

**VILLAGE OF ROUND LAKE HEIGHTS
619 W. PONTIAC COURT – BOARD ROOM
BOARD MEETING – JANUARY 8, 2008**

CALL TO ORDER

The Village of Round Lake Heights Board Meeting was called to order by Mayor Lumpkins at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The Board said the Pledge of Allegiance to the flag.

ROLL CALL

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| Trustee Meeks = Present | Trustee Mahoney = Present |
| Trustee Walker = Present | Trustee Katzel = Present |
| Trustee Faught = Present | Trustee Germann = Present |
| Mayor Lumpkins = Present | Village Clerk Mahoney = Present |
| Also Present = Nine residents and Derrick Warner | |

Mayor Lumpkins asked for a motion to keep Audience Comments after Roll Call.

MOTION

A motion was made by Trustee Faught, Seconded by Trustee Walker and unanimously passed to approve the agenda as requested by Mayor Lumpkins.

AUDIENCE COMMENTS

Rule of Law

Jeff Kissinger asked the Board to describe the rule of law and stated that this is what our country is based on. Mayor Lumpkins stated that this is the time for audience comments and asked Jeff if he had a question. Jeff Kissinger stated that this is his question and asked if any other Board member would like to answer this question. Mayor Lumpkins commented to the Board that they could answer this if they like and further stated that Jeff is looking for controversy and he would not entertain getting into this with him. Mayor Lumpkins stated that if Jeff Kissinger has a question that he would be more than happy to answer it. Jeff Kissinger commented that the Board did not want to answer the question.

Traffic Study

Jeff Kissinger stated that he requested a copy of the traffic study and was denied and then he appealed. Jeff Kissinger stated that three weeks have gone by and that this was a measure to stall. Mayor Lumpkins stated that the traffic study was a preliminary document. Mayor Lumpkins stated that it would be final after tonight's meeting and further stated that Jeff Kissinger would not have to wait the seven days to get his copy and that he could get a copy as early as tomorrow. Jeff Kissinger stated that the statute reads that preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed or policies or actions

are formulated, except that a specific record or relevant portion of a record, shall not be exempt when the record is publicly cited and identified by the head of the public body. Jeff Kissinger stated that he was exempted from the document. Mayor Lumpkins stated that the village acted according to our attorney when Jeff filed the freedom of information act.

Website

Jeff Kissinger asked if any Board members have an objection to him having a link to the Village ordinances on his private website. Trustee Meeks and Trustee Faught stated that they absolutely object to it. Mayor Lumpkins stated that we put the Lexis Nexis link on the village website because several other residents wanted this and the Board thought it was a great idea and the village website is where it belongs. Jeff Kissinger stated that it is his first amendment right to have it on his website. Jeff Kissinger asked if anyone contacted Lexis Nexis to try and have them remove it from his website and Mayor Lumpkins stated that he did.

Audience Comments

Ed Liberman stated that he asked Jeff to bring up the change in audience comments last week because he couldn't be here. Ed Liberman stated that he can respect the time limit on the audience comments and knows that there are rules in the state about time limits. Ed Liberman questioned why audience comments is at the beginning of the meeting when something may be discussed during a meeting but then the audience isn't given the opportunity to comment on it until the following meeting. Mayor Lumpkins stated that we do not want to debate back and forth for an hour and putting it at the beginning gets it done and out of the way. Mayor Lumpkins stated that other villages and CenCom have audience comments at the beginning of the meeting. Mayor Lumpkins stated that we just want to do what is right for our residents. Trustee Faught stated that one reason to have it at the beginning is so that an audience member could voice their concern or opinion about items on the agenda for that night. Ed Liberman suggested having audience comments at the beginning of the meeting only to discuss agenda items and general audience comments at the end of the meeting. Ed Liberman stated that he feels everyone is being punched because of one resident. Mayor Lumpkins stated that this is our solution in order to get to the business at hand and not spend all the time bickering back and forth.

Parking on Village Streets

Ed Liberman stated that the parking issue would not go away until the village comes up with a solution that truly accommodates the residents or start enforcing it appropriately. Ed Liberman stated that a neighbor and friend got a ticket for parking over the sidewalk when there was eight inches of snow and the sidewalk was not even recognizable. Ed Liberman stated that on a daily basis he drives by cars illegally parked. Ed Liberman stated that it was Officer Pappas who wrote the ticket and the wrong color car and wrong date were written on the ticket. Ed stated that

when they requested a court hearing they got a late notice instead. Ed Liberman stated that he went on a beautiful Sunday afternoon he called in an illegally parked car and the call went ignored. Ed stated that on another day he called in another vehicle and Sergeant Roehlk did come out and wrote a ticket. Ed Liberman asked Trustee Katzel if the visitor he had with the Arkansas plates received a ticket during their visit and Trustee Katzel stated that they were not blocking the sidewalk. Ed Liberman stated that on a Friday at the time he called in that the Arkansas vehicle was blocking most of the sidewalk and Sergeant Roehlk drove right past without giving a ticket. Ed Liberman stated that he is not saying that Trustee Katzel received preferential treatment but that the officer was only responding to his complaint as he is supposed to do.

