

THE VILLAGE OF HAWTHORN WOODS
VILLAGE BOARD MEETING
2 LAGOON DRIVE, HAWTHORN WOODS, ILLINOIS
APRIL 18, 2011
7:00 P.M.

MINUTES

I. CALL TO ORDER AND ROLL CALL

Mayor Mancino called the meeting to order at 7:00 p.m. Roll call indicated the following members were present: Mayor Mancino, Trustees Ponzio, Morgan, DiMaggio and David. Absent were Trustees Riess and Corrigan.

Also present were Chief Administrative Officer and Village Clerk Donna Lobaito, Chief Financial Officer Kristin Kazenas, Chief of Police Jennifer Paulus, Public Works Director Jim Maiworm and Village Attorney Jessica Schramm.

II. PLEDGE OF ALLEGIANCE

III. OATH OF OFFICE

A. Jesus Duron, Part-Time Police Officer

Mayor Mancino administered the oath of office to Jesus Duron and welcomed him to the Village of Hawthorn Woods.

IV. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Sabine Jianette, 1 Saddle Ridge Court, expressed concern of dogs running through electric fences. The day prior, her neighbor's dog broke through its electric fence, and while protecting her dog, Ms. Jianette suffered a broken nose in the attack. She asked for regulations such as tethering a dog that breaks through electric fences. Chief of Police said the Village has a vicious dog ordinance, but the dog has to display vicious behavior more than once, and it has to be documented with the police. She said the Village requires dogs be kept on a leash when off their personal property, so the owner of the dog involved in the attack was in violation. Mayor Mancino asked that this issue be referred to the Public Safety and Judicial Committee to review possible solutions.

V. PUBLIC HEARING

Annexation Agreement for Nate Wynsma for 24145 Milton Road

Motion by Ponzio, second by David to open the public hearing.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David

Nays: None

Abstentions: None

Absent: Riess, Corrigan

Motion carried.

Motion by DiMaggio, second by Morgan to continue the public hearing to May 23, 2011.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David

Nays: None

Abstentions: None

Absent: Riess, Corrigan

Motion carried.

VI. NEW BUSINESS

A. Consent Agenda

1. Approval of the Minutes from the March 21, 2011 Board Meeting
2. Approval of Bill List Dated April 2011
3. Approval of Paid Invoice List Dated April 2011
4. Approval of an Ordinance Amending Title 9 Section 9-16-9D of the Village Code Regarding Posting of Notice
Amends Village Code for property rezoning sign requirements to include smaller signs and consistent language.
5. Approval of a Resolution – Arbor Day Proclamation
6. Approval of an Ordinance Amending Title 11 of the Village Code; Fees – Government Agencies, Not-For-Profits
Amends Fees section of Village Code allowing for the Village Board to waive certain fees to other government agencies and not-for-profit groups.
7. Approval of an Amended Village Public Meeting Calendar – 2011
Modifies approved meeting calendar to reflect ne meeting times for various committees.
8. Approval of Resolution Opposing the Proposed Reduction In Distributive Revenues by the State Of Illinois
9. Approval of an Ordinance Amending Title 10 of the Village Code; Population Ratios
Request of Park Master Plan Committee to link the ratios to national park standards.
10. Approval of a Resolution – Law Enforcement Week Proclamation

11. Approval of a Resolution Authorizing a Contract for Credit Card Processing
Nelnet is the preferred credit card processing vendor of the MSI accounting software and has quoted a processing fee structure less than the Village's current vendor. This contract ensures PCI compliance related to credit card processing.
12. Approval of a Resolution Authorizing the Execution of an Agreement with Gray Rock Band for Concerts in the Park Performance
13. Approval of a Resolution Authorizing a Sewer Agreement with Forest Lake
14. Approval of an Ordinance Amending Title 4, Chapter 3 of the Village Code Regarding Weed and Plant Control
Amends Village Code to provide for only one violation notice per year per lot violation.

Mayor Mancino asked that items 4, 6, 8 and 13 be removed from the Consent Agenda.

Motion by Ponzio, second by Morgan to approve the Consent Agenda with the exception of items 4, 6, 8 and 13.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None
Absent: Riess, Corrigan
Motion carried.

Motion by Ponzio, second by Morgan to approve Consent Agenda item 4.

Ms. Lobaito explained this item comes to the Village Board following a public hearing before the Planning, Building and Zoning Commission. She stated our Village Code requires the posting of notices when property is being rezoned. She indicated the size of the signs has been reduced and the language has been made more generic so that signs can be reused.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None
Absent: Riess, Corrigan
Motion carried.

