

VILLAGE OF HEBRON
VILLAGE BOARD MEETING
JUNE 26, 2023

President Shelton called the meeting to order at 6:01 p.m.

The meeting began with the Pledge of Allegiance.

Trustees Shepherd, Milarski, Stevens, Knaack, and Mogan answered aye to roll call. Trustee Correll was absent.

Attorney Smoron was in attendance.

Motion to Approve the Minutes of May 22, 2023, Village Board Meeting

Trustee Stevens made a motion to approve the minutes of the May 22, 2023, Village Board meeting. Trustee Knaack seconded the motion. Trustee Stevens, Knaack, Mogan, Milarski, and Shepherd approved the motion by answering aye. Motion carried.

Motion to Approve the Minutes of June 1, 2023, Special Village Board Meeting

Trustee Milarski made a motion to approve the minutes of the June 1, 2023, Village Board meeting. Trustee Stevens seconded the motion. Trustee Milarski, Stevens, Knaack, Shepherd, and Mogan approved the motion by answering aye. Motion carried.

Motion to Approve the May/June 2023 Accounts Payable Balance

Trustee Shepherd made a motion to approve the May/June 2023 accounts payable. Trustee Milarski seconded the motion. Trustee Shepherd reported that there were large items on payables this month. He reported them as \$51,540 for AC Paving, \$1,453.80 for police uniforms from P.F. Pettibone, \$4559.52 chemicals needed for the water/sewer department from Hawkins, Inc., \$3,484.89 for generator maintenance by LionHeart Critical Power Specialists, and \$1,412.54 for meters and test kits from USA Blue Book. Trustee Shepherd reported that there was \$66,927.28 due in accounts payable for the General Fund and \$17,528.14 due in the Water/Sewer Fund accounts payable. The total due for accounts payable was \$84,455.42. Trustee Shepherd reported that there were no add-ons this month. President Shelton added that the check for the paving will not go to the contractor until the seal coating is complete. Trustee Shepherd, Milarski, Knaack, Stevens, and Mogan approved the motion by answering aye. Motion carried.

President's Report

President Shelton reported that he recently met with Lenar to discuss details being worked on in Trails of Hebron to make sure that things are planned and worked out with developed lots, undeveloped lots, out lots, and roads. When the plans and details are solidified, Lenar will present them to the Board. He announced that the seal coating project with Country View and Victorian Acres subdivision is moving forward with the street preparation which was taken care of by Public Works. He added that scheduling the seal coating with the contractor is in the process. He met with Congressman Brad Schneider at a round table discussion in Richmond and

other local community members participated as well. He said that Brad's team provided updates on Broadband and getting Broadband both wireless and fiber out into the communities and to those that cannot afford it. There are grant programs for individuals and the providers that Brad and his team are working on to bring funding to the table by 2025. They are also working to provide incentives to the providers to help bring service to communities. In addition, he reported that the sidewalk in front of Sister's Donuts is in the process of being replaced from the gas station on Route 173 to the Village municipal parking lot on Route 173 and Illinois Street. Regarding Phase 1 of the Prairie Street grant to replace the water infrastructure and the road is being reviewed to make sure things are in place before the project begins. And lastly, the grant application that was submitted for the first phase of road replacement throughout the Village has been approved during the first phase of the review process, nothing has been rejected thus far and the Village is awaiting possible final approval.

Public Comments

Ken Hoffman, 20215 Streit Road, Harvard, stated that on Memorial Day weekend a disabled veteran was selling t-shirts on the corner of Route 173 and Route 47 and he stated that this gentleman was harassed by a citizen and asked to move from the gravel area to the grass area. The citizen informed him that they were selling their wares on Village property and she identified herself as a Village Trustee. He stated that she also said that she did not like the content of the t-shirts. Mr. Hoffman read the oath of office for a Village Trustee. He stated that the owner selling such t-shirts civil rights were being challenged. He read the state statute for misconduct. He read a 1983 federal statute regarding this issue. He asked the Village President, as the ethics commissioner, to investigate this incident, apply sanctions or discipline, and make his findings public.

