

**September 9<sup>th</sup>, 2014 Special Meeting of Village Board  
Sitting as Village's Zoning Board of Appeals for a Public  
Hearing for Special Use to Allow the Construction of a  
Sanitary Lift Station with a Maximum 35 foot Pole with  
Antenna**

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

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

Also present were: Village Clerk Kathy Metzler, Public Works Superintendent Jeff Gately, Village Attorney Jim Rock, Village Engineer Greg Gruen, Chief Perlini and Village Planner, Al Maiden

Absent: Treasurer Kelly Hensley

**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, Barrett, Daley and Walkington

**Absent:**

Motion carried.

**Overview of purpose, process and procedure for public hearing**

Mayor Soto explained that due to the widening of Washington Street, LCDOT needs to relocate a sanitary lift station which is presently on the North side of the road to the South side of the road on property they own. The property however is within the Hainesville village limits. Our zoning requires Lake County to get a Special Use Permit to proceed with the project as a lift station in this area is considered a "special use". Lake County and their engineers will present and explain the project to the Board. The Mayor will then first ask the Board and the Village's professionals to ask questions and make comments and then the public will be able to comment and ask questions.

The Mayor went through the procedure for public comment. The Mayor stated that there will not be a vote on this issue at tonight's Board meeting. Consultants will review and give the Board their recommendations and then it will be voted on. The Board is concerned that this will be harmonious and in accordance with the general objectives of the Village's Comprehensive Plan and Zoning Ordinance. Also that it is designed, constructed, operated and maintained so it is harmonious with the existing or intended character of the general area. It should not be hazardous or disturbing to existing or future neighborhood uses.

**Notice requirements review**

Clerk Metzler stated that if anyone would like to speak tonight they should fill out a green form. An oath will be administered to everyone who wishes to speak including Trustees. The public hearing requirements are as follows: the Public Notice shall be published not more than 30 days

nor less than 15 days before the date of the hearing, certified return receipt public notice letters mailed to all property owners of all property within 250 feet of the parcel at least 10 days before the hearing but not more than 30 days and a public notice sign to be placed on the property at least one week before the hearing. The notice of publication was published on Thursday, August 21<sup>st</sup>, 2014 in the Daily Herald, the certified letters were mailed on Wednesday, August 27<sup>th</sup>; 46 letters were sent out; 36 return receipts were received and 10 have not been returned and the sign was posted on the property on Thursday, August 28<sup>th</sup>. All requirements have been fulfilled.

### **Oath of office for anyone who plans to testify**

The Mayor asked everyone who would testify at the hearing to stand and participate in an oath to testify truthfully. That oath was administered by the Village Clerk.

### **Presentation of Petitioner's Testimony**

Mike Pine of Patrick Engineering stated that they are working on the design of Washington Street from Hainesville Road to Haryan Way. He provided an overview of the project. At Grandview Avenue they are tying into a recently reconstructed section of Washington Street that extends to Cedar Lake. The grade separation will be constructed in 2015. They are widening from 2 lanes to 5, constructing retaining walls and drainage improvements, adding pedestrian accommodation and traffic signal modernization.

This project has an existing sanitary lift station on the north side which is owned and operated by Lake County Public Works. There is a need to relocate the station. The best location is the south side of the road and it is out of the wetlands and flood plain. This south side parcel is owned by Lake County and is in the Village of Hainesville and zoned as residential which is why a Special Use Permit is needed.

Mike discussed the proposed site. He described some features of the site. There will be an asphalt driveway from the bike path leading to the lift station. All that will be seen is a concrete pad with a couple of hatches. Above grade is a control box with bollards. It will be surrounded with landscaping that will provide screening to residents on the west but still maintain the character of the area. There will be a row of junipers along the west side about 12 feet and other landscaping features. Behind the lift station further south is a communication pole about 30 to 35 feet. It resembles a light pole or a flag pole. It is to transmit communications from the lift station to Lake County Public Works.

Mike discussed the landscape drawings. On the bike path looking to the west at the sanitary site location it will be disguised. A person can see the bollards and hatches and the control box and SCADA pole.

The next drawing was the view from the resident that is most closely located to the site. There is a retaining wall so they are higher than the site. The junipers will disguise the site.

Another drawing was actual pictures of the landscaping features being proposed. The rendering gives an idea of what it will look like with the White Oaks, junipers, dogwood and other plants.

