



Village of Lake in the Hills

600 Harvest Gate, Lake in the Hills, Illinois 60156

Committee of the Whole Meeting

October 8, 2019

Call To Order

The meeting was called to order at 7:30 p.m. On Roll Call was answered by Trustees Harlfinger, Dustin, Bogdanowski, Bojarski, Murphy, and President Ruzanski.

Motion to allow Trustee Huckins to attend telephonically was made by Trustee Murphy and seconded by Trustee Harlfinger. On roll call vote Trustee Bojarski, Murphy, Harlfinger, Bogdanowski, and Dustin vote Aye. No Nays. Motion carried.

Also present were Village Administrator Jennifer Clough, Assistant Village Administrator/Finance Director Shane Johnson, Deputy Chief of Support Services Mary Frake, Public Works Director Dan Kaup, Community Service Director Fred Mullard, Airport Manager Mike Peranich, Village Attorney Brad Stewart and Village Clerk Cecilia Carman.

Pledge of Allegiance was led by Boy Scout Troop 151.

Audience Participation: None

Administration:

Request for Waiver of Sign Regulations and Enforcement for Henry's Thanksgiving Day Hustle 5K & Kids Dash- Presented by Village Administrator Jennifer Clough- Attached please find a letter from Karen Kopf, Race Director for Henry's Thanksgiving Day Hustle 5K & Kids Dash, requesting enforcement activities be suspended to allow the erection of temporary signage in the right-of-way at the intersections listed below, within the Village boundaries, from November 14, 2019 until November 29, 2019 to advertise the race.

Intersections:

Algonquin & Square Barn

Randall & Algonquin

Haligus Road – Entrance of Marlowe Middle School

Lakewood & Miller

Algonquin & Lakewood

Albrecht & Miller

Staff recommends a motion to suspend enforcement activities from November 14, 2019 until November 29, 2019 to allow the installation of temporary signage at the intersections referenced above for the 7th Annual Henry's Thanksgiving Day Hustle 5K & Kids Dash. Motion was made to place this item on the Agenda.

Raffle License Request for Lake in the Hills American Legion Post 1231- Presented by Village Administrator Jennifer Clough- The Lake in the Hills American Legion Post 1231 is requesting a Raffle License for a weekly drawing of the Queen of Hearts to be held from November 14, 2019 thru November 5, 2020. The Village Board approved the same type of raffle request last year at the October 25, 2018

Village Board meeting. That Raffle, License #18-13, will be expiring on November 7, 2019 and the American Legion would like to continue having the Queen of Hearts Raffle.

As of August 31, 2019, the American Legion has paid out \$5,027 in prizes and has a net proceed of \$20,100.

All provisions of Section 31.02 of the Village Code have been met. The Lake in the Hills American Legion Post 1231 unanimously voted to request a waiver of the fidelity bond requirement associated with the Raffle Application form.

Staff recommends a motion to approve the Raffle License Request and waive the fidelity bond requirement for the Lake in the Hills American Legion Post 1231. Motion was made to place this item on the Agenda.

Police:

IGA for McHenry County Gang Task Force-Presented by Deputy Chief of Supportive Services Frake- The department is a longstanding member of the McHenry County Gang Task Force. The assignment of our officers to the task force is on an as-needed basis for short durations, normally for festivals held throughout the county or targeted enforcement campaigns.

This agreement replaces the agreement entered on January 1, 2016. The only changes to the new document are;

- Page one the villages of Hebron, Oakwood Hills, and Spring Grove are added as additional members of the McHenry County Gang Task Force.
- Page three, paragraph 11 changed to, “The term of this Agreement is for a five (5) year period beginning January 1, 2020, and ending December 31, 2024.”
- Page eight, paragraph 27, the in-effect starting date is January 1, 2020.
- Page nine is updated to reflect the current acting McHenry County Board Chairman Jack D. Franks and McHenry County Clerk Joseph J. Tirio.
- The footer format is changed in the document to reflect the page number and total pages of the document.

