

December 8th, 2009 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Linda Soto at 7:01 p.m. Chief Heidecke led the pledge of allegiance to the flag.

Clerk Kathy Metzler took roll call. The following Officials were present: Mayor Linda Soto, Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Also present were: Chief Fred Heidecke, Village Clerk Kathy Metzler, Deputy Clerk Roseann Stark, Treasurer Kelly Hensley, Village Engineer Greg Gruen and Village Attorney Scott Puma

Absent: Public Works Superintendent Jeff Gately and Building Official Russ Kraly

Establishment of quorum

Agenda Approval

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

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Public comments:

Ted Mueller, Hainesville, IL 60030 – requested clarification on the Village's ordinance for election signs. Attorney Scott Puma stated that two weeks is not a reasonable time. He added that he has started the process of reviewing the zoning ordinance provisions to amend the sign ordinance and come up with a recommended change to that. It may ultimately be to just remove the restriction on political signs. He stated that this is a bigger project but a key issue because of the first amendment issues. Mayor Soto stated that Ted can put his signs out when he is ready to put them up.

Omnibus Vote Agenda

1. A Motion to Approve the November 10th, 2009 Regular Board Meeting Minutes
2. A Motion to Ratify the November 2009 Bills Payable for \$29,495.62
3. A Motion to Approve the December 2009 Bills Payable for \$45,335.21

Trustee Daley motioned to approve Omnibus Agenda as presented; seconded by Trustee Barrett.

Roll Call

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Reports and Communications from Mayor and other Officers:

Mayors Report

Mayor Linda Soto reported that the newsletters were taken to the post office but are no where to be found. We have been told they are at Palatine Sorting Plant and waiting to hear if they are or not. This is a very informative newsletter and she hopes to get an answer very soon. It is the last newsletter in this format. The new water billing format will be up and running which will include a monthly newsletter. Copies of the newsletter were made available.

Mayor Soto also reported that a winter storm advisory was issued and Public Works is out on the roads. Mayor Soto stated that she and Jeff Gately went to an EMT training for Public Works. It was held by the Lake County Branch of the American Public Works Association. It was a worthwhile program. She pointed out that Wetland Mitigation is listed as a vital component of the Emergency Management Agency in Lake County.

Mayor Soto discussed the articles that appeared in the newspapers regarding the police department. She stated that she stands behind what she stated when she took office that she would like to make every effort to keep the Police Department but she also wanted to conduct a long and short term cost analysis. They are nearly finished gathering the information. Many issues are under consideration such as whether to build a facility. A survey will be conducted in January and a town hall meeting in February.

Mayor Soto stated that Pace Bus Service has a new program for everyone. A resident can call from 6 a.m. to 6:15 p.m. to arrange pick up. There is a brochure available.

Mayor Soto added that Santa will not be coming to the Village Hall this year. The Village decided to stay away from focusing on a Santa event. The Park Districts have several Santa programs. She would like the Village to promote a Holiday event that serves people of all ages, such as having a school choir. She spoke with Trustee Tiffany about this but time got away. With the economy the way it is, there are so many in need, that the Village has donated to Shop with a Cop and the Mitten Tree at Prairieview School. She is

looking into some kind of holiday event next year and we are looking for input. If enough people want Santa back, then we would consider it.

Clerks Report

Clerk Kathy Metzler noted that the Village received thank you notes from Prairieview School, Marty Buehler of Lake County DOT and Relay for Life. She also stated that there is a change under Business, item #2. In the utility bill ordinance on page 6 there is a word missing. It should read "will be mailed via regular mail". The original has already been changed.

Clerk Metzler also reported that CenCom sent an invitation to all officials to an Open House Wednesday, December 9th from 10 a.m. to noon and Thursday, December 10th from 6 p.m. to 8 p.m. Due to the weather forecast for tomorrow there will be an additional open house in January.

Clerk Metzler stated that her and Roseann will be working on the Census; checking all the addresses and this will be mailed by Friday.

Treasurer

Treasurer Kelly Hensley stated that the auditors sent a draft to her and Trustee Daley. They have reviewed some internal controls. They hope to have the hard copy at a future Board meeting.

Police Chief

Chief Fred Heidecke reported that Shop with a Cop is this Saturday, December 12, 2009. Thirty children will be shopping. They received donations so they will not be using any funds from the Village or Police budgets.

Chief Heidecke also stated that they hired a part time officer. His name is George Hillman. He has worked in the southern suburbs of Chicago. The Chief stated that although he did not want to hire another part time officer George has come in a timely fashion. There is a staffing crunch brought on by the holidays, vacations and training.

Chief Heidecke reported on behalf of Jeff Gately. The 2003 squad car is up for auction. It is scheduled to end Friday, December 11th at 9 a.m. and currently, the high bid is \$1600. Jeff is optimistic that it will reach at least \$2000. The 1987 Chevy Caprice was donated to the American Cancer Society Cars for the Cure Program.