The final drawing is other Lake County Public Works sites such as the lift station on the north side of Washington Street which is being relocated. It is not well disguised and close to the road. The proposed one will be 55 feet from the road. There was another picture of the SCADA pole. The last picture was of the control box and what it will look like from another site.

### **Presentation of Village's Testimony**

Mayor Soto asked if there will be any wetland mitigation. Mike stated that there is not for this portion of the project regarding the lift station in Hainesville. She also asked who will maintain the landscaping. Lake County Public Works will maintain the landscaping. Mayor Soto noted that when they had met, the landscaping was to be maintained through a landscaper. Peter Kohl, Director of Public Works, stated that he will be maintaining and operating the lift station. He stated that there is an outside contractor that does the landscaping. They take care of all the sites and do a very good job. Mayor Soto stated that this area the County owns has had issues where residents have been unhappy with the maintenance of that area. The Mayor realizes that Lake County Public Works is spread thin but she hopes that this area will be kept up. Emily Karry, Director of Planning and Programming for the LCDOT, stated that the overall property is maintained by the Division of Transportation. It is mowed a few times a year. She can have a conversation with the engineer and maintenance department to see if something else can be done. It is meant to be natural looking. There are wetlands and special plants that they need to be careful of. Mayor Soto stated that Hainesville has a lot of wetlands and ponds and the Village prides itself on the restoration that has been done. The Mayor stated that the area is not just a wetland area but also a park like setting because of the bike path. There is garbage, debris, etc. The Village's Public Works does check on the area sometimes but those are the issues.

Trustee Daley asked if the communication device can be placed on the existing telephone pole eliminating the 35 foot pole. It can be investigated and they will need to see if the owner of the pole will allow it to be used. There is a wire that comes from the antenna to the site and it will need to have power.

Trustee Daley asked if there will be an odor coming from this site because there is a vent pipe. Lake County stated that if there is an odor there are charcoal canisters that can be installed. There are no odors on the north side and they don't anticipate any on the south. This lift station takes care of 65 homes which is not large. It cannot be heard and there should not be an odor.

Trustee Duberstein stated that she is the Chairman of the Wetlands & Open Spaces for the Village. They have a long range plan to remove all the invasive species from woodlands so even if Lake County wants to keep things natural there are a lot of invasive species in that area that should be removed. She asked if this could be included as part of the project. Emily Karry stated that they can look into that with the Village but she didn't think it could be included as part of this project.

Trustee Walkington asked if the driveway is emergency access only. Peter stated that will be how they can get to the lift station. They can remotely monitor the station. If there is no power they will get the signal and can come out with a generator. There is no generator on the site. Lake County will visit the site once a week for 15 minutes and the exact time would vary but would be between the hours of 7:00 a.m. to 3:30 p.m.

Trustee Daley asked if there are any safety concerns for the general public for areas they can reach or touch. Peter stated that there are 75 lift stations and the control cabinet is a stainless unit which is locked and the hatches are also locked.

Trustee Daley established that this will not cost the Village anything and if it does smell it will be fixed and it will not affect the property taxes or individual taxes. The only thing the Village of Hainesville is being asked to provide is a Special Use Permit. Emily stated that the construction of the lift station is fully funded by LCDOT and Public Works and maintained by Public Works.

Mayor Soto reminded everyone that the Village at times has to go to the County for permission to put things in their right-of-way. The Village wants to protect the Village and residents but this is intergovernmental cooperation. There is a lift station on Lisk Drive between two houses with an access drive. Village Engineer Greg Gruen added that this is similar to the Lisk Drive station. Lisk Drive has a service area 3 times what this lift station has and it has no odor control. The Lisk Drive lift station is south of Huntersway in Deer Point Trails.

Trustee Duberstein asked why an antenna is needed if there isn't one at the Lisk lift station. Peter stated that it is to be more efficient and to use less manpower. They will not need to check it 3 times a week. They will remotely monitor the station.

Trustee Kriese asked the minimum time to repair the pumps and how much time will residents be exposed to that odor. Peter Kohl stated that this is a dual pump lift station and there is always one as a backup. If one goes down there is a backup. If there is a problem their staff can remove the pump in a very short time. They are submersible pumps and are on a slide reel. They are taken out, brought to the shop, fixed and brought back probably within an hour.

