

## June 8<sup>th</sup>, 2010 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Linda Soto at 7:04 p.m.

Chief Frasier 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, Duberstein, Tiffany and Derenoski

Also present were: Chief Wallace Frasier, Village Clerk Kathy Metzler, Deputy Clerk Roseann Stark, Treasurer Kelly Hensley, Public Works Superintendent Jeff Gately, Building Official Russ Kraly, Village Attorney Jim Rock and Village Engineer Greg Gruen

Absent: Trustee Barrett is celebrating his 20<sup>th</sup> anniversary.

### Establishment of quorum

#### Agenda Approval

Trustee Walkington motioned to approve the agenda as presented; seconded by Trustee Daley.

**Roll Call:** Trustees Walkington, Daley, Duberstein, Tiffany and Derenoski

**Absent:** Trustee Barrett

Motion carried.

Trustee Duberstein stated we are celebrating Kathy's 10 year anniversary and Kelly's 13 year anniversary with the Village. Also, it was Mayor Soto's 50<sup>th</sup> birthday this past week and celebrating that as well.

#### Public comments:

**Debbie (Bonds) Herr, 577 White Lane, Hainesville, IL 60030** – Debbie stated that she has spoken with Russ Kraly and the Chief regarding a nuisance issue in her neighborhood but wanted to bring it to the Boards attention as well. 584 White Lane has a hot tub and a flat bed piled with scrap wood on it in their driveway and a car has been parked on the street for the last five days. There were no tickets issued. The Chief did tell Debbie that if they got a permit they would be allowed to park on the street. However, Mrs. Herr did state that these things are an eyesore. They are trying to sell their home and an appraiser did tell her that the neighborhood needs to be cleaned up; garbage containers are sitting outside their homes. Debbie stated that she loves Hainesville but she does see a decline. People don't care about their properties maybe because they are renting or in foreclosure. She does feel bad but feels that something needs to be done such as warnings and citations. Mrs. Herr also questioned what will happen when the Village loses the police department; will warnings and citations still be given out? She is concerned with the problem across the street. She asked if anyone ever goes out to check the village.

Mayor Soto thanked Debbie for bringing up these issues. The Village is aware of some points that were raised. In the recent weeks 33 to 35 warning citations were issued regarding mowing as well as other issues. The Mayor asked the Chief if the cars at the address were checked. The Chief stated that the clerk looked up the number of cars there and did a memo to the officers who will be checking it tonight for the 2am to 6am parking ordinance.

Debbie Herr also stated that cars seem to pull up and buy scraps of the wood. Trustee Derenoski stated that the hot tub is also a safety concern. Debbie stated there is not a top on the hot tub and with the rain it is a concern. Mayor Soto stated that the Village will follow up.

**Tim Dozier, 584 Emerson, Hainesville, IL 60030** – stated that people who live along Washington on the bike path are throwing yard waste over the fence. There are piles of dead bushes and grass. Mayor Soto noted that she was horrified when Lake County mowed they also piled debris.

**Debbie (Bonds) Herr, 577 White Lane, Hainesville, IL 60030** – thanked Jeff Gately for going to her mom's house and checking the water in her backyard. Jeff stated that Greg Gruen went also.

#### **Omnibus Vote Agenda**

1. A Motion to Approve the May 25<sup>th</sup>, 2010 Regular Board Meeting Minutes
2. A Motion to Approve the June 2010 Bills Payable for \$27,854.94

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

Roll Call:

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

**Absent:** Trustee Barrett

Motion carried.

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

##### **Mayor**

Mayor Linda Soto reported that besides the police issue she has been involved in lobbying, voicing and keeping on top of what is going on in Springfield regarding their budget. In turn we can find out when and how the Village will get their money. The Mayor read some highlights from correspondence she received. The Mayor stated that the monthly money we get from Springfield has been 4 months in the arrears for a while now. With the new powers the Governor has, he can transfer funds, sell future tobacco litigation settlement proceeds and require up to \$2 Billion in budget reserves and exercise emergency powers to make changes that can save the state money. The full extent of how these new powers will be used won't be known for some time. The lapse appropriation period for fiscal 2010 will be extended from 2 months to 6 months. Normally the state allows itself up to 2 months after a fiscal year to make payments that should

have been made in that fiscal year. When the fiscal year closes, they have 2 months out to finish paying everything, now they will have up to 6 months.