Mayor Soto added that in Jeff's absence the Village received the Illinois Department of Public Health recognition award for five consecutive years for the quality of our water and in complying with the Illinois Fluoridation Act. The award will be in hung in the foyer.

Building Official

Building Official Russ Kraly was not present. Mayor Soto stated that Russ has been sick with the flu, however, he did distribute his report. If anyone has questions, please contact Russ.

Public Works Superintendent

Public Works Superintendent Jeff Gately was not present however his report was given by the Chief and Mayor Soto.

Attorney

Attorney Scott Puma stated that he has been working on ordinances which are on the agenda. He has also been working on a FOIA policy. The FOIA policy changes January 1st . He has also been working with Greg Gruen on Cranberry Lake.

Village Engineer

Village Engineer Greg Gruen reported on the IEPA stimulus projects. Permits have been issued but the stimulus funding has run out.

Greg also reported on Cranberry Lake. There is a conservancy easement over the Lake and a deed restriction over Cranberry Lake which prohibits mowing, motorized vehicles, hunting and trapping but no restriction on fishing.

Greg discussed the water rate review. He will be sending a letter shortly regarding this matter.

He also reported on the general stormwater issue in Misty Hill and Deer Point subdivisions; there has been high water situations in the yards along Lisk. He provided the Mayor with his report and met with the homeowners in question. The retention pond at Deer Point and Route 120 is not functioning as originally designed. He will discuss these issues further at the next Board meeting.

Greg stated that the analysis was done on parking restriction in the Village. Mayor Soto stated that this is in regards to the overnight parking issues. Many residents are challenged with parking due to the number of cars in the household. The ordinance currently on the books provides for overnight parking, however, the residents do have to go through an application process which involves a police officer going out to inspect

their garage. The Mayor and Attorney agreed to revise the overnight parking ordinance and make it be known that the ordinance exists and permits are available for \$50. The Mayor noted that the fee is substantial enough that residents will not buy it unless they need it; however, it is reasonably priced if a resident needs to park on the street. The Village Attorney advised the Mayor that the Village should not send police officers to inspect garages. Village Engineer Gruen provided a map where parking is and is not restricted in the Village. Discussion took place regarding the parking situation in the Village. It was agreed that the residents would need to be educated on where to park and not park.

Reports of Standing Committees:

Finance – Trustee Daley stated that the budget is being developed. It will be starting in late December or early January.

Public Works – Trustee Walkington stated that at the Public Works Committee meeting they will look into the fines for towing and maintaining properties in the Village and whether fines should be assessed. Mayor Soto stated that the Village has the legal right to tow. She had asked Jeff Gately if the Village had any arrangement or contract with a towing company and it does not. If an officer needs a tow truck, they call CenCom. However, if there is a snowstorm CenCom might not be able to fulfill the need. Jeff has been looking into contracting with a towing company. Mayor Soto also stated that she and Jeff are looking into an ordinance regarding maintenance of property.

Public Safety – Trustee Barrett stated that the newsletter contains a winter safety list. He also suggested that residents pay attention to carbon monoxide detectors and that use of electric space heaters be supervised.

Wetlands and Open Spaces – Trustee Duberstein stated that the Seniors of the Great Age Club provided gifts for the residents at Winchester House. Georgeann and the Mayor met with Lisa Guerro from Blue Star Families, which represents family who have service people in the National Guard that are deployed. She recommended that letters of support be sent to the spouses or children. Flyers were distributed to the Great Age Club.

Georgeann stated that the Wetlands Committee discussed the initial draft of the budget. More input is still needed on the cost of things. They are looking into what is left to do this year and plans for next year.

Community Events – Trustee Tiffany reported on the District 46 Showdown.

He has received a CD from a band interested in taking part in Hainesville Fest. He is looking into bands from Grayslake High School also. Jim stated that he is looking into putting together a budget. He also stated that he spoke with Ram Rental who will need to start charging us for half of the cost of equipment for Hainesville Fest.

Community Relations - Trustee Derenoski stated that he is still meeting with website designers. He would like to get a recommendation to the Board by the January meeting. He will also be putting together a budget.

Business

Approval of the Tax Levy Ordinance for the Fiscal Year Beginning May 1st, 2009 and Ending April 30th, 2010.

Trustee Walkington motioned to approve the Tax Levy Ordinance; seconded by Trustee Barrett.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, and Derenoski

Nays: Trustee Tiffany

Motion carried.

Ordinance #09-12-120

An Ordinance Amending Chapter 13.20 Regarding Delinquent Utility Bills of the Hainesville Village Code

Mayor Soto stated that the Ordinance has been cleaned up and brought it to a much less burdensome system for the Utility Clerk and will work easier for the residents. This was done in timing of designing a new water bill.