### **Public Comments**

**Kelly Anderson, 356 Deer Lake Drive** – asked if there has ever been an emergency situation with a lift station and if so what would it be. Peter answered that there have been some issues with the existing lift station such as plugs in the line. Once they know about it they have a vacuum truck that vacuums out the lift station so there is no unauthorized discharge. This will be a new lift station and have remote monitoring capability to respond quicker. Mayor Soto added that things do happen with lift stations but this is a new one. Jeff Gately stated that there was an incident where there was a sanitary back up at the Lisk Drive Station. There are floats in the well so if the level gets to a certain point it will trip an alarm so they can get out there to respond before there is sewage coverage. To date, we have never had such an incident.

### **Testimony of any interested party**

Al Maiden, Village Planner, stated at the beginning of the meeting the Mayor stated some of the zoning requests. One is the relationship to the Village's Comprehensive Plan. Hainesville's Plan was prepared in 2010 shows this subject site as open space and public use and it includes area to the east of the Special Use location and area to the south; the north is Washington Street corridor. Property to the west is single family residential. That is what is looked at for future land use and that is the existing land use. As far as zoning is concerned, Al noted that R1 single family district does list this type of use as an allowed utility use subject to a Public Hearing, Board's review and subject to their approval. The standards do permit up to a 35 foot height structure so additional variance is not asked for just for the special use approval. Another standard is how does it relate to the character of the area and would it change the character from a land use planning stand point. This site takes its character and access primarily from Washington Street, from the external roadway. The property to the west, single family residential neighborhood, takes its character from the local residential streets not directly from Washington Street so this site can be looked at as on the edge external to the residential neighborhood. Another standard is looking to see if there is anything hazardous or existing to the future uses. They have addressed these issues in the questions regarding safety from Trustee's questions and answers from the applicant. The last standard is if it will have substantial injury to property values. From a planning and zoning standpoint the injury to property values would be, does this change the use of the properties in regard to their existing use and shown future use in the Comprehensive Plan. Mr. Maiden stated that they are not appraisers they look at it from a planning and use standpoint. This subject property is on the exterior on the residential neighborhood and does take its character from Washington Street. It is shown as open space and public use in the

Comprehensive Plan. It will not change the character or the ability to use the subject site or adjacent sites to the east and south for the uses shown in the Comprehensive Plan. For the property to the west, shown as single family residential, and is currently used for single family residential. Because it is interior to that residential neighborhood, he would not anticipate, from a planning standpoint, that there will be any impact on the value to change that use. It will pretty much stay that type of land use and will not have that impact from a planning and zoning standpoint.

Mayor Soto added that to preserve the residential and park site setting the Village is stressing the landscaping issue.

Trustee Daley sees the 35 foot pole as a temptation for someone to vandalize, climb etc. He asked if any of the sites are fenced. Peter stated that some sites are fenced but they found that to be an attraction for people to climb the fence. They have been taking fences down because if people can be seen they won't do it. Trustee Daley reiterated that perhaps this can be mounted on a telephone pole to remove temptation if possible.

Trustee Barrett asked what happens with the old lift station on the north side of Washington. Peter stated that it get de-commissioned. All the mechanical and electrical equipment is removed. It will be converted to a manhole.

Emily Karry thanked the Village Board and residents for the opportunity to present this information and for your consideration.

Mayor Soto thanked them for coming.

Trustee Barrett motioned to adjourn the September 9, 2014 Public Hearing; seconded by Trustee Walkington.

All in favor say aye, motion carried.

**The September 9, 2014 Public Hearing Meeting adjourned at 7:40 p.m.**

Respectfully submitted,

Kathy Metzler, RMC, CMC  
Village Clerk

## September 9<sup>th</sup>, 2014 Regular Board Meeting Minutes

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Linda Soto at 7:47 p.m. which was followed by the Special Use Public Hearing.

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, Barrett, Daley and Walkington

Also present were: Village Clerk Kathy Metzler, Public Works Superintendent Jeff Gately, Village Attorney Jim Rock, Village Engineer Greg Gruen, Chief Perlino and Al Maiden

Absent: Treasurer Kelly Hensley

### **Establishment of quorum**

#### **Agenda Approval:**

Trustee Walkington motioned to approve the agenda as approved; seconded by Trustee Derenoski.

