

## September 25<sup>th</sup>, 2012 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Linda Soto at 7:00 p.m.

Mayor Linda Soto led the pledge of allegiance to the flag.

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

Also present were: Village Clerk Kathy Metzler and Village Engineer Rick Leber

Absent: Trustee Barrett, Trustee Daley, Treasurer Kelly Hensley and Public Works Superintendent Jeff Gately

Mayor Soto explained that Trustee Barrett was running late and Trustee Daley was at a family reunion.

### Establishment of quorum

#### Agenda Approval:

Trustee Derenoski motioned to approve the agenda as presented; seconded by Trustee Duberstein.

#### Roll Call:

**Ayes:** Trustees Derenoski, Kriese, Duberstein, and Walkington

**Absent:** Trustees Barrett and Daley

Motion carried.

#### Public comments:

**Ted Mueller; former Mayor – 318 E. Katherine Dr., Hainesville, IL** – Mr. Mueller stated his feelings toward the video gaming issue. He asked that the Board consider that whatever revenue is received from video gaming, which will be small because the state gets the biggest bite, will be from lost money. If he was Mayor, he would veto video gaming.

#### Omnibus Vote Agenda

1. A Motion to Approve the September 11<sup>th</sup>, 2012 Regular Board Meeting Minutes
2. A Motion to Approve the September 2012 Bills Payable for \$88,049.79
3. A Motion to Approve Request for Rental Waiver – 574 N. Triumph Court

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

#### Roll Call:

**Ayes:** Trustees Derenoski, Kriese, Duberstein, and Walkington

**Absent:** Trustees Barrett and Daley

Motion carried.

## **Mayors Announcements**

Mayor Linda Soto attended the Motor Fuel Tax class with staff. They went over the numerous forms needed. They also learned more creative ways to use MFT funds. It was a beneficial day. The Treasurer and Clerk got information for record keeping and finances. The Public Works Superintendent and the Mayor got good information on the possible uses of MFT funds.

On September 17<sup>th</sup> the Mayor attended a Naturalization and Oath Ceremony at the Round Lake Beach Civic Center. Judge Ortiz was the keynote speaker. There were 100 people in attendance who took the oath to become a United States citizen. There were 35 countries represented. These ceremonies are open to the public.

The Mayor stated that new literature regarding keeping your home is out in the foyer and it will be linked on the website. There will be a workshop on October 13<sup>th</sup> in South Holland and a website [www.keepyourhomeillinois.org](http://www.keepyourhomeillinois.org). Another website, [www.Illinoishardesthit.org](http://www.Illinoishardesthit.org) is also available for anyone struggling and needing help.

The Mayor also reported that in the next month the Weidner property will have a new owner, McMahon Construction. They currently operate out of Mundelein and have been in business for over 30 years. They specialize in fire and flood restoration. They don't have large equipment but they will have fans, pickup trucks and vans. This is a permitted use for the property. They plan on paving the parking lot and putting up a fence, along with improving the looks of the property with landscaping. They will also renovate the house and turn it into a commercial sales office.

Trustee Duberstein asked if this is an additional office for them or are they moving from Mundelein. The Mayor stated that they are moving because they have been renting but want to own. They will be operating immediately out of the garage and then restore the home. They will also be tapping into the Village water system and pay the tap on fees.

## **Standing Committee Announcements**

**Wetlands and Open Spaces** – Trustee Duberstein stated that there will be a Village wide clean up on October 13<sup>th</sup> from 9 to 12. The Village will supply trash bags, gloves and water. A resident can clean up around their area or clean up the common areas such as down Hainesville Road or around Cranberry Lake. She asked that residents sign up on the website.

Mayor Soto noted that she purchased some economy safety vests for people working on Hainesville Road or Route 120.

**Public Works** – Trustee Walkington reported that on Channel 7 ABC News in the morning, Don Otto's 9-11 Memorial car was featured on the "I Love My Car" segment.

**Community Relations** – Trustee Derenoski stated that the Holiday Mixer will be on December 1<sup>st</sup>, from 2:00 p.m. to 5:30 p.m. at the Village Hall. There will be entertainment and Santa will also be visiting.

## **Business**

### **A Motion to Accept the Bid from Jetco Ltd. For the Water Tank Re-Coating Project to include 5-year extended warranty, sandblasting containment and coating upgrade for \$228,255**

Rick Leber, of Manhard Consulting explained the Water Tank re-coating project. The bid opening was Friday. Base bids and alternative bids were included. The change that will be added to the base bid is the containment for sandblasting. The paint will be blasted off the outside of the tank to bare metal. There will be no contamination of the coating that will go on the tower. The blast material will be contained at the base of the tower and will be vacuumed up and hauled away. In addition companies do not provide 10-year warranties. The Village did get a 5-year extended warranty from the contractor outside of the coating. There will also be an upgrading of the coating to a coating that has an extended gloss retention and anti-fade with a UV protection. This is for 15-years.