Pond

Ed Liberman stated that in reference to the pond by his house that it is an extreme disappointment that the village was aware of the pond problem for one and a half years before they decided to do anything about it and now it is too late to do something. Ed Liberman stated that he has received different stories of what actually is wrong. Ed Liberman stated that he would like to see this addressed and feels that it is a very serious thing.

Parking on Village Streets

A resident stated that she has been unable to attend meetings for a while and that the Board's decision to not change the parking ordinance is crazy. The resident stated that the parking ticket Ed referenced earlier was just common sense. One vehicle moved over so that another vehicle could get out and with the weather you could not even see the sidewalk nor would anyone use it unless they were going to cross country ski. The resident stated that they would not have received permission to park in the street because of the plows that needed to get through. The resident stated that the date was incorrect and the vehicle description was incorrect on the ticket. The resident stated that her son went to talk to the officer about the ticket and came home scared to death of the officer. She stated that the officer was mean and just grabbed the ticket and changed the date. Mayor Lumpkins stated that he apologizes if the officer was rude in any fashion. The resident stated that Chief Johnson wasn't any better because she went to talk to him first. She stated that Chief Johnson told her the ticket could be amended if she took it to court. The resident stated that she was going to go to court to correct this and then her son took it to the officer and he was rude. The resident stated that she is completely disappointed. Mayor Lumpkins stated that he too was disappointed and that this was the first he has heard about this. Mayor Lumpkins asked Trustee Meeks to talk with Chief Johnson to hear what he has to say about this.

Pontiac Court

A resident from 1725 Pontiac Court questioned about the flooding on Pontiac Court, which is in their backyard. Mayor Lumpkins stated that we

have good news for them and that we are working on a grant. Mayor Lumpkins stated that he brought this up to the Board last week and that they are willing to pay 75% and the village would have to come up with the other 25%. Mayor Lumpkins stated that we sent a letter back stating that we hope they can come up with the other 25%. Mayor Lumpkins stated that the numbers came in extremely low but they wanted us to reassure the homeowners to wait until they get appraisals and the numbers will look better. When the appraisals come in they will contact the homeowners. Mayor Lumpkins stated that hopefully they are one of the three homes to benefit from this grant that should be enacted in February. Mayor Lumpkins stated that we are trying to help the homeowners and hope that the grant works for them. The resident questioned how long it is appropriate to leave a retention pond past flood stage since it has been this way since December 11. Mayor Lumpkins reminded the homeowners that they are in the lowest part of the town. Mayor Lumpkins stated that before it was a pond it was a creek and before that it was an open body of water. When it flooded the whole area stayed that way for weeks on end and the streets would be shut down a lot longer than they do now. Mayor Lumpkins stated that now we built the pond and it does retain a lot of the water but water flows to the lowest part of the town, which is that area. Mayor Lumpkins stated that we fought for a drainage grant and it looks like we are not going to get it but that the village is going to do something on its own and the Board has already given permission to do so. This will not stop it but will hopefully relieve some of the drainage. Mayor Lumpkins stated that the solution is to buy his home and he will have the money to purchase another home.

Violation A resident questioned how to get a court date when a ticket is written. Mayor Lumpkins asked if it was an ordinance violation and the resident stated that it was. Mayor Lumpkins stated that ordinance violations need to be paid at the village hall. Mayor Lumpkins stated that if he wants a court date that he needs to come inside the village hall and they would give him a court date.

MINUTES The minutes were reviewed by the Board.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Germann and unanimously passed to approve the December 4, 2007 Committee Meeting minutes, December 11, 2007 Board Meeting minutes, December 18, 2007 Committee Meeting minutes and January 2, 2008 Committee Meeting minutes.

COLLECTOR'S REPORT The December 2007 Collector's Report for the General Fund was reviewed.

MOTION A motion was made by Trustee Faught, Seconded by Trustee Katzel and unanimously passed to approve the December 2007 Collector's Report for the General Fund.

TREASURER'S REPORT The Board reviewed the Treasurer's Report for December 2007.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Walker and unanimously passed to approve December 2007 Treasurer's Report as presented.

ADMINISTRATIVE
Mayor's Re-Appointments

Mayor Lumpkins asked for a motion to re-appoint John Crilly as Assistant ESDA Director from January 10, 2008 to January 10, 2009.

MOTION A motion was made by Trustee Katzel, Seconded by Trustee Meeks and unanimously passed to re-appoint John Crilly as Assistant ESDA Director from January 10, 2008 to January 10, 2009.

Mayor Lumpkins asked for a motion to re-appoint Jeff Jacobs as an ESDA member from January 10, 2008 to January 10, 2009.

MOTION A motion was made by Trustee Walker, Seconded by Trustee Germann and unanimously passed to re-appoint Jeff Jacobs as an ESDA member from January 10, 2008 to January 10, 2009.