Financial Impact: When staffing allows officers are assigned as part of their regular workweek. When staffing is at minimum required levels, assignments are made to available officers at the officer’s overtime rate. Overtime pay is budgeted in the patrol overtime budget for the assignments.

Staff recommends a motion to approve the agreement between the Lake in the Hills Police Department and the McHenry County Sheriff’s Office. Motion was made to place this item on the Village Board Agenda.

Ordinance - Amending Chapter 43, Section 43.25, and Appendix B of the Municipal Code-Presented by Deputy Chief of Supportive Services Frake- In response to the State of Illinois approval of the Cannabis Regulation and Tax Act that takes effect January 1, 2020, the Police Department has prepared text amendments to Chapter 43, “Offenses Against Public Peace, Safety, and Morals,” Section 43.25, “Cannabis, Synthetic Alternative Drugs, and Drug Paraphernalia.” The attached text amendments bring the Municipal Code into compliance with the State level changes to recreational use, possession, cultivation, medical use, public use, and public display of cannabis.

The proposed changes also include a text amendment to the fee schedule, Appendix B of the Municipal Code. The penalty for any violation of these provisions has been adjusted to not less than \$200 and no more than \$300 for a first offense and not less than \$400 and not more than \$600 for any subsequent offenses.

Staff recommends a motion to adopt the Ordinance and approve amendments to Chapter 43 and Appendix B of the Village's Municipal Code.

Trustee Murphy asked if it will be legal to smoke cannabis in outdoor smoking areas. Deputy Frake stated no because it is considered a public area. Attorney Stewart concurred with Deputy Frake.

Motion was made to place this item on the Village Board Agenda.

Impression Neighborhood Update- Presented by Deputy Chief of Supportive Services Frake- As of September 26, 2019 three violations have been issued. The Police have met with the homeowner who has unregistered cars on his property and explained any future violations will result in further action. The police will direct patrol in the area until October 11, 2019. Director of Community Services Mullard stated his department has spoken to the resident who is conducting a business in his home and has a given violation. It will be reassessed next week to verify homeowner is in compliance. Director Mullard has also followed up with Mr. Tallungan and he has begun looking into having an association for the neighborhood.

Public Works:

Motion to waive the competitive bidding process and approve payment to Municipal Well and Pump of Waupun, WI, in the amount of \$137,745.50 for repairs to Well 15-Presented by Public Works Director Dan Kaup- In March of this year, the Well 15 water treatment facility was taken out of service by Village staff because the pump and motor that pumps water from the underground aquifer to the facility failed due to a thrust bearing failure. This was the third time the well pump suffered a thrust bearing failure since it was installed approximately three years ago. Shortly after the well pump failed, Municipal Well and Pump, the contractor that furnished and installed it, removed and transported the pump to the manufacturer's representative for repair and investigation.

After investigating the cause of the failure, it was discovered that a flaw in the design of the water treatment facility has been causing the well pump thrust bearing failures. Specifically, the water treatment facility lacked a vacuum regulator valve, which caused the well pump to start up under much greater pressure than its design allows, which resulted in the failure. The vacuum regulator valve is a necessary component to the operation of the facility, and was omitted from the design of the well house in the early 2000's.

Based on these findings, the well pump failures are due to a water treatment facility design flaw and not the manufacture or installation of the pump and motor. Municipal Well and Pump is requesting to be reimbursed for the costs associated with the most recent well pump failure. They are not seeking reimbursement for the previous well pump failures.

Due to the nature of the failure of the pump and motor, Village staff recommend payment in the amount of \$137,745.50 to Municipal Well and Pump as reimbursement for the costs associated with the most recent well pump repair and reinstallation. Village staff have discussed this loss with the Intergovernmental Risk Management Agency (IRMA), which serves as the Village insurance provider, and have filed a claim for the loss. Initial conversations suggest that because the water treatment facility was designed and built in the early 2000's, the date of the loss may be beyond the statute of limitations to file a claim. Village staff will update the Village Board of Trustees when IRMA has made a final determination regarding this loss.

