

Village of Hinckley Board Meeting for February 2, 2009

President Diedrich called the meeting to order at 7:30 p.m.

Roll call showed Trustees: Todd Prellberg, Steve Warner, Dan Godhardt, and George Hubert Jr. all present. Trustee Lee Luker was not present. This established a quorum.

Other persons in attendance included: Jeffrey Lewis, Village Attorney, Dave Walker, Police Chief, Dale Youngers, Waste Water Treatment Plant Supervisor from TEST, Inc. and Joe Moore, Supervisor of Public Works. Special guests included Officers: Chuck Breese, Steven Mathis and Jason Swanson.

The Pledge of Allegiance was recited.

The minutes for the January 20, 2009 Village Board meeting were presented for approval. Trustee Prellberg indicated comments associated to his committee report should have been included in the Water and Sewer Committee report. The correction was noted. Trustee Prellberg made a motion to approve the minutes as amended; seconded by Trustee Hubert.

Motion carried 3-0; Trustee Godhardt voted present.

The bills were presented for approval of payment. Trustee Hubert made a motion to approve paying the bills as presented; seconded by Trustee Prellberg.

Motion carried 4-0.

TOTAL OF ALL BILLS

General Fund	\$	2,239.74
Police Fund		1,033.71
Parks and Recreation Fund		275.93
Water and Sewer Fund		8,885.03
Road and Bridge Fund		20,389.48
Payroll Fund		<u>12,951.05</u>
Total:	\$	27,474.94

TOTAL OF ALL DEVELOPER ESCROW BILLS

Land Partners, LLC		9,771.75
General (Joint) Escrow Account		51,973.93
Royal Estates Subdivision, Unit 8		15,367.29
Weslan Corporate Center		<u>131.25</u>
Total:	\$	77,244.22

ATTORNEY'S REPORT:

Attorney Lewis reported of the three building code violation cases the Village recently took to court, two have been resolved. Mr. Lewis will work with the Village's Building Official, Bill Dettmer, ICCI to resolve the third case.

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Attorney Lewis stated the notice of public sale ad for the former Wright Place property at 132-134 E. Lincoln Ave. will be published this week. Bids may be submitted from February 9, 2009 through March 9, 2009. All bids will be opened on Wednesday, March 11, 2009 at 3:00 p.m.

In regards to Royal Estates Subdivision, Unit 8, Attorney Lewis reported Benchmark Bank continues to negotiate infrastructure improvements with Lake County Grading. Mr. Lewis stated the Bank intends to own the property and contract the improvements with Lake County Grading. Mr. Lewis will meet with Engineering Enterprises, Inc. and the Bank to find out how to proceed further. Trustee Hubert asked if the Village could or should call the Letter of Credit. Mr. Lewis replied the procedure following the call are complicated with bidding and such and will be costly with engineer's fees. Trustee Prellberg asked if the Letter of Credit expires in April 2009. Mr. Lewis stated the Village will have to request an extension or exercise its right to call the Letter. President Diedrich instructed Mr. Lewis to get a commitment from Benchmark Bank following their meeting with Lake County Grading as soon as possible. Trustee Godhardt suggested the Village send a formal letter to the bank requesting an extension of the Letter of Credit. Trustee Prellberg suggested putting the issue on the agenda for the next Village Board meeting.

Mrs. Grivetti, Acting Clerk reminded Attorney Lewis of Redbud Properties, LLC's outstanding escrow account balance. Mrs. Grivetti also asked Mr. Lewis what can be done about Land Partners, LLC's outstanding escrow account balance. It has been outstanding since April, 2008 and is not connected to the outcome of the draft ordinances as the Joint (General) Escrow Account is. Trustee Warner suggested contacting Land Partners, LLC and informing them the Village will issue an intent-to-lien on their property if they do not bring current this account. Mrs. Grivetti will forward the necessary information to Mr. Lewis.

