

August 28th, 2012 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Village Clerk Kathy Metzler at 7:01 p.m.

Village Clerk Kathy Metzler led the pledge of allegiance to the flag.

Clerk Kathy Metzler took roll call. The following Officials were present: Trustees Derenoski, Kriese, Barrett, Daley and Walkington

Also present were: Village Clerk Kathy Metzler, Public Works Superintendent Jeff Gately, Building Official Russ Kraly, Village Attorney Jim Rock and Village Engineer Greg Gruen

Absent: Mayor Linda Soto, **Trustee Duberstein and EMA Coordinator Mike Benko
*** Please note Trustee Duberstein was in Springfield doing a presentation for the Governor's Home Town Award for the Village of Hainesville.*

Clerk Metzler stated that Mayor Linda Soto is absent and is asking for a motion to appoint Trustee Gary Walkington as Chairperson.

Trustee Barrett motioned to Appoint Trustee Gary Walkington as Chairperson of the August 28th, 2012 Board Meeting; seconded by Trustee Derenoski.

Roll Call:

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

Absent: Trustee Duberstein

Motion carried.

Establishment of quorum

Agenda Approval

Trustee Kriese motioned to Approve the Agenda as presented; seconded by Trustee Derenoski.

Roll Call:

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

Absent: Duberstein

Motion carried.

Public comments:

Ted Mueller (and former Mayor), 318 Katherine Drive, Hainesville – stated that Hainesville Fest was started under his administration and he stated to Trustee Derenoski that this was the best Hainesville Fest of them all!

Omnibus Vote Agenda

1. A Motion to Approve the July 24th, 2012 Regular Board Meeting Minutes
2. A Motion to Approve the June 2012 Financials
3. A Motion to Approve the July 2012 Financials
4. A Motion to Approve the August 2012 Bills Payable for \$147,390.89

5. A Motion to Approve the Manhard Consulting Route 120 Watermain Engineering Fees for Services through 6/29/12 \$2,921.50
6. A Motion to Approve Request for Rental Waiver – 630 N. Triumph Court

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

Roll Call:

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

Absent: Trustee Duberstein

Motion carried.

Reports and Communications from Mayor and other Officers:

Trustee Walkington stated that there was no Mayor report.

Village Engineer

Village Engineer Greg Gruen stated that the Lake County Board passed 94 amendments to the Storm Water Management Ordinance. The Village has 90 days to adopt them. They will be on the September agenda and they will need to be adopted. He is going to a mandatory seminar next week where they will explain the intent of the ordinance amendments. Greg will give a general overview of the amendments at next month's meeting.

Greg also reported that regarding the Motor Fuel Tax he has been going back and forth with Peter Baker and IDOT. IDOT approved all the paperwork and contract that the Village has with Peter Baker. One item that Peter Baker has approached the Village about is that they are interested in doing all of the work in Misty Hill Subdivision under the contract this year and then delaying payment. When the job is finished this year, 55% will be due within 30 days and 45% will be due May 1st in the next fiscal year. They are basically offering a 0% financing option for 6 months. This way the streets won't be torn up again in the spring time. Greg has talked to Mayor Soto and Jeff Gately regarding this issue. Greg stated that in order to do this a new MFT resolution will need to be passed when the time comes next spring.

Greg added that the IEPA loan program has been closed out. He met with the IEPA; they inspected the job and it has been finalized. The Village should be getting the final check from them soon.

Greg stated that Jeff is working on getting the school LED signs programmed and put up. The Village received the permit from IDOT to put them up last week.

Village Attorney

Village Attorney Jim Rock reported that he prepared the Ordinance that will be discussed under Business.

Jim also stated that he was informed by ComEd that the Vole property that had been inspected for electrical was denied connection and they are requesting additional work on that electrical service before they will make any connections.

Public Works Superintendent

Public Works Superintendent Jeff Gately stated that one of the school signs is in his office but it is up and functional. The other one is having problems with the time clock being loaded into the actual controller. They are set to go on and off at a certain time. He loaded the school schedule including full and half days and days off. The company is overnighing a new controller. If all goes well, Jeff stated they should be installed tomorrow afternoon.

Jeff reported that last Friday he met with Rick Leber at the water tower. Rick was doing visual looks and the specs are done. They will go out to bid this week. Jeff added that it should be painted in the next month or so.

