

Village of Lily Lake

Approved Minutes of the Regular Meeting of the Board of Trustees

Monday, January 27, 2014

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Call to Order: President, Jesse Heffernan called the Board Meeting to order at 7:02 p.m.

Roll Call: Present –Rick Overstreet, Steve Wise, Ray Ivancic, Wendy Ivancic, Mary Rose Damisch and Janet Marlovits.

Also present: Michelle White, Village Clerk; Alex McTavish, Village Attorney; Lisa Engberg, Village Treasurer; Erik Hoofnagle, Public Works Director and Steve Zahn, Plan Commission Chair.

Public present: Cole Hoofnagle

Adoption of the Agenda: Motion by Wise, seconded by R. Ivancic to adopt the agenda.

Motion by Wise, seconded by R. Ivancic to adopt the January 27, 2014 agenda as presented. *Voice vote, motion passed unanimously.*

Minutes of December 16, 2013 Board Meeting: Motion by Overstreet, seconded by R. Ivancic to accept the minutes of the December 16, 2013 meeting.

Motion by Overstreet, seconded by R. Ivancic to accept the minutes of the December 16, 2013 meeting. *Voice vote, motion passed unanimously.*

Public Comments: None

Consideration of Bills, Ordinances and Resolutions:

Special Service Area – 20 year Maintenance Plan - Motion by R. Ivancic, seconded by Overstreet to approve the Special Service Area (SSA) 20 Year Maintenance Plan.

President Heffernan and Public Works Chairman, Erik Hoofnagle met with the Homeowners Association President for each SSA to discuss moving forward with a maintenance plan for their roads. Engineering Resources put together information to show what each SSA would need to save and what the Village would need to receive per year for the next 20 years to meet the requirements of maintaining the subdivisions.

Motion by R. Ivancic, seconded by Overstreet to approve the Special Service Area 20 Year Maintenance Plan. *Voice vote, motion passes unanimously.*

Resolution 2014-01 - School Sign Installation – Motion by Overstreet, seconded by Marlovits to approve Resolution 2014-01 authorizing the purchase of Signs Marking the Entrance to the Lily Lake School.

President Heffernan explained that Engineering Resources had to write an application letter requesting permission from IDOT to install a sign along Route 47. Easiest way to change the existing signs is to, install a blinking perimeter light. The blinking lights on the sign would be solar powered. The Township said they would program the sign so that it blinks during school hours. The County has similar signs and they estimated 10 years use on the rechargeable battery, other than the battery maintenance is minimal.

R. Ivancic asked if there would be a possibility of recouping some of the sign cost from the surrounding towns and or the School District since they would benefit from the sign as well. President Heffernan she would send a letter to the School District.

Overstreet asked who would be responsible if the sign is knocked down or damaged. Hoofnagle stated it would be the Village's responsibility. The Village would need to check the cost of insurance.

W. Ivancic asked who is responsible for enforcing school signs.

Hoofnagle said that it is not considered a school zone because no kids are crossing Route 47, this is simply a sign calling attention to the school.

Motion by Overstreet, seconded by Marlovits to approve Resolution 2014-01 authorizing the purchase of Signs Marking the Entrance to the Lily Lake School. *Roll call vote, motion passes unanimously.*

Ordinance 2014-01 Amending Village Code (Chapter 7 – Public Safety, Subchapter 3 – Video Gaming) Motion by Wise, seconded by Marlovits to approve Ordinance 2014-01 Amending Village Code (Chapter 7 – Public Safety, Subchapter 3 – Video Gaming)

Wise expressed that he feels the Village does not need it yet and Overstreet thinks that it is not a good image for the Village. Hoofnagle approached the idea of the Video gaming because all the surrounding towns have repealed their ordinances and he believes it would be a good source of extra revenue.

W. Ivancic would like to know how much income could be anticipated. McTavish stated that it depends on how many machines are in the Village. He also said that the machines would need to be licensed through the State, not the Village and would only be allowed in bars or restaurants with liquor licenses, truck stops, VFWs, or a Fraternal Organization. The maximum number of machines is 5, and under 21 is strictly prohibited from using the machines. If the establishment allows anyone under 21, than they are required to have a "live" person watch the machines. The gas station in Lily Lake may or may not qualify as truck stop according to McTavish. The State of Illinois defines a truck stop as having to be more than 3 acres, and there needs to be a separate island for diesel fuel, separate parking for commercial vehicles, pump more than 10,000 gallons of diesel fuel a month. At this time, the gas station could be the only establishment that would be allowed video gaming in the Village.