#### **Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion carried.

#### **Public comments:**

**Ted Mueller, 318 E. Katherine Dr., Hainesville, IL** – noticed that during Hainesville Heritage Fest Avon Township had signs in front of their ball field that parking was for ball parking only. It seems to Mr. Mueller that they like to park on the Village's street on Patriot and Haines Drive during ball games. Mayor Soto stated that the signs said Civil War Re-enactors and Vintage Baseball player parking only. Those were signs the Village had made and put up. The Civil War encampment re-enactors needed places to park their vehicle with trailers along with the vintage baseball players on the Grayslake team. They were allowed to park in that area and because Avon Youth Baseball had fall ball we did not have access to all of the property. The Village had access to only half; that was why the signs were put up. The Village provided overflow parking at the Village Hall and Public Works along with a shuttle bus.

Mr. Mueller stated that when he saw the signs he was upset because during the routine ball games they like to park on the Village streets.

Mr. Mueller also noted that the entrance to the water tower has a sign on each side stating "Authorized Vehicles Only" but it looks like it is turning into a parking lot for people using the park. He thinks this should be enforced. Mayor Soto has noticed that one car at a time has parked there and they are usually the basketball players. They park their car there so they can hear their music while they are playing basketball. It is not loud. The Mayor has asked Jeff to replace one of the signs that was down for a while and she has talked about monitoring it better. The Mayor likes to see people enjoying the parks but she does get concerned with mischievousness. The Mayor asked the Chief to mention it to patrol.

## **Omnibus Vote Agenda**

1. A Motion to Approve the August 26<sup>th</sup>, 2014 Regular Board Meeting Minutes
2. A Motion to Approve the August 29<sup>th</sup>, 2014 2014-2015 and 2015-2016 Winter Season Snow and Ice Removal Bid Opening Meeting Minutes
3. A Motion to Ratify the August 2014 Month End Bills Payable for \$9,752.88
4. A Motion to Approve the September Bills Payable for \$75,785.04

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

### **Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion carried.

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

### **Village Engineer**

Village Engineer Greg Gruen reported that the CDBG grant and Cranberry Lake Resurfacing Project are on the Business section of the agenda tonight. For the CDBG grant there is a sub-recipient agreement between Hainesville and Lake County. He asked for this document and hasn't received it. He has been in contact with a staff member at the CDBG and was sent an email September 2<sup>nd</sup> that the contract would be emailed out later that week but was awaiting approval from her boss. She asked Greg to schedule that the contract be signed and to include her on the pre-construction meeting. Greg stated that to date he had not received the contract so at this meeting Greg is asking the Board to approve the contract subject to the Mayor's approval. If he receives the contract later in the week, he does not want to wait until the next Board Meeting.

Greg stated he received prices for the Cranberry Lake Road Resurfacing project. The low bidder was Peter Baker & Sons at \$432,007. They were the contractor that did the Misty Hill work and did a nice job. It is a unit price contract so Manhard will be out every day measuring quantities and taking tickets to make sure all the asphalt they are contracted to put down is actual put down. The contract will be awarded in the Business section. When the bids were scheduled they were to be held for 45 days which will be up in a few weeks. Greg recommends that the contract be awarded at this meeting. He has a pre-construction meeting with Peter Baker & Sons Friday in order to get this project moving forward.

### **Village Attorney**

Village Attorney Jim Rock reported that he has drafted a proposed intergovernmental license agreement with the Lake and McHenry Counties Special Rescue Teams for the use of office and storage space in the Public Works Building. It is in the preliminary stage and will be negotiated with that organization and be brought before the Board for approval.

### **Public Works Superintendent**

Public Works Superintendent Jeff Gately reported he has been busy gearing up, setting up and tearing down for Heritage Fest. All went well.

Jeff stated that all the locates have been called in and are ready for stump removal which should be starting, weather permitting, Wednesday; but looks like it might take place Thursday or Friday. He is still finalizing the tree species list. He currently has Elm, Hackberries, Honey Locusts and Lindens that are readily available. He is trying to get more of the American Sweet Gums, which is popular in all the communities that are taking trees down and replacing trees. The Village is trying to get native species and the supply is getting scarce.

The Cranberry Lift Station had an issue with the flow meter. A new one has been ordered and should be installed by end of the month.

Jeff has been doing some re-organization next door and is utilizing the garage behind the Village Hall by putting seasonal equipment in the garage.

### **Police Chief**

Police Chief Perlini reported that there has been a low crime rate over the summer. Heritage Fest went well with no issues. This month matched last month in statistics.

Chief Perlini mentioned that Grayslake Central's homecoming parade is Friday at 4:00 p.m. The Mayor added that the Homecoming Dance is Saturday night.