Trustee Duberstein motioned to approve the Ordinance Amending Chapter 13.20 regarding Delinquent Utility Bills; seconded by Trustee Barrett.

Trustee Daley stated that there were three places where credit card is to be added as an option; page 7 and two places on page 8.

Trustee Walkington motioned as amended; seconded by Trustee Barrett

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Ordinance # 09-12-121

An Ordinance Amending Section 10.08.020 and Section 10.08.030 Regarding Parking

Business Item #3 is on hold while Attorney Scott Puma reviews the Ordinance.

An Ordinance Repealing Section 3.32.010, 3.32.020 and 3.32.030 Regarding Motor Vehicle License Fees

Mayor Soto stated that this Ordinance repeals the \$2.50 charge per month. There was previous discussion about giving back to the residents especially in these economic times. This fee originated when residents were issued a vehicle sticker. The Mayor noted that this will take away \$30,000 from our income but we have come a long way with our growth in the Village that we do not need to get that amount of income in this way.

Trustee Daley motioned to approve the An Ordinance Repealing Section 3.32.010, 3.32.020 and 3.32.030 Regarding Motor Vehicle License Fees

as amended; seconded by Trustee Derenoski.

Trustee Walkington asked if this is the same as the business license fee. The Village Clerk stated that Trustee Walkington is the only one who gets billed in this way because no one else has commercial vehicles.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, and Derenoski

Nays: Trustee Tiffany

Motion carried.

Ordinance # 09-12-122

An Ordinance Establishing Regular Meeting Dates, Standing Committee Meeting Dates and Emergency Management Agency Meeting Dates for 2010

Trustee Duberstein motioned to approve the Ordinance Establishing Regular Meeting Dates, Standing Committee Meeting Dates and Emergency Management Agency Meeting Dates for 2010; seconded by Trustee Daley.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Ordinance # 09-12-123

An Ordinance Amending Section 2.08.080 of the Village Code Regarding the Order of Business at Meetings

Trustee Daley motioned to approve the Ordinance Amending Section 2.08.080 of the Village Code Regarding the Order of Business at Meetings; seconded by Trustee Walkington.

Attorney Scott Puma added that the order of business the Village is currently following isn't the same as the order of business in the Ordinance Code. The Ordinance is being revised so it reflects the way the Village is currently doing things.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Ordinance # 09-12-124

An Ordinance Amending Section 2.08.060 Regarding Meetings of the Village Board

Trustee Daley motioned to approve the Ordinance Amending Section 2.08.060 Regarding Meetings of the Village Board; seconded by Trustee Duberstein.

Attorney Scott Puma stated that he looked at the Village Code. The Village Board Meeting nights have been codified from about 2006. All the dates were wrong in the code so rather than amending the code book every year it was decided to have the Ordinance state that the Board Meetings for instance are the second and fourth Tuesday of the month at 7:00. The actual dates were taken out.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Ordinance # 09-12-125

Demolition of Old Village Hall

Mayor Soto stated that she spoke with Village Attorney Scott Puma regarding taking down the old Village Hall in the new year. Scott brought to the Mayor's attention that if the Village can find a contractor this

year the Village would not have to pay prevailing wage. If the Village waits until next year then prevailing wage would have to be paid. Scott has the name of a contractor to contact for a quote.

Discussion took place regarding the demolition of the old village hall. It was agreed that one or two companies be contacted.

Trustee Barrett motioned to authorize the Mayor and her staff to investigate the cost of demolishing the old village hall within the time frame before prevailing wage; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried.

Mayor Soto stated that Item #3 will be tabled.

Trustee Duberstein motioned to go into executive session to discuss personnel issues; seconded by Trustee Walkington

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried

The Regular Board Meeting recessed 8:12 p.m. to enter into Executive Session.

Trustee Barrett motioned to enter back into the Regular Board Meeting at 8:53 p.m.; seconded by Trustee Duberstein.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried

To Vote on once out from Executive Session:

Trustee Barrett motioned to approve the Mayor's appointment of Wally Frasier as Interim Chief to begin tomorrow; seconded by Trustee Walkington.

Roll Call:

Ayes: Trustees Walkington, Daley, Barrett, Duberstein, Tiffany and Derenoski

Motion carried

Mayor Soto stated that regarding the parking ordinance, Attorney Scott Puma noticed some needed language corrections. The ordinance will be tabled until the January 12th Board Meeting.

Trustee Barrett motioned to adjourn the December 8th, 2009 Regular Board Meeting; seconded by Trustee Duberstein.

All in favor say eye, motion carried.

The December 8, 2009 Regular Board Meeting adjourned at 9:00 p.m.

Respectfully submitted,

Kathy Metzler, RMC, CMC
Village Clerk