Jacqueline Grana, 20001 Streit Road, Harvard, stated that she was at the meeting to speak of an incident that happened at approximately 10:15 a.m. on May 27, 2023, Memorial Day weekend. She stated that this weekend is very difficult for her veteran husband with disabilities. She stated that a woman pulled in and was taking pictures or video of them. The woman exited her car and told them that they were on Village property and that they had to move back on the grass by the trees. At this time, the woman informed them that she was a Village Trustee. At this time, they informed the Trustee that they were on private property and had permission to be there. Discussion ensued regarding the location they were selling from and the language on the Ms. Grana's shirt. She stated that they have video of the confrontation and that her husband had to seek medical treatment after this incident for anxiety and depression. On June 24, at 2:14 p.m. the other vendor on the property said that there was another complaint about the t-shirts and he urged her to talk to the Village Police Department.

Brian Schimian, 10521 Commercial Street, Richmond, read the Village oath of office of Dawn Milarski to the public. He said that the military, police department, and fire departments all take

a similar oath. He read a portion of the United States Constitution and a portion of the First of Amendment from the bill of rights. He stated that Trustee Milarski has failed to uphold her oath.

Motion to Approve the FY2023-24 Appropriations Ordinance

Trustee Shepherd made a motion to approve the FY2023-24 Appropriations Ordinance. Trustee Knaack seconded the motion. President Shelton stated that this budget is made from the working budget that the Village Board approved a while ago. The appropriations ordinance is given to McHenry County and it legally binds the Village to adhere to these spending limits. The Village sets this budget about 60 percent higher than the working budget just in case so as not to go over the appropriations ordinance. Trustee Shepherd, Knaack, Mogan, Milarski, and Stevens approved the motion by answering aye. Motion carried.

Motion to Approve an Ordinance Amending the Hebron Municipal Code to Prohibit Operation of Non-Highway Vehicles on Village Streets, Roadways and Highways

Trustee Milarski made a motion to approve an ordinance amending the Hebron Municipal Code to prohibit operation of non-highway vehicles on village streets, roadways, and highways. Trustee Knaack seconded the motion. A resident asked that the ordinance to be read. President Shelton mentioned that this ordinance was developed from the state ordinance and he read the ordinance to the public. Trustee Mogan asked Attorney Smoron if this ordinance was pulled directly from the state statute. Attorney Smoron stated “largely, yes.” Trustee Mogan stated our Chapter 15 adopts the entire vehicle code and he asked what about this was different. Discussion ensued and it was stated that the municipal code was more readable. Trustee Stevens asked if this amendment was not voted in favor of, would this still be in place due to the state statute? Attorney Smoron responded “yes.” Trustee Knaack stated that on a personal level she enjoys ATV’s and golf carts, but this has become a recurring problem within the Village and it is a matter of safety. Trustee Milarski, Knaack, Mogan, Stevens, and Shepherd approved the motion by answering aye. Motion carried.

Motion to Approve the ARPA Funds of \$80,494.07 to be used for Road and Sidewalks

Trustee Knaack made a motion to approve using the ARPA funds of \$80,494.07 to be used for road and sidewalks. Trustee Stevens seconded the motion. President Shelton explained that the last time that ARPA funds were awarded to the Village the use of those funds was not approved by the Board. Trustee Stevens asked if there is a specific area of road or sidewalk to be improved upon or is this for an as needed proposal. President Shelton stated that the ARPA funds is not a grant, but a program allowing use for infrastructure either now or in the future. Trustees Knaack, Stevens, Shepherd, Milarski, and Mogan voted aye. Motion carried.

Motion to Approve Estimate to Drain and Clean the WWTP North Tower Clarifier

Trustee Shepherd made a motion to approve an estimate to drain and clean the WWTP north tower clarifier in an amount not to exceed \$20,577. President Shelton explained that the north tower must be drained, the sludge removed, and then cleaned and maintained properly. Midwest

Power Vac, Inc. out of Antioch will try to keep the work below the estimate, if possible. Trustee Milarski seconded the motion. Trustees Shepherd, Milarski, Stevens, Knaack, and Mogan voted aye. Motion carried.