There will be a prescription drug drop off on Saturday, September 27<sup>th</sup> between 10 a.m. and 2 p.m. Sharps and liquids will not be accepted. The Chief suggested tearing off confidential information off the prescription bottle.

### **Treasurer**

Treasurer Kelly Hensley was not in attendance.

### **Village Clerk**

Village Clerk Kathy Metzler reported she is working on her everyday job duties. She has had calls on new businesses. One might require another Public Hearing.

### **Mayor**

Mayor Linda Soto thanked all the sponsors of Heritage Fest. She reported that the Hainesville Harvestmen won 20-19 in the 10<sup>th</sup> inning against the Grayslake Athletics. She thanked Dave Oberg, Executive Director of the Grayslake Heritage Center and Museum, who coordinated the event. He did an outstanding job. The Mayor also thanked former resident, Colonel Steve Fratt, for coordinating and leading the Civil War Encampment and Skirmish Event. Everyone that attended enjoyed the event. She was disappointed that more residents were not in attendance. The Mayor asked for feedback from residents on what they would like or not like to see for future events. The Mayor thanked Jeff Gately and his crew for a job well done. Jeff was inducted into the Union side and engaged in battle and survived.

The Mayor will be attending the Route 53/120 finance committee meeting this coming Thursday. The Committee members and legislative team members have encouraged Mayor Soto to attend the IML conference to pursue a captured audience attending from Springfield on various issues. The Mayor stated that the Village did budget for two people to attend this year; mainly the Clerk and the Mayor. The Mayor will be attending; the Clerk will stay here to help hold down the fort since the office is short of help and due to her father's recent illness and death this year she has plenty of things she would like to catch up on.

The Mayor would like feedback regarding addressing on the west end of town primarily involving Pineview, Fairlawn and Forest Glen. When dispatching started out of CenCom there was a question about addressing. The addressing system was changed and Hainesville Mayor George Benjamin was insistent on being done a certain way so Hainesville was acknowledged as a Hainesville address for these addresses; which caused duplication of addresses. For example, 218 ABC Street in Round Lake Park and there is another resident at 218 ABC Street in Hainesville. This causes problems with 911 calls. When the problem was brought up the

Mayor researched it. She tried to contact former officials, police personnel, people at CenCom and Congressman Schneider. The Mayor passed out to the Trustees a list of a new addressing system provided by the Round Lake Fire Protection District, who are authorized to do Hainesville's addressing. They agreed it would be beneficial for dispatching. By the time this was accomplished it was back to school time. When this is done Hainesville residents on this list will have to change their driver's license, checks, billing addressing, etc. They felt it would be better to get past the school registration period and Labor Day weekend. There are about 42 addresses involved. Mayor Soto tried to have a coffee meeting with Round Lake Park Mayor and Police Chief and residents affected. Round Lake Park residents will not have their addresses changed but Mayor Soto felt they should be aware of the situation. She has not received any inclination that Round Lake Park is interested in the effort.

The Mayor feels a Public Hearing will be needed so all residents can make a comment or ask questions. Mayor Soto asked the Trustees for their input or thoughts. The Village Attorney and Mayor will be moving forward with this topic at a future meeting. Trustee Daley suggested a small financial remuneration such as \$75 per address to help ease the pain of having to change their address etc. The Mayor and Clerk will research the cost.

**Jeff Luritzen, 218 Forest Glen, Round Lake Park** – has had issues such as packages misdirected as well as process servers and Round Lake Park police to his house. He is worried that if he needs 911 they won't know which house to go to. He is doing this for his safety and his children and he realizes it is a burden. In 1993 the addresses were changed and he explained the address change. His taxes are mixed up also. The Mayor left a message with the Assessor's Office. The Mayor will get this addressed. He also stated that \$75 is not going to be enough. The Mayor stated that it will be researched. Jeff thanked the Board for hearing him.

### **Reports of Standing Committees**

**Finance** – Trustee Daley reported that beginning in 2015 municipalities will now be able to request confidential financial information about how much sales tax our businesses are remitting. It will help keep track of the Village's businesses.

Treasurer Kelly Hensley has reviewed the draft of the audit and submitted a letter to the auditors. The Village should receive the final audit report and it will soon be presented to the Board.

The Finance Committee will establish the tax levy in October.

The Committee worked on the salary recommendation from GovHR. He just received a final copy of job descriptions. Trustee Daley and the Mayor have hired GovHR to help with employee evaluations.