Trustee Prellberg asked if the Village resolved the issue regarding the blocked garage in the alleyway between the one hundred block of North May and Sycamore Streets. Chief Walker replied he has talked to his officers and they have never seen the garage blocked. He advised Trustee Prellberg to have the residents or property owner call the police as soon as it happens again.

DEPARTMENT SUPERVISOR'S REPORTS:

Police Chief David Walker presented awards to Officers: Chuck Breese, Steven Mathis and Jason Swanson for outstanding numbers of DUI arrests in recent years. The officers were awarded pins, stickers for the squad cars and certificates.

Chief Walker also stated the Department will donate an unclaimed bicycle (report number 08-10-1168) to the Lion's Club for their upcoming sale.

Waste Water Treatment Plant Supervisor, Dale Youngers distributed a packet of reports from TEST, Inc. He reported Well #3 has exceeded the maximum level of allowed radium for quite some time. He further stated it could cost thousands of dollars in laboratory fees to put the well back into service even with reduced levels of radium. However, after a Public Notification, the Village can use the well at any time on a temporary basis.

Mr. Youngers also reported the Waste Water Treatment Plant is currently working at 98% capacity, as reported by the IEPA. At their discretion, the IEPA could put the Village on Restricted Status or Critical Review, preventing additional hook-ups to the system. Trustee Prellberg asked if the Village is on

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restricted status, can they prevent building and subsequent hook-ups in Royal Estates. Trustee Warner indicated the IEPA already has permit information for Royal Estates. Trustee Godhardt stated the subdivision is not on line yet; however the hook-ups are included in the IEPA report.

Trustee Godhardt then asked what responsibilities the Village would have if it called the Royal Estates Subdivision's Letter of Credit. Attorney Lewis replied whatever the Village wanted to require. Trustee Warner added he is confident there is not \$600,000 worth of work left to be done in the subdivision.

Mr. Youngers continued to report on suggested projects for Capital Improvements. He suggested the Village upgrade the pumps at the north lift station. He stated they should have been upgraded ten years ago by the developers of that part of the Village. Records show one pump was replaced. The other original pump was pulled and put back. The second pump may have had work done on it before it was installed. Both were built in the 1970's. Mr. Youngers stated Metropolitan Pump can improve the gallon capacity by 25 gallons per minute for each pump. Trustee Prellberg responded he thought the issue was the pipes, not the lift station. Mr. Youngers replied this is not a "cure all", but it will help. The Village cannot choose to do nothing. The original pump will ultimately fail. The cost to replace the pump now is the same as the cost of the pump bought last year for the south lift station.

Mr. Youngers then discussed the issue of repairing the Village's portable emergency generator. Mr. Youngers received a quote from Rush Power Systems to repair the generator. The company stated the Village's generator is a late 1960's model and probably cannot be repaired. The company provided a quote for a used generator. Mr. Youngers added there may be grant money available to replace the generator through FEMA.

Trustee Prellberg asked if TEST, Inc. has records of improvements made to the Village's pumps from 10 years ago. Mr. Youngers replied no.

Mr. Youngers also stated he is still working on getting a bid for the RCB. He will present further information at the next Village Board meeting.

Finally, Mr. Youngers stated he heard Niles has been contracted by Layne Western to rehab Well #4. He asked the Board for confirmation. There was no consensus.

[At this time, President Diedrich interrupted the Supervisor's Reports so a member of the audience could make comments and be excused. See Comments from Persons Present below.]

Public Works Supervisor, Joe Moore reported he disagrees with Patton on warranty work done. The Village should have a credit with the company. He instructed the Board to not pay the bill from them. He also reported there is a smaller street light at the municipal parking lot downtown. He is fixing it. He further reported the loader tires were replaced today. There is still one more repair to be made. He is also working with Trustee Warner regarding the Village's inflow and infiltration (I & I) issue. He would like to discuss it at the next Water and Sewer Committee meeting.