Motion by Ponzio, second by DiMaggio to approve Consent Agenda item 6.

Ms. Lobaito explained that Village practice has been to waive certain fees to other government entities and not-for-profit organizations and that this amendment will align our Village Code with our practices.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None
Absent: Riess, Corrigan
Motion carried.

Motion by Morgan, second by David to approve Consent Agenda item 8.

Mayor Mancino commented that the State of Illinois is proposing a reduction in the distributive revenues to municipalities. He reminded everyone that recently the state gave themselves a 67% increase in income taxes, yet now they want to cut what they share with local governments. Mayor Mancino acknowledged the financial difficulties that we are all experiencing and that the Village of Hawthorn Woods as well as many other Village's have made significant deep cuts, but he is yet to see the state making similar budget reductions. He said the Village of Hawthorn Woods has yet to recover from the 40% reduction in our workforce four years ago.

Mayor Mancino stated that Lake Zurich, Deer Park and Long Grove have or will be passing similar resolutions to send a message down state.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None
Absent: Riess, Corrigan
Motion carried.

Mayor Mancino first clarified that item 13 under the Consent Agenda should have stated it was a resolution for a water agreement, not a sewer agreement.

He also stated that he would not be asking for a vote on this item tonight in light of Aqua Illinois informing the Village just last week that they have filed a rate increase with the Illinois Commerce Commission on April 5, 2011 amounting to almost a 100% increase. He informed the Board that he and staff met with Aqua Illinois, Lake County and Long Grove last week to gather information on this recent filing. The Village has requested a copy of the filing from Aqua Illinois.

Mayor Mancino stated this increase would affect the residents of Glennshire, Hawthorn Woods Country Club, Dartmoor and others. It would also affect the water agreement with Forest Lake. Mayor Mancino stated that the Lake County Board took action on the agreement just hours prior to them being notified of the rate increase, and as a result, County Board Chairman David Stollman refused to sign the agreement. At no time during negotiations on the Forest Lake water agreement with Aqua Illinois were the Village of Hawthorn Woods or Lake County made aware of this rate increase. As a result, Mayor Mancino said that the Village will formally

object to the rate increase before the ICC. He said that he has already reached out to State Representative Ed Sullivan and State Senator Dan Duffy for their assistance in this matter.

County Board Commissioner Aaron Lawlor was present and also stated the County was never informed by Aqua Illinois that they were contemplating a rate increase during the Forest Lake agreement negotiations. He mentioned that David Stollman will not sign the agreement now, and that this item will be going back to the County for reconsideration. Mr. Lawlor stated that this rate increase being sought by Aqua Illinois goes system wide, and is not just for the Lake County system. He said the way Aqua Illinois handled this situation was a bad business decision and that they will be looking at other utility options. Mr. Lawlor expressed concern for people on fixed incomes.

Mayor Mancino stated that the Village may ask the ICC to phase the increase over several years. He also stated that Aqua Illinois indicated the reason for the rate increase is due to there not being enough customers to pay for the system.

Mr. Lawlor stated that when the County proposes a rate increase, they hold a public meeting and it's voted on publically.

Motion by DiMaggio, second by Morgan to table this item.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David

Nays: None

Abstentions: None

Absent: Riess, Corrigan

Motion carried.

Mayor Mancino stated the Village will send an email blast out regarding this matter.

B. Items for Separate Action

No items this month.

VII. ADMINISTRATION REPORTS

A. Report from the Chief Operating Officer – Pam Newton

1. Monthly Update – Village Operations
2. Economic Development
3. Parks and Recreation

It was noted that Ms. Newton was on vacation this week.

B. Reports from Department Heads

1. Director of Building Department/Chief Administrative Officer – Donna Lobaito
 - a. Department Report

Ms. Lobaito's report is in the packet. She reported on the FOIA requests that staff processed during the month of March.

2. Chief Financial Officer – Kristin Kazenas
 - a. Department Report

Ms. Kazenas stated the audit draft was expected tomorrow and that it would be before the Finance Committee in May. A summary report would be made available to the Village Board soon. She also reported that many interviews had been conducted for the Aquatic Center and recreation programs. She said that seasonal Public Works interviews would be conducted this week. Two full-time Public Works employees were recently hired, one as a parks specialist and the other as a facilities specialist. Ms. Kazenas also reported that the Aquatic Center software training is nearing completion and that data is being converted now.