Kathy asked if they are going out through the Village. Jeff stated that Manhard is handling the bid process.

Greg Gruen left the council chambers at 7:10 p.m.

Building Official

Building Official Russ Kraly stated that he distributed his report and that 42 permits were issued last month and 93 inspections were completed. He also stated that 51 violations and code complaints were made. He added that the Weidner property was cleaned up. There is a buyer interested in the property and their lawyer has been speaking with Mayor Soto and Russ.

Trustee Walkington asked if Russ checked out the back of Firestone. Russ stated that he called the new owners and they are supposed to get back to him. The owners thought it was a natural garden.

EMA Coordinator

EMA Coordinator Mike Benko was absent.

Treasurer

Treasurer Kelly Hensley was not present.

Building Official Russ Kraly left the Council Chambers at 7:12 p.m.

Village Clerk

Village Clerk Kathy Metzler reported that the Village's new and improved website is now live as of 3:45 today. She stressed that although it is up and running it is not perfect. The businesses and the agendas and meeting minutes aren't up yet but will be soon. She asked for patience the next couple of weeks. The agenda and minutes will be on the home page until that section is up and running.

Also one new item regarding the website, residents can now sign up to receive by email upcoming village event notifications. There is a sign-up sheet in the back by the agendas.

Clerk Metzler and Deputy Clerk Roseann Stark will be attending the Municipal Clerks of Lake County local elections training next Wednesday, September 5th presented by Lake County Clerk Willard Helander and Chief Deputy Cindy Pagano.

Reports of Standing Committees

Finance – Trustee Daley stated that Finance did not meet tonight due to lack of quorum. He stated that he and Treasurer Kelly Hensley attended a meeting with Grayslake’s Mike Ellis and Derek Soderholm regarding the development of a capital fund. There will be a detailed memo coming from Kelly within the next couple of days along with a plan laid out to get started to arrange some of the funding and accounts. The goal is to use their guidelines to develop long range planning for finances and financial expenditures. They took the Village of Hainesville’s budget and worked through it on their own time and were happy about it. They put in a lot of work and it will help our village a great deal.

Public Works – Trustee Daley asked why the water tower painting was delayed. Trustee Walkington explained that the first drawback was the inside inspection. The first inspector wasn’t qualified and Rick had problems putting the bid package together for some reason; which it is just now getting ready. Trustee Walkington stated that Public Works has a meeting tomorrow night and he will get more information as to when it will be done for sure. Jeff added that he is miffed because it is taking so long to get it going. It was not the qualification of the inspector but something to do with the contract. Attorney Jim Rock stated that the contractor was requesting indemnification from the Village when it should have been in reverse. The Village informed him that they would not give the indemnification so based on that the Village went with a different contractor.

Trustee Daley stated his concern that the prices will go up. Trustee Walkington stated that if they can do it this time of year there will be a long guarantee with this contract because he is not happy with the time of the year they are doing the work. There is a Public Works meeting tomorrow night and he will get more information then.

Public Safety – Trustee Kriese reported that at tonight’s meeting the committee discussed a safety issue existing when exiting Big Horn Drive. The Northeast property has landscaped with bushes that block the sight lines to the bike path and traffic on Hainesville Road when making a left turn. The Committee is going to ask Jeff to find the property lines and see if the bushes, trees and shrubs are on public property. He would like to improve that intersection.

Wally stated that the Committee discussed the safety tip of the month which will be on the website. He thanked Kathy for her hard work on the website. The tip will be on school bus safety and texting while driving.

Wetlands and Open Spaces – Trustee Duberstein was not present.

Community Relations – Trustee Derenoski stated that Hainesville Fest was a success. He thanked the Committee members Jeff Gately, Kathy Metzler, Linda Soto for being instrumental in the Fest’s success. He also thanked Jackie Brunk who volunteered and went door to door to businesses to collect more sponsorship dollars. The Village got a total of \$10,450 in

sponsorship. This was the most money that had been collected. John also thanked his wife, Brandy who manned the ticket counter the whole time of the Fest. He also thanked Anthony and Jimmy Soto for all their hard work. They cleaned up and packed up quickly. He also thanked Trustee Kriese for running for ice. He also thanked Roseann, Karyn and Kelly for manning the ticket booth. The Village will put an ad in the Daily Herald thanking the sponsors. John stated that last year \$809 was taken in for wristbands and this year \$1,168 was taken in wristbands. Everyone seemed to enjoy the day.