Trustee Prellberg asked Mr. Moore if the Village will have any issues with the upcoming warm weather with regard to melting ice and snow. Mr. Moore replied the Village will be prepared with additional pumps. The Public Works Department will monitor the situation through the weekend; however he himself will not be available Saturday and Sunday.

President Diedrich suggested reviewing and updating the Village's Emergency Preparedness plan.

COMMENTS FROM PERSONS PRESENT:

Tammy Fredrick, AFLAC: Ms. Frederick would like the opportunity to present a new insurance option to the employees and elected officials of the Village of Hinckley. There would be no cost to the Village accept to process the required monthly payroll deduction. President Diedrich will offer the option to the employees, and call Ms. Frederick with a date and time in which she can make her presentation.

COMMITTEE REPORTS:

Todd Prellberg, Streets and Alleys – Trustee Prellberg had no committee report; however he gave Attorney Lewis information from the Squaw Grove Library District requesting an intergovernmental agreement with the Village for the collection of transition/impact fees for the District. He added the Library District did remove information regarding Village liability. Trustee Godhardt stated he thought the Village policy was to have developers pay the Library District fee at permit and present their receipts to the Village for building permits to be issued. There was no further discussion.

Parks and Recreation – Trustee Prellberg stated he was informed by the Parks and Recreation Advisory Board that LandTech has completed the Village Parks Master Plan. LandTech has offered to present the Plan to the Advisory Board, however Ms. Ohnstad is concerned it might cost the Village. Trustee Prellberg suggested LandTech be contacted and informed they are welcome to present the Plan without any additional fee.

Steve Warner, Water and Sewer – Trustee Warner reported he recently met with EEI and reworked a different system to remove radium from the Village water supply. He stated a deep well may or may not be the best thing for the Village right now. He suggested asking a second engineering firm for a different opinion. He stated he would like Rempe-Sharp to be put on the agenda for the next Village Board meeting to give a presentation. Trustee Prellberg replied if the Village delays any further, we could miss the deadline for the IEPA loan process. Trustee Hubert added he has already communicated the Village's Water Works Improvement Plan to local banks in order to borrow funds for up-front engineering fees. Trustee Warner stated he wants the Village to review other avenues. Trustee Prellberg replied the Village has reviewed other avenues for years; however he agreed to hear the presentation. President Diedrich agreed to have it put on the agenda. He stated he would like a second opinion; but it is late in the game to change now. The Village has a lot of money already invested in EEI's Water Works Improvement Plan. In response, Trustee Hubert stated he cannot, in good faith, continue to negotiate with the banks if the Village may change the plan. Trustee Warner stated a second opinion may present a better plan for a system and/or funding. Trustee Godhardt added the Village will loose time.

Mr. Moore discussed televising and flow testing to determine I & I. President Diedrich stated televising is expensive and won't give a clear answer to where any blockages are. Mr. Moore replied a flow study proposed several years ago by EEI would have cost \$40,000. Renting flow meters and collecting data in-house could cost \$20,000 without software to analyze the data. He suggested illegally discharging sump pumps are a large cause of infiltration. President Diedrich suggested storm water running into the sanitary system causes more damage than sump pumps as the run-off infiltration is instantaneous and sump pumps take hours to influence the system.

Trustee Warner also stated he received a response from Attorney Andersson regarding the Village's requested review of the draft Sign, Fence, Zoning and Subdivision Control Ordinances. Mr. Andersson stated the drafts are more comprehensive than the current ordinances and are a very good starting point for the Village. Trustee Godhardt suggested the draft ordinances be put on the agenda for the next Village Board meeting. Trustee Prellberg asked about the proposed public hearing for the documents. Trustee Godhardt replied only the Zoning Map requires a public hearing. Trustee Warner made a motion to approve the draft Sign, Fence, Zoning and Subdivision Control Ordinances as written and reviewed by Mr. Andersson.

Trustee Prellberg agreed with Mr. Andersson's response; however he suggested the Board should not pass the ordinances without Trustee Luker being present. Trustee Warner replied Trustee Luker also agreed with Mr. Andersson. The motion failed for a lack of a second.

