

**VILLAGE OF HINCKLEY**  
**REGULAR BOARD MEETING - MINUTES**  
**November 12, 2018**

**CALL BOARD MEETING TO ORDER:** Meeting was called to order by President Nelson at 7:00 PM.

**Present:** Trustees Mike Constant, Tim Sellers, Jeff Nier, Louis Manivong (arrived at 7:03pm), Chuck Riforgiate, and Jeff Gordon. Quorum Established.

**Absent:** None.

**Also Present:** Village Clerk Elizabeth Losiniecki, Attorneys Aaron Szeto and Kristine Gibbons, Chief Everhart, and Members of the Public.

**PLEDGE OF ALLEGIANCE:** The pledge to the flag was recited.

**PUBLIC COMMENT on Agenda Items Scheduled for Action Only**

None.

**General Business**

**Agenda item for discussion/approval:** 10/22/18 Regular Board Meeting Minutes

Trustee Nier moved to approve the 10/22/18 regular board meeting minutes and Trustee Riforgiate seconded the motion. Roll Call Vote: Gordon-Aye, Riforgiate-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

**Agenda item for discussion/approval:** Payment of Invoices Due

Trustee Sellers questioned the CodeRed invoice and asked to have it removed for discussion/approval at the next Regular Board Meeting. (Trustee Manivong arrived at 7:03pm). Discussion followed regarding the necessity of the service compared to the expense. Additional discussion ensued regarding alternative options. Village President Nelson asked how many times the service had been used in the past year and Chief Everhart estimated three times. Trustee Sellers indicated that he felt that \$2500.00 per year was too much to pay to tell residents to keep their cars off of the street. Additional discussion followed with Trustees ultimately agreeing to table the discussion until the next Regular Board Meeting. Trustee Constant moved to approve the invoices as presented, minus the CodeRed invoice, and Trustee Nier seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

• **President's Report**

Village President Nelson requested an amendment to the agenda to include a discussion regarding the Village Trustees desires or expectations for police coverage in the Village in terms of hours for coverage. Trustee Constant moved to amend the agenda to discuss the Village Trustees desires or expectations for police coverage in the Village and Trustee Nier seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Agenda item for discussion/approval:** Tree Board Ordinance

President Nelson stated that she is seeking a motion to approve the Tree Board Ordinance. Trustee Constant asked if this ordinance supersedes other existing ordinance(s) regarding tree maintenance. President Nelson answered in the affirmative. Trustee Sellers asked if this is for new or existing trees and President Nelson indicated that it is for new trees. Trustee Nier asked what this is for and Village Clerk Losiniecki stated that it is for the Tree City USA certification. Trustee Manivong moved to approve the Tree Board Ordinance and Trustee Constant seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Agenda item for discussion/approval:** Building Permit Inspection Company

Village President Nelson stated that a letter of termination had been sent to ICCI and that it was a sixty day notice. Attorney Gibbons sent the letter to ICCI on October 29, 2018. President Nelson stated that she had asked Trustee Riforgiate to get the paperwork started to work with "TPI" for a smooth transition.

° **Agenda item for discussion/approval:** BP Liquor License request

President Nelson stated that Jack & Jina's BP is asking for a Class A liquor license so they can offer video gaming. The license would allow for on premise consumption of alcohol, as per the Illinois gaming law. The Village ordinance currently allows for three Class A licenses and Trustee would need to vote to increase the number to four. Trustee Nier stated that he was concerned about allowing alcohol consumption without food being available. Village Clerk Losiniecki spoke on behalf of the petitioner and explained that it is not the intent of the petitioner to become a purveyor of alcohol. The petitioner is seeking the Class A license to meet the State gaming license requirements. The petitioner's intention is to price the alcohol at an excessively high price to deter on-site consumption.

° **Agenda item for discussion/approval:** An Ordinance to Amend Chapter 6, Sec. 6-54(c), of the Village of Hinckley Code of Ordinances to Add (1) Class A Liquor License

Trustee Sellers moved to amend Chapter 6, Sec. 6-54 (c) to allow for the addition of a fourth Class A liquor license. Trustee Gordon seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

President Nelson asked for a motion to change Jack & Jina's BP existing liquor license from a Class E to a Class A. Trustee Manivong moved to approve the change from Class E to Class A liquor license for Jack & Jina's BP. Trustee Gordon seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Agenda item for discussion/approval:** Change December, 2018 Regular Board Meeting Schedule  
President Nelson stated that she would like to have only one meeting in December due to the fourth meeting date being during the holiday week between Christmas and New Year's. She proposed having one meeting on December 17, 2018. Trustee Nier moved to approve the change to the 2018 Regular Board Meeting schedule to reflect one meeting on December 17, 2018 and Trustee Sellers seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Agenda item for discussion/approval:** Ordinance Amending Sexual Harassment Policy

Attorney Gibbons explained that there had been a change in the law regarding reporting methods with the IDHR and the EEOC. Employees now have 300 days within which a report can be made to either agency. Trustee Nier moved to approve the Ordinance Amending the Sexual Harassment Policy and Trustee Manivong seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Agenda item for discussion/approval:** Permanent Change to Chief of Police Duty Hours