Trustee Kriese thanked John, Kathy and the Mayor and everyone involved.

Business

An Ordinance Establishing the Salary for the Mayor

Trustee Daley stated that this was discussed at the Finance Committee. This increase will take effect after the next election. There is a memo in the packet from Trustee Daley which indicates that after some communication with Attorney Jim Rock a part of the ordinance was dropped. After this memo went out some individuals, the Mayor and Trustees questioned parts of the old ordinance regarding attendance at meetings and how many meetings, etc. The Mayor held discussions with Trustee Walkington, Trustee Daley and Attorney Jim Rock. The revised Ordinance was at your area for the Trustees. The job description that stated the Mayor attends two meetings and some whereas clauses were dropped because they were not vital to the ordinance. It was more of a job description than it was an ordinance establishing salary. All parties have discussed this revision and accepted it. Trustee Walkington and Mayor Soto have approved the language. This increases the Mayor's salary from \$1,000 a month to \$1,500 a month. Village Attorney reiterated that there were no substantive changes made to the ordinance. The only changes were to the Whereas recitals and several were deleted.

Trustee Daley motioned to approve the revised Ordinance Establishing the Salary for the Mayor; seconded by Trustee Kriese.

Trustee Derenoski asked why the job description portion was taken out because now it looks like the Mayor gets a raise just for being elected and then the Mayor doesn't have to do much. Trustee Walkington spoke with Attorney Jim Rock and Clerk Metzler because he didn't think the Ordinance should have a job description in it. The Personnel Manual has the description and when we do raises for other employees there is no job description in the package; so he feels it was not necessary to be in the Ordinance. This can be changed the next time if we aren't happy, but he didn't think a job description was necessary. Trustee Derenoski added that he thought a minimum requirement for the position like attending all Board Meetings in addition to SWALCO, IDOT and other Board meetings that Mayor attends. Conceivably the next Mayor can say they are not going to attend meetings or the Board meetings because it is not required.

Attorney Jim Rock stated that this is a statutory thing and even if a Mayor did that the salary could not be reduced. Regardless if those kind of things are in an ordinance you cannot reduce the Mayors salary if they don't do what was described. The only recourse would be legally to remove the Mayor but it's not easy to do under Illinois law; there is no provision. There were a few reasons for removing the recitals. The Mayor's responsibilities are statutory. If the village

tries to list the jobs some will be left out and there will be holes. Also to start developing a job description for the Mayor position there is no teeth to reduce or penalize or dock the Mayor salary if they don't perform. They are prescribed by statute as to what they are supposed to be doing.

Trustee Walkington stated that the Board has the power to suggest to the Mayor what meetings she should attend or appoint someone to attend so the Village should be represented at the meetings. He stated that Linda does her share of meetings.

Trustee Daley stated that the board should look at the development of a job description or expectations for the Mayor position.

Trustee Walkington added that other Villages have Village Managers and Linda fulfills many of the hats that a Village Manager would take on. Linda has never turned anything down and she is diligent about what she does as did all the other Mayors. This is a reflection of what Trustee Walkington feels she has coming and the other items did not need to be put in there.

Trustee Barrett stated that he understands taking out the job description but he thinks a 50% raise is absurd in these times. He understands that they are in it not for the money but for the betterment of the community.

Trustee Derenoski asked the last time the Mayor's salary was raised. Village Clerk Metzler stated that it was in 2004. Trustee Derenoski added that it is then 8 years since a raise was given to a Mayor. Trustee Barrett stated that he can see getting a raise but not 50%. Trustee Walkington stated that in 2004 the Mayors salary went up \$400 from \$600 to \$1000 a month.

Roll Call:

Ayes: Trustees Derenoski, Kriese, Walkington, and Daley

Nays: Trustee Barrett

Absent: Trustee Duberstein

Motion carried.

Ordinance # 12-8-163

Trustee Barrett motioned to adjourn the August 28th, 2012 Regular Board Meeting; seconded by Trustee Daley.

All in favor say aye, motion carried.

The August 28, 2012 Regular Board Meeting adjourned at 7:32 p.m.

Respectfully submitted,

Kathy Metzler, RMC, CMC
Village Clerk