Trustee Daley stated that he checked with Treasurer Hensley and the State owes us about \$100,000 for the past fiscal year that has not been received. The Mayor stated that they can take up to 6 months after June 30<sup>th</sup> to pay that to us. These are things the Village has to take into account when doing budget projections. The Village has to be realistic about what is coming in or may not come in for some time.

The Mayor also reported that Bob Lashbrook, Executive Director of the Grayslake Park District is retiring. He has served in Grayslake for 13 years. His last Park Board Meeting will be June 16<sup>th</sup> at 7 p.m. The Mayor encouraged the Board and residents to be there where she will be making a formal presentation. Bob was instrumental in getting Hainesville's parks built. Mayor Soto will invite him to Hainesville's June 22<sup>nd</sup> Board Meeting, where a resolution of thanks will be passed.

The Mayor added that Pat Anderson of Highway Commissioner of Avon Township is retiring after 25 years. The Mayor received an invitation addressed to herself, the Board and Officials to attend a party at Lakes Bowl, Friday, June 25<sup>th</sup>, between 4 p.m. and 8 p.m. The Township will be hosting a send off for Pat.

The Mayor also announced that the Bike Path is finally near setting a construction date. The landlord of the Walgreen's property is in receipt of the easement papers from the Village's law firm and in receipt of an agreement with Lake County DOT that they will make a portion of the bike path, on the Walgreen's property, of concrete rather than asphalt. The Village is waiting for the signed documents to come back and then construction can be put in motion. Mayor Soto hopes to have a construction date at the next meeting.

### **Clerk**

Village Clerk Kathy Metzler reported on the Census. The Village of Hainesville has an 86% mail in participation which is outstanding. Avon Township is one of the top 50 places in the country for mail in participation. Kathy thanked everyone for taking part in the Census. Some Census Bureau Enumerators are out knocking on doors of people who did not mail in their form in time or not at all. Kathy stated that they will be professional and not ask for social security numbers, etc. There will be an article in the newsletter regarding what they can and cannot ask. Clerk Metzler assured everyone that all information is confidential. The Village of Hainesville receives money from the Census numbers.

### **Treasurer**

Treasurer Kelly Hensley had nothing to report.

### **Police Chief**

Chief Wallace Frasier reported that everyone received his monthly report.

Trustee Duberstein noted that many things were fewer in the past months and she wondered if there was a lack of enthusiasm. The Chief stated that is probably correct and to be expected.

### **Building Official**

Building Official Russ Kraly stated that he had distributed his report.

### **Public Works Superintendent**

Public Works Superintendent Jeff Gately reported that the Public Works Department is in full swing with all its summer workers. They have been diligently watering the new plants.

Jeff stated that regarding the comment about Washington Street he has talked to the County which is scaling back because of severe budget cuts. The Village will probably only get two mowings this season. As part of the Village beautification, Jeff is arranging to have the whole Washington fence area trimmed up such as trimming the trees and bushes. He hopes to start in a few weeks as well as coming down Hainesville Road. Mayor Soto stated the tractor that is on the agenda will help.

Jeff also reported on the lift station work. The problem they have encountered is that the actual structure that the pipe connects to before it goes into the actual wet well is tilted about 2 feet and needs to be replaced. The Village did not know about this. It was installed wrong or it could be on bad ground. There is no band aid to correct this problem. Jeff stated the cost to replace this structure is \$9,900.

Greg Gruen stated that the amount is \$9,975. Greg state that this is most likely due to a settlement issue. The original project bid was for \$36,500 but the original estimate was \$56,000 so even with this \$10,000 unforeseen condition, the Village is still below the original budget allocated for this budget. Discussion took place regarding this issue.

A poll was taken of the Board. A consensus was reached to approve a change order #1 up to an additional \$14,000.00, to be ratified at the next Board meeting.

Jeff further reported that the front pond package is out to bid. A few packets have been picked up so far.

### **Village Attorney**

Attorney Jim Rock reported that under business is an ordinance that authorizes the Village to record priorities liens for maintenance performed on vacant properties. This is the result of a new statute that was adopted this Spring. This gives the Village an opportunity to have a little more teeth to the liens that would be placed for maintenance done on those vacant properties.