President Nelson stated that she would like to permanently change the Chief of Police Duty Hours to be Monday through Friday, 7:30 am to 4:00 pm, effective immediately. Trustee Gordon asked for what purpose and President Nelson stated that the position should be staffed for the full work week. Trustee Nier stated that it would provide the public and the department better access for services/duties that only the Chief can perform. Trustee Nier moved to permanently change the Chief of Police duty hours to be Monday through Friday 7:30 am to 4:00 pm and Trustee Constant seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Nay, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

President Nelson stated that she would schedule a Personnel committee meeting to discuss the issues further. Discussion followed regarding open shifts, part-time officers, full-time officers, desired

coverage/shifts, open shifts, County Dispatch records, schedules, and time sheets. President Nelson stressed that she is looking for input from the Trustees to determine/prioritize which shifts are the most important for police coverage. Trustees requested that information from County Dispatch be provided prior to a committee meeting or vote. President Nelson stated that there is no consistency to the police department schedule and that she'd like to see regular shifts assigned to the full time officers. She stated that she is seeking input from the Board of Trustees regarding what shifts are priority. Chief Everhart stated that the schedule has been inconsistent due to having a full time officer out on medical leave. President Nelson stated that she would gather the requested information and have it available for the Personnel meeting.

President Nelson read a thank you letter from Holly Huber to the Chief of Police for her participation in the Lion's Club Halloween costume contest.

## **Committee Reports**

### **° Personnel**

President Nelson stated that she would advise as to the date of the Personnel meeting.

### **° Finance & Economic Development**

Trustee Constant provided a handout regarding insurance renewal costs.

#### **° Agenda item for discussion/approval: IEPA Loan Repayment Options**

Trustee Constant stated that he had met with Treasurer Maroo regarding the IEPA loan and that the Trustees needed to think about what approach to take. He stated that the Village does not receive enough funds in to cover the loan payments. He stated that the Village has three options:

1. Keep paying the loan payments and eventually run out of money
2. Default on the loan and deal with the wrath of the IEPA or
3. Come up with a payment plan to present to the EPA

He stated that the Village collects approximately \$300,000.00 annually for debt service fees and that there are different scenarios to look at for structuring the loan payments. He stated that he would work with the attorneys on restructuring options and present the information for discussion/approval at the next Regular Board Meeting on November 26, 2018. Trustee Nier stated that this topic has been discussed at Water/Sewer Committee meetings. Trustee Constant suggested that any questions be directed to himself or Treasurer Maroo.

#### **° Agenda item for discussion/approval: Approval of Establishment of New Resource Bank Account for Non-Home Rule Sales Tax Income**

Trustee Constant stated that a new bank account needs to be opened for the non-home rule sales tax money that needs to be isolated from the general fund. Trustee Constant moved to approve the opening of the new Resource Bank account for the non-home rule sales tax money and Trustee Nier seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

#### **° Agenda item for discussion: Liability Insurance Renewal**

Trustee Constant stated that the current carrier had declined to renew the policy due to too many outstanding claims. He stated that several other companies had also declined to quote coverage. He stated that a provider was identified and that the premiums will increase 19% from last year. He stated that Ryan Doyle, from Arthur J. Gallagher, would be at the November 26, 2018 Regular Board Meeting to make a presentation and answer questions.

Trustee Constant reminded those present that there will be a Harvesting Our Future Community meeting at the Community Building on November 13, 2018 at 7:00 pm. All are welcome.

° **Public Safety**

° **Agenda item for discussion/approval:** Building Code Ordinance

Trustee Riforgiate moved to delay the discussion/approval of the new building code until the next regular board meeting so that he could have time to review the changes with the attorneys. Trustee Manivong seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Streets & Alleys**

None.

° **Buildings, Grounds & Parks**

° **Agenda item for discussion/approval:** Park Program Instructor Contracts

President Nelson requested to have the discussion tabled until the next regular board meeting so that she and Trustees could have time to review the proposed contracts. Trustee Manivong seconded the motion. Roll call vote: Gordon-Aye, Riforgiate-Aye, Manivong-Aye, Nier-Aye, Sellers-Aye, Constant-Aye. Motion carried.

° **Water & Sewer**

None.

**Public Comment:**

None.

**Open Discussion:**

Trustee Sellers stated that he had been contacted by the owner of the coffee truck parked at the Brown Pub. He stated that she has been having a difficult time communicating with ICCI regarding required permits, etc. for her business to open. Conversation ensued regarding the proper steps needed to be taken to get a permit for the electrical work and the required zoning changes necessary to allow for a beverage truck. Attorney Gibbons stated that the electrical work had been done without a permit and that is part of the hold up. Discussion followed regarding ICCI and the need for proper documentation.

Trustee Sellers stated that the black squad car had sold on the on-line auction for \$1806.00 and that it was picked up today. He also stated that the Lakeshore Recycling electronic recycling event went well and that the signs really helped. He stated that the next electronic recycling event will be the third Saturday in June, 2019.

**ADJOURNMENT**

**Motion:** Trustee Nier moved to adjourn the meeting at 8:08 PM. Trustee Manivong seconded the motion. Voice Vote: All members voted yes. Motion carried.

The next Regular Meeting of the Village Board is scheduled for November 26, 2018.

---

Nancy Nelson, Village President

---

Elizabeth Losiniecki, Village Clerk