McTavish believes the revenue is broken down by 1/3 to municipalities, 2/3 to the State. The municipalities' share of 1/3, would be Pro rata depending on the dollar amount the establishment produced.

The Village could not impose any local fees more than \$25.00 according to McTavish

Motion by Wise, seconded by Marlovits to approve Ordinance 2014-01 Amending Village Code (Chapter 7 – Public Safety, Subchapter 3 – Video Gaming). *Roll call vote, Damisch-No, R. Ivancic-Yes, W. Ivancic-Yes, Marlovits-Yes, Overstreet-No, Wise-No. Yes – 3 votes No – 3 votes. President Heffernan-Yes. Motion passes 4 to 3 in favor of allowing Video Gaming in the Village.*

Budget corrections - Motion by R. Ivancic, seconded by Overstreet to approve appropriation changes for FYE 2014.

Move \$1,500 from Police Protection to Equipment Maintenance

Move \$3,500 from Police Protection to Building Services

Move \$100.00 from Community Center: Other Expenditures to Lawn Maintenance

Move \$200.00 from Community Center: Janitorial to Lawn Maintenance

Motion by R. Ivancic, seconded by Overstreet to approve appropriation changes for FYE 2014.
Roll call vote, motion passes unanimously.

Bills: The bill summary was passed to the Board for approval. Motion by Overstreet, seconded by Marlovits to approve bills from 12/13/2013 – 01/2/2014.

Motion by Overstreet, seconded by Marlovits to approve bills from 12/13/2013 – 01/2/2014. *Roll call vote, motion passes unanimously.*

Old Business:

**President Heffernan informed the Board that Troop 146 helped with the Village clean-up day. She would like to thank Scouts: Sam Duesler, Casey Engberg, Nikko Norwin, Danny, Aaron Norwin, Andrew Norwin, Justin Reed, Charlie Wise, and Miles Janacek.

Engberg announced to the Board that in November St Charles held their Electric Lights Parade, the Boy Scouts brought home 1st place and the Daisy's brought home 3rd

**R. Ivancic asked if any resident has registered for a chicken coop. White stated that to date, there have been no registrations.

**R. Ivancic asked if the Village has received a performance bond from the contractor working at the park. President Heffernan stated she is still working with him and hopes to have a meeting this next week to get all the required paperwork.

W. Ivancic asked if the contractor has taken delivery of the pavilion. President Heffernan does not believe he has to date. R. Ivancic stated that he would like to make sure the Village is in receipt of the performance bond before any more money changes hands.

W. Ivancic asked if there is insurance on the pavilion if it stolen or damaged while be stored.

Zahn stated that MEL Construction has insurance while in his possession, however he was not sure about during transport.

White stated that IMLRMA does not typically supply insurance for the structure until it is completed and accepted by the Village. The contractor would be responsible for the structure until than.

R. Ivancic would like to make sure utility tax money allocated to park. Heffernan explained the Utility tax is on the agenda for the staff meeting next month and then will be brought to the Board for approval.

**Wise asked about the citations status. McTavish informed the Board that 4 or 5 violations were heard at the last hearing. The garage sale on Route 64 was ordered to stop. The Theur property is still under consideration with the Public Hearing Officer. Theur showed up to the Public Hearing with a lawyer and argued that the properties current use is the same as it has been for years, therefore they should be grandfathered in.

**Damisch inquired about changing the zoning on the Huntington Ridge property.

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Heffernan stated that the Planning Commission would revisit The Comprehensive Plan, however the annexation agreement needs to be dissolved first. McTavish stated he should have the ordinance ready for next month's. McTavish suggested that after the agreement is dissolved the Board should consider rezoning the property back to agriculture.

New Business:

**None

Adjournment: Motion by R. Ivancic, seconded by Wise to adjourn at 8:00 p.m. *Voice vote, motion passed unanimously*

Submitted by Michelle White, Village Clerk