Mayor Soto added that the Village is excited about this because it gives the Village the power to send people out to mow the vacant properties and get money for it.

### **Village Engineer**

Village Engineer Greg Gruen reported that Deer Point Lift Station project is underway. It should be done by the next Board meeting.

Greg also reported that the Route 120 storm sewer project is also currently out to bid. He stated that he has received a verbal approval from George Gutterly of IDOT that we can open cut route 120, which means that the Village doesn't have to bore under Route 120, which should save some costs. The bids are due on July 1<sup>st</sup> and then opened on that date also.

Greg stated that he also completed the Village's annual MS4 report. This summarizes the Village's storm water activities that have been done in the past year such as catch basin cleaning and it also summarizes what will be done in the next year. There will be items posted on the website and there will be some links to Lake County Storm Water Management Commission. He stated this will create public awareness such as don't throw oil down the drain.

Greg also reported that he is working with Jeff regarding the Motor Fuel Tax.

Mayor Soto stated that during Memorial Weekend the mosquito's were very nasty. Last Thursday or Friday there was to be a spray, however due to the weather, Clarke Mosquito will be spraying as soon as the weather clears enough and it is appropriate to do a spray. The spray will take place in the near future.

The Mayor also stated that the next water bill will include the Village's annual water report.

### **Reports of Standing Committees**

#### **Finance – Trustee Daley**

Trustee Daley reported that the Finance Committee completed the tentative budget. There have been many cuts made in order to present a balanced budget at the next Board meeting. There will also be a Public Hearing regarding the budget.

Mayor Soto thanked everyone for their hard work.

#### **Public Works – Trustee Walkington**

Trustee Walkington stated that the new tractor for Public Works will be discussed under new Business.

#### **Public Safety – Trustee Barrett**

Trustee Barrett was absent.

#### **Wetlands and Open Spaces – Trustee Duberstein**

Trustee Duberstein stated that the Committee met and an issue was brought up regarding drainage problems on the Cranberry Lake path. Jeff and members of the committee took

a walk along the path on Sunday and noted all the places that needed attention and Jeff will take care of it.

Trustee Duberstein stated that the Village Hall landscaping is nearly completed. There is a little more to do plus a sidewalk will be removed on the North side of the Village Hall.

Trustee Duberstein also reported that the Village wide garage sale has been extended to Saturday and Sunday in August. A resident can do the sale for both days or just one but to let Georgeann know which day. This information will be in the newsletter.

Mayor Soto thanked the Committee and residents for participating in the recent volunteer effort and thank yous will be in the upcoming newsletter.

### **Community Events – Trustee Tiffany**

Trustee Tiffany reported that he has received a good response regarding the Arts & Crafts Fair. It was decided that participants should pay a \$10 refundable fee.

Mayor Soto stated that she mailed out sponsorship letters. She received a few checks but was thrilled that Tom's Auto and Clearview Recycling generously sent a \$2,500 check. The Mayor stated that currently we have about \$3,400 to \$3,500 in donations.

Trustee Tiffany brought up the food vendor/catering issue. Discussion took place with the Board and Jeff Burke, who has done the food at the Fest for the last 3 years regarding food for this year's Fest. A meeting will take place with Mayor Soto, Trustee Tiffany and Jeff Burke on Wednesday, June 9<sup>th</sup>.

### **Community Relations – Trustee Derenoski**

Mayor Soto thanked Trustee Derenoski for her laptop which was in the budget. This will help her when she goes to meetings.

Trustee Derenoski reported that he met with the website designer, John. He showed them the first live internet website. Trustee Derenoski stated that they are collecting pictures for the website so if anyone has any, send them to his village email. There will be a meeting where everything gets moved over to the new site. Trustee Derenoski hopes to be up and running within the next month.

Trustee Derenoski also stated that he needs a small bio from the Trustees to go with the new pictures.

### **Business**

#### **Approval of the Purchase of a 3520 Tractor for \$38,702.70**

Mayor Soto stated that this tractor is a John Deere and has numerous attachments. Discussion took place regarding the tractor and the payment plan. Jeff Gately stated that this is a valuable needed piece of equipment.

Trustee Duberstein motioned to approval the purchase of a 3520 Tractor for \$38,702.70; seconded by Trustee Derenoski.

