **EMA Coordinator**

EMA Coordinator Mark Gottsacker stated with the wet weather if you have a neighbor going away for the weekend if they ask you to take the mail in the house also volunteer to check their sump pump to make sure it is working.

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### **Attorney**

Attorney Scott Puma had nothing to report but stated it is a pleasure to be here.

### **Village Engineer**

Village Engineer Marcia McCutchan stated her item is under business.

### **Reports of Standing Committees:**

**Finance** – Trustee Bonds reported that Trustees Bonds and Tiffany and Treasurer Hensley will have a special meeting before the next village board meeting for review of the budget.

The beautification project will be having their first meeting here on Thursday, March 19th at 7:00 p.m. Looks like the first day to start cleaning up the wetlands will be April 18th. If you know any kids that want to get involved let Trustee Bonds know. Clerk Metzler spoke with Manager Christina and explained that Starbucks stated if there is a community project going on in the Village and they know ahead of time they will volunteer a few employees and the corporate office will pay the Village for their employees time that they donated to the Village. Starbucks is interested in helping out with the beautification project.

**Public Works** – Trustee Walkington had nothing to report.

**Public Safety** – Trustee Gottsacker had nothing to report.

**Wetlands** – Trustee Walkington spoke with Dave on Friday and he will send an official letter that he is basically done with the first year of the project. A few things were changed by Dave, Trustee Walkington and the committee which Dave will include in the letter which will be attached to the contract. Once the letter is received and gone thru then they are ready to start the next year.

### **Business**

#### **A Resolution Supporting the Extension of Illinois Route 53 through Lake County**

Mayor Mueller stated this is a non binding referendum question on the ballot.

Trustee Walkington motioned to approve the Resolution Supporting the Extension of Illinois Route 53 through Lake County; seconded by Trustee Barrett.

Discussion took place. The consensus of the Trustees was that this is separate from the Route 120 bypass and if Route 120 stays the way it is then this really serves no purpose, they would like to see more attention towards the existing infrastructure in Lake County.

Roll Call:

Ayes:

Nays: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion failed.

#### **Proclamation Observing March 2009 as Women's History Month**

Mayor Mueller introduced Shirley Christian who is our Avon Township Supervisor and asked us to put this proclamation on the agenda. Ms. Christian stated she is part of the Lake County's Coalition and every year they recognize women nationwide in different fields who have played a part in the environment. The Coalition was formed 15 years ago with the purpose of recognizing and remembering the 19th amendment which gave women the right to vote.

Trustee Barrett motioned to support the proclamation; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

#### **A Motion to Approve the Engineering Design for Potential Economical Stimulus Projects**

Village Engineer Marcia McCutchan stated this was mentioned at the last board meeting. Shortly after that she met with the public works committee and the Mayor they identified about fifteen projects that the village was interested in pursuing. In general the funding is being passed through the stimulus program by category and funneled thru various agencies. So transportation, stormwater and public buildings projects generally are not being funneled down to the local communities, it will be going towards IDOT projects. Water and sewer projects are the best avenue for local communities to access the money which is funneled through the Illinois EPA through their state revolving loan fund. They will make available 25% grant and 75% will be issued as a loan at 0% interest for 20 years. This is for projects that are ready to go and then there are three steps which Marcia summarized.

In review of the fifteen projects that they identified for the Village they narrowed them down to five projects, two sewer and three water projects. There will be some initial cost to the village for the design of the project. Mayor Mueller asked Engineer McCutchan for the total of the five potential economic

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stimulus projects; for the watermain the total is \$ 670,000 and that added to the sewer projects for a total of construction costs would be just under \$800,000 with the 25% grant that we are eligible for is \$200,000 plus the zero interest loan on the remainder of that. Mayor Mueller stated what we are voting on tonight is the cost to engineer the project so that they will be shovel ready, which if they are not shovel ready then we do not qualify. The total cost for this is \$73,220 which is itemized by project in the proposal letter. Trustee Walkington motioned to approve the design engineering; seconded by Trustee Gottsacker.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent:

Motion carried.

### **An Ordinance Authorizing the Approval of an Identity Theft Prevention Program**

Attorney Scott Puma stated this is required by the Federal trade commission. Since the village sells water and residents pay we are considered an entity that extends credit. We have to have a procedure in place to determine whether identity theft is occurring. This will affect municipalities that deal with water. Attorney Puma encourages the Village to pass this ordinance.

Trustee Walkington motioned to approve the ordinance; seconded by Trustee Tiffany.

It was discussed that currently when a new resident moves in we take all their information over the phone. Now they will have to come in and provide the village with information and show a drivers license and paperwork showing the address of the house they are moving into. This is just to verify that this person is who they say they are. This becomes effective May 1st.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

Ordinance # 09-03-107

Trustee Bonds motioned to go into executive session to review executive session minutes and personnel issues; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

The Regular Board Meeting recessed at 7:50 p.m. and entered into Executive Session.

Trustee Barrett motioned to enter back into the Regular Board Meeting at 8:32 p.m.; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

### **To Vote on once out from Executive Session:**

Trustee Barrett motioned to approve and release executive session minutes in accordance with Clerk Metzler's February 20th 2009 memorandum; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

Trustee Barrett motioned to increase Chief McCommons annual salary from \$70,000 to \$72,000 retroactive to approximately February 3rd, 2009; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Barrett, Bonds, Tiffany and Gottsacker

Absent: Trustee Stilz

Motion carried.

Trustee Walkington motioned to adjourn the March 10, 2009 Regular Board Meeting; seconded by Trustee Barrett.

Roll Call:

All in favor say aye, motion carried.

**The March 10th, 2009 Regular Board Meeting adjourned at 8:33 p.m.**

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Respectfully submitted,

Kathy Metzler, RMC, CMC  
Village Clerk