**Public Works** – Trustee Walkington reported that he met with Jeff and Mayor Soto this morning.

**Public Safety** – Trustee Kriese and Trustee Daley took a walk by the townhomes to evaluate the safety of Hainesville Road. He will meet with the Mayor Wednesday to discuss how to make Hainesville Road safer. Trustee Daley added that they were looking at the gas meters by the townhomes and possible solutions.

**Wetlands and Open Spaces, Great Age** – Trustee Duberstein stated that some burns and herbiciding of invasive species will be taking place. The broken bench on the path of Cranberry Lake has been replaced. She reminded everyone that it is a pedestrian path and no one should ride bikes or ATV's on the Cranberry Lake path.

**Broadcast Media Manager** – Trustee Derenoski reported that he was not at the last meeting but he uploaded the meeting video the next day. There were 25 views of the meeting.

**Transportation** – Trustee Barrett reported that fresh concrete has been poured in front of Jewel/Osco on Rollins Road.

**Special Events** – Residents Jacki Brunk, Mary Ellicson & Rich Scutellaro Mayor Linda Soto & Village Clerk Kathy Metzler

Mayor Soto shared a complimentary email she received as well as a thank you note. Mayor Soto also shared two complaints. One was on Saturday night during the cannon firing which started at 9:00 p.m. until 9:07 p.m. Dispatch received some calls but some were not complaints but people wondering what was happening. The Mayor stated that perhaps they would have to re-think the night time cannon firing if thi event is held again. The Mayor also read an email from someone who was upset about the cannon firing and its effect on pets and wildlife.

## **Business**

**An Ordinance Consenting to the Village of Volo and the Village of Bannockburn as Additional Members of the Solid Waste Agency of Lake County, Illinois (SWALCO) with No Late Fee.**

Trustee Walkington motioned to approve an Ordinance Consenting to the Village of Volo and the Village of Bannockburn as Additional Members of the Solid Waste Agency of Lake County (SWALCO) with No Late Fee; seconded by Trustee Kriese.

### **Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion carried.

Ordinance # 14-9-192

## **Hainesville Medical Cannabis Zoning Review Discussion**

Village Planner, Al Maiden, handed out the Public Act in a condensed form. The Village no longer has to worry about cultivation centers because there is only one allowed per police district and Zion has already approved one near the nuclear generating plant. No more cultivation centers are allowed in this police district.

The dispensing organizations have standards with regard to having 1,000 feet for any pre-existing public or private preschool, elementary or secondary school, daycare center, daycare home, part-time child care facility. It cannot be located in a house, apartment or condominium or area zoned for residential use. The Village is allowed to enact reasonable zoning ordinances or resolutions to control but should not be in conflict with the act. The interpretation Al has heard is that the Village cannot totally ban these uses. If it is banned, it can be challenged.

Al provided a map which shows the set back requirements as to where you can or cannot have this type of use in the community. South of the railroad tracks is zoned agriculture and does allow single family homes so it cannot be located there. Al stated that some of the daycare centers shown can close and if they do close it can open a part of the Village that was not anticipated for this type of use.

Mr. Maiden has prepared ordinances for about a dozen communities in Lake County. All have added local standards. If there are concerns you can add setback standards such as parks, the Village Hall and house of worships. He stated that looking at it now and the pattern with the existing daycare centers and similar uses the only area that it can be located is west along Route 120 and up to some area of Route 134. If the Village wants to add a standard that it cannot be 1,000 feet of the Village Hall, it would take it to the railroad track. The only area remaining would be south of the railroad track and along the north side of Route 120. Al would like direction.

Mayor Soto asked if the Village said that they cannot be close to the parks that would protect additional area if an area ceased to be a daycare facility and Mr. Maiden agreed. Trustee Daley stated that most of the parks are surrounded by residential areas. Al noted that the only area it would help would be the southwest area where there is a park in Round Lake Park. If that area closed the setback would give added protection. Mayor Soto thinks the parks should be included. Mayor Soto stated that schools and house of worship should be included but she asked if other Villages included Village Halls. Al Maiden thought several have done it with any municipal property but he would check. The Mayor is all for listing municipal buildings if our Village is not the only one doing it.