Financial Impact: The Village's 2019 budget does not include funds for this project as this loss was unanticipated. The payment of \$137,745.50 will be paid out of 520.00.00.80.20, which is a Water Fund capital account used for well upgrades and repairs.

Staff recommends a motion to waive the competitive bidding process and approve payment to Municipal Well and Pump of Waupun, WI, in the amount of \$137,745.50 for repairs to Well 15.

Trustee Harlfinger stated concern over the cost of the repair and inquired if any type of lawsuit is pending for the companies involved.

Attorney Stewart stated the staff understands the gravity of the expense. He and the staff concluded after much do diligence the optimal course is to file a claim with IRMA. IRMA may file a suit against the companies involved for the Village or for themselves. If IRMA does deny the claim then the Village can look into other options.

Trustee Harlfinger asked to be sent the companies' information so he can research any negligence or law suits pending.

Motion was made to place this item on the Village Board Agenda.

Airport Ground Lease for Hangar PAP-18- Presented by Airport Manager Mike Peranich- The Lake in the Hills Airport Rules and Regulations require airport tenants to enter into applicable leases, licenses, or storage agreements for Village owned hangers. Blue Skies Flying Services is requesting a new ground lease on Hangar PAP-18. This lease is for the period of October 11, 2019 through October 1, 2039. The lease includes an option to renew for four additional five-year terms.

Mike Carzoli has signed the appropriate lease form and submitted acceptable proof of insurance. A background check was not conducted as Blue Skies is already an airport tenant.

Staff recommends a motion to approve the ordinance and authorize the Village President and Village Clerk to sign the ground lease for Hangar PAP-18 with Blue Skies Flying Services. Motion was made to place this item on the Village Board Agenda.

Airport Transportation Improvement Project Requests for 2020 through 2025-Presented by Airport Manager Mike Peranich- The Illinois Department of Transportation Division of Aeronautics (IDOA) prepares a five-year spending plan for improvements to the Illinois airport system. Annually, the Village submits its plan for consideration to be incorporated in the State's plan. On October 15, 2019, Village staff will meet with IDOA personnel in Springfield. Some of the notable projects to be discussed at this meeting include:

1. Automated Weather Observing System (AWOS) - The replacement of the existing AWOS system is currently scheduled for 2024; however, Village staff intends to ask IDOA about replacing the AWOS sooner and also the annual maintenance costs that would be associated with a new AWOS system, as Village staff have identified that the maintenance costs associated with a new AWOS system could be as high as \$10,000 a year.
2. Parking lot repaving – The Airport repaved its parking lot this past summer. Staff intends to ask the IDOA if this project is eligible for reimbursement under a State/local project.
3. Runway Improvements - Phase two of the runway work is being moved up to 2021 with the final

phase occurring in 2025. Phase one of the runway work, which would consist of eliminating the displaced thresholds, installing windsocks, and a small lighting upgrade, has already begun this year and will likely stretch into spring of 2020.

Authorize Village staff to present the program to the Illinois Department of Transportation, Division of Aeronautics on October 15, 2019.

Board of Trustees:

Trustee Harlfinger – None at this time

Trustee Dustin – None at this time.

Trustee Huckins - None at this time

Trustee Bojarski - None at this time

Trustee Bogdanowski - None at this time

Trustee Murphy - She will not be present at the Village Board Meeting on Thursday.

President Ruzanski: There will be Closed Session following the Village Board Meeting.

Audience Participation: Several boys from Boy Scout Troop 151 asked questions to the Board on how civil government works. The Board answered/explained the process.

Adjournment: A motion to adjourn meeting was made Trustee Harlfinger and seconded by Trustee Murphy. All in favor by voice vote. There being no further business to discuss, the Committee of the Whole meeting was adjourned at 7:57pm

Submitted by,

Cecilia Carman
Village Clerk