Trustee Tiffany asked about the legality issues of mowing on county highways. Mayor Soto stated that the county will let the Village mow. Trustee Tiffany asked if we are keeping the other tractor. Jeff stated that we will keep the other mower also and John, the summer helper, will help with the mowing.

Jeff stated that he will take possession of the new tractor within 30 days.

Trustee Tiffany asked if we will cut the grass at Big Horn and the bike path. Mayor Soto stated that we will.

**Roll Call:**

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

**Absent:** Trustee Barrett

Motion carried

**An Ordinance Amending Title 8 of the Hainesville Municipal Code Regarding Priority Liens for Vacant Property Maintenance Activities**

Mayor Soto stated that Village Attorney Jim Rock discussed this in his report.

Trustee Daley motioned to approve an Ordinance Amending Title 8 of the Hainesville Municipal Code Regarding Priority Liens for Vacant Property Maintenance Activities; seconded by Trustee Derenoski.

Trustee Duberstein asked the difference between traditional and priority lien. Attorney Rock stated that we would have a priority lien rather than one that falls lower down the ladder. This lien is in lieu of an ordinary lien so you cannot do both. This lien has a higher priority in the list of what gets paid than a normal lien.

Trustee Duberstein asked if this is for vacant buildings only or if it applies to vacant land with no building. Attorney Rock stated that it applies to all vacant properties.

Trustee Walkington asked if the Village would be mowing or if we would have someone else do it. Mayor Soto stated that the recommendation has been to hire a landscaper and then the Village liens the property. The Village pays the landscaper.

**Roll Call:**

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

**Absent:** Trustee Barrett

Motion carried

Ordinance # 10-06-133

### **Approval of the Prevailing Wage Ordinance**

Mayor Soto stated that this Ordinance is a state mandated ordinance.

Trustee Daley motioned to approve the Prevailing Wage Ordinance; seconded by Trustee Walkington.

#### **Roll Call:**

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

**Absent:** Trustee Barrett

Motion carried

Ordinance # 10-06-134

### **Hainesville Road Bike Path Update**

Mayor Soto stated that she covered this issue under the Mayor's report. It was put under Business because she was hoping to have a construction date. The date should be announced at the next Board meeting.

### **Police Services Negotiation Update**

Mayor Soto reported that the Village is in receipt of proposed contracts from both Grayslake Police and Lake County Sheriff's Department. In those new drafts they tried to address some of the issues brought up at our meetings from the Board and residents. The Mayor and Trustee Daley met with Attorney Scott Puma and concluded that many of the issues in the contract were legal language issues. It was decided to have the attorneys speak with each other to clear up the issues. Red line contracts have been sent to the Grayslake Attorney and a letter has been sent to the State's Attorney. Mayor Soto stated that a meeting should be set up with the Grayslake Police Department along with our Attorney and Trustee Daley within a few days. The Mayor would have to wait for the State's Attorneys response to our letter before that will happen with the Sheriff's office. The Mayor will do an email update to the Board shortly, as well as being on the agenda for the June 22<sup>nd</sup> meeting. The Mayor asked the Board to look at their emails. The Mayor also stated that there is a potential for a special meeting to be called, however, not for the purpose of the actual vote to adopt the contract. She would prefer to do that at a regularly scheduled meeting.

Mayor Soto also addressed Debbie Bonds/Herr concerns regarding the nuisance ordinances. The Mayor stated that when the Village compared their call history with Grayslake, they were almost identical with the types of calls of service. Grayslake is very accustomed to dealing with nuisance calls. Grayslake also has several Community Service Officers who devote their time dealing with these issues. Lake County Sheriff's Department said in their presentation that the Village's ordinances are what is enforced. The Mayor also noted that we are doing nothing less than 24/7 patrol if we go with Lake County Sheriff as well as having the Hainesville name on the cars.

Trustee Daley motioned to adjourn the June 8<sup>th</sup>, 2010 Regular Board Meeting; seconded by Trustee Derenoski.

All in favor say aye, motion carried.

**The June 8<sup>th</sup>, 2010 Regular Board Meeting adjourned at 8:25 p.m.**

Respectfully submitted,

Kathy Metzler, RMC, CMC  
Village Clerk