Trustee Daley asked if the gun club could be included. Mr. Maiden stated that a lot that are included are oriented towards children. The Federal government will not allow this business to use banking so they are all cash businesses. Trustee Daley stated that the gun club is on Agriculture. Mr. Maiden stated that all is zoned B1 so for the area that is left the Village can say that it is allowed in the B1 district as a Special Use subject to the State standards and all the local setback standards. There will have to be parking requirements, lighting and securities. Once the Village Planner knows what the Village wants they can get a draft put together quickly.

Mayor Soto wants to include parks, house of worship and municipal properties. Al reminded everyone that state law can change and this is a pilot program so include Agriculture and Special Use in B1 subject to the standards. Jeff Gately stated that if municipal property is included it would include the lift stations and well houses. Mr. Maiden stated that it can be just the Village Hall and Public Works Building because of the young seasonal employees and the Emergency Response Team that is going in the Public Works Building.

Village Attorney Jim Rock added that because it will be changing the Village's zoning code there would have to be a Public Hearing prior to taking action on an ordinance. He will work with Al Maiden and Mayor Soto to develop an ordinance that reflects these discussions but will not be adopted at the next meeting. Al Maiden stated that there is a need for individuals with medical conditions that need access to this medicine.

Trustee Daley recommended that Hainesville mirrors Grayslake's because of the shared police department.

Village Attorney Jim Rock stated that the regulations that the state developed allocated a certain number per district in the area of the distribution centers. Lake County is allowed three medical cannabis distribution facilities now but this could be changed in the future.

Mayor Soto will talk to Mike Ellis to see how Grayslake is in relation to where Hainesville is going. Chief Perlini stated that Grayslake did something about a year ago. Mayor Soto stated

that Hainesville did also but with the final legislation that came down end of July further action will need to be taken.

**A Motion Approving the CDBG Development Block Grant Sub-Recipient Agreement between Hainesville and Lake County Subject to the Mayors Approval in the Amount of \$85,000**

Trustee Daley motioned to approve the CDBG Development Block Grant Sub-Recipient Agreement between Hainesville and Lake County Subject to the Mayors Approval in the Amount of \$85,000; seconded by Trustee Derenoski.

**Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion Carried

**A Motion to Award the 2015 Cranberry Lake Road Resurfacing Project Contract for \$432,007 to Peter-Baker and Sons**

Trustee Duberstein motioned to approve to Award the 2015 Cranberry Lake Road Resurfacing Project Contract for \$432,007 to Peter Baker and Sons; seconded by Trustee Barrett.

**Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion Carried

**A Motion to Award the 2014-2015 and 2015-2016 Winter Season Snow and Ice Removal to "Schultz Snow Plowin" for Primary and Supplemental Equipment and Operator at \$95.00 per hour**

Trustee Derenoski motioned to approve to Award the 2014-2015 and 2015-2016 Winter Season Snow and Ice Removal to "Schultz Snow Plowin" for Primary and Supplemental Equipment and Operator at \$95.00 per hour; seconded by Trustee Walkington.

This does not include a fuel surcharge asked by Trustee Barrett and it does not.

**Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion Carried

**A motion to establish salary ranges for Village employees in accordance with the recommendations of the Finance Committee following a compensation study by GovHR.**

Trustee Derenoski motioned to establish salary ranges for Village employees in accordance with the recommendations of the Finance Committee following a compensation study by GovHR; seconded by Trustee Walkington.

**Roll Call:**

**Ayes:** Trustees Derenoski, Kriese, Duberstein, Barrett, Daley and Walkington  
Motion Carried

**A motion to establish compensation levels for Village employees for fiscal year 2014-2015 retroactive to May 1, 2014, in accordance with the recommendations of the Finance Committee following a compensation study by GovHR.**

Trustee Daley motioned to establish compensation levels for Village employees for fiscal year 2014-2015 retroactive to May 1, 2014, in accordance with the recommendations of the Finance Committee following a compensation study by GovHR; seconded by Trustee Derenoski.

Trustee Barrett asked what the amount of the retroactive pay would be. Trustee Daley stated that it is not in there but it would be retroactive from May 1<sup>st</sup>. Trustee Daley stated that 3% was set aside and this does not exceed that amount.

**Roll Call:**

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

Motion Carried

Trustee Duberstein motioned to adjourn the September 9<sup>th</sup>, 2014 Regular Board Meeting; seconded by Trustee Walkington.

All in favor say aye, motion carried.

**The September 9, 2014 Regular Board Meeting adjourned at 8:48 p.m.**

Respectfully submitted,

Kathy Metzler, RMC, CMC  
Village Clerk