Motion to Approve Body Cam Lease from Digital-Ally for the Police Department

Trustee Stevens made a motion to the body cam lease from Digital-Ally for the Police Department. Trustee Knaack seconded the motion. President Shelton stated that the Police Department needs to have body cams and they are looking at four additional body cams to make sure that they are always available. The lease would be \$18,185 for five years including a charging station and storage. He added that they will provide monthly lease at \$301 per month for a five-year period to make it much more feasible for the Village. He stated that if there is any difficulties with the units they can be shipped back and they will send the Village a new unit. Chief Gumble reported that it is no more costly to do a month lease than to pay in full up front. Trustee Milarski asked if the Village receives the grant for the pocket cams, can this lease be cancelled. Chief Gumble stated that the lease can be cancelled at any time or the Village can purchase what they have. She added that these videos are imperative for any court case. Trustee Stevens asked if it would be better to buy than lease. Chief Gumble stated that it is always better to buy outright, but it is not feasible and waiting for a grant is not either. She stated that body cams will be mandatory by 2025. Trustees Stevens, Knaack, Mogan, Shepherd, and Milarski voted aye. Motion carried.

Motion to Approve E-Vergent Tower License Agreement

Trustee Knaack made a motion to approve the E-Vergent tower agreement. Trustee Mogan seconded the motion. President Shelton explained that E-Vergent has supplied the Village with wifi and internet for quite some time. He explained the terms of the past five-year agreement. E-Vergent were requesting to be able to upgrade their antennas on the water tower to provide higher speed in the band range they were looking into. He stated that he was for this change and added that the Village costs have increased in recent years and looking at the agreement the fee had not been increased for some time. He then requested an increase of rent from \$225 per month to \$500 per month. E-Vergent agreed to this increase. President Shelton asked that they also provide the fastest speed to the Village at no cost. They agreed. Attorney Smoron reviewed the agreement and confirmed that everything that the Village had requested is in this agreement. Trustee Shepherd asked if it is still the same frequency. President Shelton stated that one was added and that one was the 60-70 gzh and the others remained the same, however, one was removed as it was not being used. Trustees Knaack, Mogan, Shepherd, Milarski, and Stevens voted aye. Motion carried.

Motion to Approve a \$200 Donation to the Hebron Food Pantry

Trustee Shepherd made a Motion to Approve a \$200 Donation to the Hebron Food Pantry. Trustee Knaack seconded the motion. Discussion ensued. Trustee Milarski asked community member, Karen Lalor, if she was still taking donations dropped off with her to the Food Pantry.

She stated that she was and that the business address, Stateline Insurance, is 10015 Green Street. She accepts donations Monday through Friday from 9:00 a.m. to 3:00 p.m. Trustees Shepherd, Knaack, Mogan, Milarski, and Stevens voted aye. Motion carried.

Motion to Approve a Meat Raffle to be Held at Hoop's Bar and Grill on August 26, 2023, with Proceeds going to the Tyler Henken Memorial Wrestling Foundation

Trustee Stevens made a motion to approve a meat raffle to be held at Hoop's Bar and Grill on August 26, 2023, with proceeds going to the Tyler Henken Memorial Wrestling Foundation. Trustee Knaack seconded the motion. Trustee Shepherd asked if the \$25 fee could be waived as this will benefit the local school. Discussion ensued and it was clarified that this was going directly to the foundation and not directly to the school. The foundation will be buying wrestling mats with Tyler's name on them. Trustee Shepherd withdrew his request. Trustees Stevens, Knaack, Mogan, Shepherd, and Milarski voted aye. Motion carried.

Department Head Reports

Chief Gumble, Police Chief, reported that the other competitor for body cameras was Axon which she felt had too many parts and she wanted something simple to use and Digital-Ally was determined to be better for the Village. Axon was also more expensive. She stated that CSO Tomlin made his way around the Village meeting people. The department has continued to receive calls and complaints regarding ATV use within the Village. She reported that the department truck scales were assessed by Cream City Truck Scales and it was determined that they were no longer able to be used and went to recycling. The department can use the scale in Richmond. The file drawers in the department are up to date and all the officers are certified on Stop the Bleed, OC spray, and taser training. She reported that the "Drug Take Back" kiosk in the Village hallway is being used often and she wanted everyone to know there is an electronic recycling box in the garage of the police department for the residents use as well and the company will delete all data on the devices. Chief Gumble reported a total of 100 calls this month. She stated that not many were speeding issues and most were residential calls.