Trustee Duberstein asked if the \$25,000 tent is necessary since houses are not immediately around the tower. Rick stated that the contractor was concerned because the tower was next to the wetland and a park and if there was wind that would blow into those areas.

Mayor Soto stated that \$200,000 was budgeted and the cost of this project is \$228,000 with upgrades. The other recommendation with this vendor and why it was the lowest is that the vendor asked to wait until the spring 2013 to do the project. The Mayor went to Treasurer Hensley and the auditor because the money was budgeted this year and some has already been spent on engineering and prep so it is a little less than \$200,000. If the Village wants to do it this year, the Village would have to re-do the appropriation ordinance. However, after discussing this with Kelly and the auditor as long as the Village accepts doing the work and stating that the vendor will not start until May 1<sup>st</sup> this can be moved to next year's budget. This will not show as a liability just a footnote at the audit explaining why it was moved.

Trustee Walkington stated that the reason for the tent is that a little over 60 tons of abrasive will be used to sandblast.

Trustee Kriese asked if Village Engineer Rick Leber worked with Jetco on other projects. Rick stated that they have recently worked with them on the tank in Lakemoor. Mayor Soto passed around a photo of the Lakemoor water tower.

Trustee Kriese motioned to approve to accept the Bid from Jetco Ltd. For the Water Tank Re-Coating Project to include 5-year extended warranty, sandblasting containment and coating upgrade for \$228,255; seconded by Trustee Derenoski.

#### **Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, and Walkington

**Absent:** Trustees Barrett and Daley

**Motion carried.**

### **Cranberry Lake North Association Request**

Mayor Soto explained that she received a request from the Cranberry Lake North Association regarding their hardship rentals. She has talked to Don Heiden the association president. They would like to simplify the process. Mayor Soto has repeatedly responded to him that this is for the association to do and he should speak to his attorney. They would need to change their bylaws. Don stated that he had talked to an attorney who felt that the Village could temporarily waive the requirements. Mayor Soto didn't think the Village could have that authority. Mayor Soto asked for a letter from the attorney stating his opinion and what specifically is being requested. The letter was provided to the Trustees. The letter requests that the Village waive certain rights but does not give a legal opinion as to what is being done to the rights of the individual property owners. Village Attorney Jim Rock agreed, the Village does not have the authority to waive and it is an easy fix for the Association board. However residents that purchased a townhome and liked the bylaws the way they are, have had the opportunity to vote to change or keep it the same taken away.

Mayor Soto stated that she is sticking to her guns and the answer still is no the Village will not temporarily waive anything. If they want to change the bylaws, then they will have to do a majority vote with their owners to change it. Trustee Duberstein stated that Village Attorney Jim Rock sent us an opinion and he concurred should the board decide to do this the Village could be open to legal action by a resident who doesn't think that we should have the right to take their association vote away.

Mayor Soto noted that she told the Association Board that their attorney could draft the vote proxy to say that if the resident doesn't respond by a certain date then they have voided their vote. This will cost money for the association. Mayor Soto will draft a letter with Jim Rock stating that the Village feels it is their obligation to take care of this among their members.

The hardship in the Omnibus has been approved because it is under the current process. This is a unit owned by a member of the association board and they did follow the current procedures.

Trustee Barrett entered the Council Chamber at 7:28 p.m.

### **Video Gaming – Continued Discussion Only**

Mayor Soto provided a list of municipalities that have either banned video gaming or have allowed it and some that fall back on the state statute. She also included some Frequently Asked Questions. Mayor Soto agreed with former Mayor Ted Mueller about lost money. The municipalities receive only a small portion but that is irrelevant. The Mayor feels that there is something wrong with using money from gambling to fund municipal projects.

Trustee Derenoski stated that if people want to gamble they should go to casinos. Our Village does not want a certain element frequenting the Village to gamble.

Trustee Kriese agrees to not having video gambling; no one gains in gambling.

Trustee Duberstein also agrees and Ted made a good point because if we take in the money it is from people's losses. Round Lake and Waukegan have approved it so people can go to these neighboring towns. She does not feel it is appropriate for the Village.

Trustee Barrett was late due to family commitments. He is not thrilled with the video gaming in our community because the amount of return is not a lot compared to the accounting services needed. He feels people should gamble at a casino.

Trustee Walkington agreed it is not a good idea because the Village has no control over it. It is run by the State. He would vote against it.

Mayor Soto will have an ordinance ready to adopt for the next meeting banning video gaming for the Village of Hainesville.

Trustee Kriese motioned to adjourn the September 25, 2012 Regular Board Meeting; seconded by Trustee Derenoski.

All in favor say aye, motion carried.

**The September 25, 2012 Regular Board Meeting adjourned at 7:37 p.m.**

Respectfully submitted,

Kathy Metzler, RMC, CMC  
Village Clerk