Dan Godhardt, Economic Development –Trustee Godhardt had nothing to report.

George Hubert, Jr., Finance & Personnel Committees – Trustee Hubert stated he will schedule a Personnel Committee meeting after Trustee Luker returns from vacation. The Committee will finalize the job description for the full-time Village Office Manager position. He will also draft the Employee's Compensation Package for FY 2010.

Trustee Hubert asked if the Village has taken possession of the new Leaf Vac yet. Mr. Moore replied no. Trustee Hubert stated it will be paid for through the Garbage Fund. He restated he has been working on acquiring funds for the Water Works Improvement Plan; and he will begin to draft the Appropriation's Ordinance for FY 2010.

There was discussion regarding the public "open house" for the Water Rate Study. It will be held Saturday, March 7, 2009 from 9:00 – 11:00 am. Trustee Prellberg also suggested setting up an online paying option for water bills and having the information available at the open house. He also suggested changing from a postcard-sized bill to a full page bill.

Lee Luker, Building and Grounds – Trustee Luker was not present.

TABLED ISSUES

There were no tabled issues to report.

PRESIDENT'S REPORT:

1. Weslan Development Annexation Agreement

President Diedrich reminded the Board members to give any questions or comments regarding the document to Mrs. Grivetti to be forwarded to Attorney Andersson. This will also appear on the agenda for the next Village Board Meeting.

2. Boundary Agreement Between Hinckley and Big Rock

The Boundary Agreement is complete and has been signed by both parties. Attorney Lewis stated it needs to be recorded with the County Recorder's Office.

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3. Miscellaneous Items

- a. President Diedrich reminded the Board of the issue regarding the resident who called and harassed the Acting Village Clerk.
- b. He also informed the Board of an opportunity to purchase vacant land adjacent to the Waste Water Treatment Plant. A packet of information was delivered to the Village from Mr. Joe Ludwig, owner of the property.
- c. President Diedrich stated the DeKalb County Economic Development Corporation (DCEDC) has requested a donation from the Village. He suggested donating \$500.00. Trustee Prellberg made a motion to donate \$500.00 to the DCEDC; seconded by Trustee Hubert.

Motion carried 4-0.

ACTING CLERK’S REPORT:

Mrs. Grivetti requested permission to send Ordinances 09-01 and 09-02 to the Municipal Code Corporation to be included with the Village’s online list of new ordinances. The cost will be \$25.00 per ordinance. Trustee Prellberg made a motion to approve the sending of the ordinances; seconded by Trustee Hubert.

Motion carried 4-0.

Mrs. Grivetti reported on the money received since January 20, 2009 and the transfers for approval.

MONEY RECEIVED SINCE JANUARY 20, 2009

Income Tax	\$	8,716.16
State Use Tax		2,426.40
Mediacom Franchise Fee		1,256.06
Franchise Payment (NICOR)		5,372.43
Utility Tax (ComEd)		15,801.24
Parks and Recreation Fees		466.88
Copies		<u>1.00</u>
Total:	\$	34,040.17

TRANSFERS FOR APPROVAL

To Payroll Fund from:		
General Fund	\$	17,991.87
Police Fund		19,034.61
Water and Sewer Fund		6,108.35
Road and Bridge Fund		<u>5,035.80</u>
Total:	\$	48,170.63

Trustee Hubert made a motion to approve the Transfers; seconded by Trustee Prellberg.

Motion carried 4-0.

DISCUSSION:

Trustee Warner stated he attended the Aurora Area Convention and Visitor's Bureau's meeting. He suggested the Village become more involved.

ADJOURNMENT

Trustee Godhardt made a motion to adjourn the meeting at 9:30 p.m.
Adjournment was approved unanimously.

The next regular meeting of the Hinckley Village Board will be Tuesday, February 17, 2009 at 7:30 p.m. at Village Hall due to the President's Day holiday.

Joseph J. Diedrich, President

Dawn R. Grivetti, Acting Clerk