President Shelton reported for Dan Nelson, Superintendent of Public Works in his absence, reported that they have cut and patched roads in Country View Estates and Victorian Acres. They have also been cleaning the park as well as the rest of the Village properties including spraying of weeds, mowing, and weed whipping. They have also been managing pool fills. He reported that V&V Lawn Care is working out well for the Village. President Shelton said he has discussed the parking striping on Prairie Avenue near Route 47 as it need to be re-striped. They want to maximize the parking area as much as possible. President Shelton also mentioned that the parking area by Abundance Antiques has a 'no parking' area during the winter months as Dan used to pile snow there. In recent years he has been piling snow closer to Prairie and Illinois Avenue. He would like to suggest taking the 'no parking' signs down in that area and making it easier for the residents above Prairie Antiques and Abundance Antiques better access to parking.

President Shelton read the report for Frank Michalczyk, Water/Sewer Department, in his absence and reported that along with his daily routine he has also had Lionheart come out and go through the three generators and they found some items that will need maintenance. He stated that he will be waiting for Board approval to fix the issues and to have the north side tank cleaned at the WWTP. President Shelton stated that both have been approved.

President Shelton read the report for Dick Ackerman, Building Inspector, in his absence. President Shelton stated Dick has done several conference calls including calls with Mackie Consultants and with the Village engineer regarding Lennar and Trails of Hebron. He has also had conversations with surveyors and soil testers for Trails of Hebron. He has issued a pool and fence permit. He has issued two single family residence permits for KLM in Woodland Meadows subdivision. He has done insulation and concrete inspections for 10410 Industrial Drive. He also stated that Dick has completed one solar rooftop inspection on Maple Avenue, he has received one solar rooftop application, given three grass violations, one auto violation, obtained license and insurance for electrical, HVAC as well as plumbing contractors. Finally, he worked on a permit application for Alden-Hebron School electrical work. Trustee Milarski asked if the CSO is doing citations for ordinance violations. Chief Gumble stated that he is helping the building department by giving verbal warnings and following up with a citation if necessary. She added that he is being trained in building codes and ordinance citation by Dick and the Chief for accomplishing this.

There were no other reports.

Attorney Report

Attorney Smoron reported that the prosecutors will be meeting with several members of the police department for training on Friday.

Board Comments

Trustee Shepherd wished everyone a safe and happy Fourth of July.

Trustee Milarski reported that she has been working closely with the IDOT field engineer, Walter Czarny. She added that he enlarged the sign and added a yellow pole and flags to the 30 mph sign on Route 47 to draw more attention to it. He also added other signs at no cost to the Village. President Shelton stated that Village officers have also parked there to monitor speed and Trustee Milarski stated that this does work and thanked the police department. She said she was also working on a project that will collaborate both butterflies, caterpillars, and rocks. She asked the public to continue to follow the Village on the Hebron's Mayors Monarch Pledge with information to follow on the Village Facebook page and the website. She asked everyone to come out and join in the July 4th festivities and gave a run down of activities for the day. It was announced that the parade will be on Saturday, July 1, beginning at 10:00 a.m. It will start and

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stop at the Village community park. President Shelton added that the parade will be led by horses from the Veteran's Wild Mustangs and he gave a rundown of the parade route.

Trustee Knaack, Trustee Mogan and Trustee Shepherd all thanked all for attending the meeting and encouraged all to attend the parade.

Trustee Stevens welcomed the new CSO Tomlin as he has heard great things about him. He also reported that the library is hosting an Art Show on July 15th with a magician from 6-9 p.m.

President Shelton reported that the Village Board meeting on July 10 is cancelled and the next Board meeting will be on Monday, July 24, at 6:00 p.m.

Adjournment

Trustee Mogan made a motion to adjourn at 7:39 p.m. Trustee Knaack seconded the motion. Trustee Mogan, Knaack, Milarski, Stevens, and Shepherd approved the motion by answering aye. Motion carried by all.



Jean Attermeier,
Village Clerk



Robert W. Shelton
Village President