Mayor Lumpkins asked for a motion to re-appoint George Kinsley as an ESDA member from January 10, 2008 to January 10, 2009.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Faught and unanimously passed to re-appoint George Kinsley as an ESDA member from January 10, 2008 to January 10, 2009.

2008-R-01 Mayor Lumpkins asked for a motion to approve 2008-R-01, a resolution approving and authorizing the purchase of a squad car. The village will obtain a loan at Harris Bank in Round Lake Heights for 36 months.

MOTION A motion was made by Trustee Faught, Seconded by Trustee Germann and unanimously passed to approve 2008-R-01, a resolution approving and authorizing the purchase of a squad car.

2008-R-02 Mayor Lumpkins asked for a motion to approve 2008-R-02, a resolution approving and authorizing the purchase of a dump truck. The village will obtain a loan at Harris Bank in Round Lake Heights for 60 months.

MOTION A motion was made by Trustee Fought, Seconded by Trustee Meeks and unanimously passed to approve 2008-R-02, a resolution approving and authorizing the purchase of a dump truck.

2008-O-01 Mayor Lumpkins asked for a motion to approve 2008-O-01, an ordinance amending Chapter 2, Section 6-2-5-1 Sidewalks. This ordinance clarifies that no vehicle or obstruction may cover more than twelve inches of the sidewalk from 7:00 a.m. to 10:00 p.m.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Mahoney and unanimously passed to approve 2008-O-01, an ordinance amending Chapter 2, Section 6-2-5-1 Sidewalks.

2008-O-02 Mayor Lumpkins asked for a motion to table 2008-O-02 until next month. This is an ordinance on criminal damage to property.

MOTION A motion was made by Trustee Germann, Seconded by Trustee Walker and unanimously passed to table 2008-O-02 until next month.

2008-O-03 Mayor Lumpkins asked for a motion to approve 2008-O-03, an ordinance enacting a new section 6-2-11 for the Round Lake Heights Village Code to provide for a speed limit of twenty miles per hour for specific village roadways.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Walker and unanimously passed to approve 2008-O-03, an ordinance enacting a new section 6-2-11 for the Round Lake Heights Village Code to provide for a speed limit of twenty miles per hour for specific village roadways.

Intergovernmental Agreement for Traffic Enforcement

Mayor Lumpkins asked for a motion to approve signing the Intergovernmental Agreement for Traffic Enforcement Services between the Village of Round Lake Heights, Lake Villa Township and the Lake Villa Township Road District. This agreement would give the Village of Round Lake Heights the authority to enforce all traffic laws and regulations, including the enforcement of applicable speed limits, over that portion of Black Cherry Lane extending from Fairfield Road and terminating at the corporate boundary of the Village of Round Lake Heights.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Germann and unanimously passed to approve signing the Intergovernmental Agreement for Traffic Enforcement Services between the Village of Round Lake Heights, Lake Villa Township and the Lake Villa Township Road District.

Martin Luther King, Jr. Day Proclamation

Mayor Lumpkins asked for a motion to proclaim January 21, 2008 as Martin Luther King, Jr. Day in the Village of Round Lake Heights.

MOTION

A motion was made by Trustee Meeks, Seconded by Trustee Katzel and unanimously passed to proclaim January 21, 2008 as Martin Luther King, Jr. Day in the Village of Round Lake Heights.

Pasquinelli

Mayor Lumpkins stated that we received official notification that Pasquinelli has extended the maintenance bond an additional twelve months.

CORRESPONDENCE

Clerk Mahoney reported that newsletters received were Round Lake Area Chamber News and Illinois Municipal Review.

**COMMITTEE
REPORTS**

Public Safety

Trustee Meeks reported that violations for the month of December were 135 moving, 99 ordinance, 13 non-traffic and 6 warning citations.

Public Works

Trustee Mahoney reported that the new truck would be in by next week. When the truck comes in it will go back out for lights and wiring, which will cost \$1,700 for the parts and we do not know the labor cost yet. The other truck is having problems with the torque converter and will cost \$1,900.00 to be repaired. Trustee Mahoney stated that Bud Kowalski thinks this truck will be okay until the new one comes in.

Building & Zoning

There was nothing to report.

Sewer & Water

There was nothing to report.

Administration

Trustee Fought reported that the Finance Committee reviewed the Warrant List and found everything to be in order.

MOTION

A motion was made by Trustee Fought, Seconded by Trustee Meeks and unanimously passed to approve the January 2008 Warrant List and to pay the bills.

Ordinances

There was nothing to report.

OLD BUSINESS

Traffic Study

Mayor Lumpkins stated that he would like to commend the Board on doing the traffic study and spending the \$9,100.00 to do it to keep the speed limit at twenty miles per hour. Mayor Lumpkins stated that the Board did the right thing.

NEW BUSINESS

Festival Trustee Katzel asked to have the festival on next week's agenda.

MOTION A motion was made by Trustee Meeks, Seconded by Trustee Faught
and unanimously passed to adjourn.

ADJOURNMENT: 7:29 P.M.

Respectfully Submitted,

Susan A. Mahoney
Village Clerk