3. Chief of Police – Jennifer Paulus
 - a. Department Report

Chief of Police Jennifer Paulus reported that the Bike Rodeo would be held on May 28th, with a rain date of May 29th. She said she is looking for sponsors for the bike helmets and t-shirts.

4. Director of Public Works – Jim Maiworm
 - a. Department Report

Mr. Maiworm stated the Midlothian Road sewer project is almost complete and that he anticipated the punch list items being finished in May. He said a drain tile may have been severed during construction and that this situation is under investigation. Mr. Maiworm stated the Bent Tree drainage project design is complete and is being forwarded to the Stormwater Management Commission for review. Trustee Morgan asked what the status was of Echo Lake Road. Mr. Maiworm stated that he is working with Ela Township to piggy back on their contract for favorable pricing on patching.

VIII. OLD BUSINESS

IX. MAYORS REPORT AND COMMITTEE REPORTS

- A. Public Safety and Judicial -----Harry Benstein, Chair
Neil Morgan, Trustee Liaison

Trustee Morgan stated that the EOP met recently and will be finalizing their plan soon.

- B. Parks and Recreation -----Vacant, Chair
Vacant, Trustee Liaison

No report this month.

- C. Environmental Committee -----John Bickley, Chair
Steve Riess, Trustee Liaison

No report this month.

- D. Zoning Board of Appeals -----Vacant, Chair
Dominick DiMaggio, Trustee Liaison

No report this month.

- E. Planning, Building and Zoning Commission -----Susy Rein, Chair
Dominick DiMaggio, Trustee Liaison

Trustee DiMaggio reported that the Commission held the public hearing on the posting of notices for rezoning. He also updated the Board on the status of the Architectural Overlay District ordinance public hearing. He said that the Commission discussed traffic studies, a town square concept for gathering purposes, chair stores versus smaller specialty stores and the fact that the current ordinance requires a residential design that may be amended to allow for the creative ideas of developers and architects to prevail. Mayor Mancino stated that he has heard many times that our Architectural Overlay ordinance is strangling development in Hawthorn Woods and that it is imperative this ordinance be amended. He also stated that the proposed rate increase by Aqua Illinois will affect future development and that this would be one of our lobbying points before the ICC.

- F. Finance Committee Peter Ponzio, Chair
Kelly Corrigan, Trustee Liaison

Trustee Ponzio stated that the MSI upgrade had been completed and that a purchase order module would be forthcoming to better track expenditures. He also stated that the Village is operating in the surplus and that he is cautiously optimistic this will continue.

1. Approval of February 2011 Financial Statements

Motion by Ponzio, second by DiMaggio to approve the February 2011 Financial Statements.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None

Absent: Riess, Corrigan
Motion carried.

- G. Public Works Committee -----John Harchut, Chair
Trustee Liaison, Vacant

Chairperson John Harchut reported that the committee met on April 4th. He said that Public Works Director Maiworm put together a 2011 project list that was reviewed by the committee. He said the committee met out on James Drive one Saturday to review and discuss the drainage issues at that location. The committee will be working on solutions for the Village to utilize in repairing or eliminating water problems, and this will be reported back to the Village Board next month.

- H. Mayors Report -----Joseph Mancino, Mayor

Mayor Mancino stated there would be an Executive Session this month, and that he will accept a Director's position with the Lake County Municipal League tomorrow.

X. EXECUTIVE SESSION

- A. Approval of Executive Session Minutes
B. Discussion of Personnel and Possible or Pending Litigation

Motion by DiMaggio, second by Ponzio to enter into Executive Session to discuss Executive Session minutes, personnel and possible or pending litigation.

Roll call vote.

Ayes: Ponzio, Morgan, DiMaggio, David
Nays: None
Abstentions: None
Absent: Riess, Corrigan
Motion carried.

XI. ADJOURNMENT

Following Executive Session, the regular session reconvened at 8:53 p.m. with Trustees Ponzio, Morgan, DiMaggio and David as well as Mayor Mancino, Village Clerk Lobaito and Village Attorney Schramm being present.

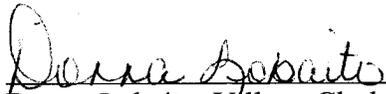
Motion by David, second by DiMaggio to adjourn the meeting.

Voice vote.

Ayes: 4
Nays: 0

There being no further business, the meeting adjourned at 8:54 p.m.

Respectfully submitted,



Donna Lobaito, Village Clerk