

**VILLAGE OF HAMPSHIRE
REGULAR MEETING OF THE BOARD OF TRUSTEES
MINUTES
November 7, 2019**

The regular meeting of the Village Board of Hampshire was called to order by Village President Jeffrey Magnussen at 7:00 PM in the Village of Hampshire Village Board Room, 234 S. State Street, on Thursday, November 7, 2019.

Present: Aaron Kelly, Christine Klein, Toby Koth, Ryan Krajecki, Michael Reid, and Erik Robinson

Absent: None

Also Present: Village Clerk Linda Vasquez, Village Finance Director Lori Lyons, Village Engineer Brad Sanderson, Village Police Chief Brian Thompson, and Village Attorney Mark Schuster.

A quorum was established.

President Magnussen led the Pledge of Allegiance.

CITIZENS COMMENTS

Lynn Acker an item on the Village Board Meeting agenda for November 7, 2019 regarding cannabis. Mr. Acker wanted to let the board know that he and his wife are both against this passing. He stated that kids will be exposed to cannabis and was concerned with cannabis just being in town.

Orris Ruth wanted to know what he could do if neighbors were smoking marijuana in their yard while he is living next door to them. Illinois State Law is very ambiguous about this issue. Mr. Ruth could contact the governor, as this issue pertains to an Illinois State Law.

Mr. Ruth also wanted to know if our police officers will be trained to handle the legalization of cannabis. Village Police Chief Brian Thompson mentioned that driving under the influence of cannabis is treated as a DUI. As of this date, another town is testing a portable device that will be used to take blood samples to determine if a person is intoxicated. More information on this topic will be available in the future.

MINUTES

Trustee Krajecki moved to approve the minutes of October 17, 2019, adding the word "shed" under the citizen's comments.

Seconded by Trustee Reid
Motion carried by voice vote
Ayes: Koth, Krajecki, Reid, Robinson
Nays: None
Abstain: Kelly, Klein
Absent: None

Trustee Robinson moved to approve the minutes of October 26, 2019 and October 29, 2019.

Seconded by Trustee Kelly
Motion carried by voice vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

VILLAGE PRESIDENT REPORT:

Trustee Kelly moved to appoint Jay R. Hedges to the position of Village Administrator, commencing December 2, 2019 and approving the employment agreement upon the completion of his background check.

Seconded by Trustee Koth
Motion carried by roll call
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson, Magnussen
Nays: None
Absent: None

Fire Department Chief Bill Robinson will be retiring and moving to Tennessee. A new chairman of the Planning Commission will need to be appointed.

Trustee Reid moved to appoint Bryan Mroch to replace Bill Robinson as chairman of the Planning Commission.

Seconded by Trustee Kelly
Motion carried by voice vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

Trustee Krajecki moved to approve Ordinance 19-27; Village building regulations regarding fire protection systems in the Village.

Seconded by Trustee Kelly
Motion carried by roll call vote
Ayes: Kelly, Klein, Krajecki, Reid, Robinson
Nays: None
Abstain: Koth
Absent: None

Prairie Ridge Topsoil Pile Access: Crown Community Development deposited a large pile of topsoil on the Village property over by Town Center. Prairie Ridge Neighborhood O used up all of their topsoil. Therefore, Crown will be placing a temporary access road from French road to Allen Road. KDOT has been notified and no permit will be needed for this.

Trustee Robinson moved to approve Resolution; 19-19; determining the request of \$1,076,750 to be levied for the 2019 Tax Year through real estate taxes for the Village of Hampshire, Kane County, Illinois

Seconded by Trustee Klein
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

Trustee Robinson moved to approve waiving the formal bid procedure and accept the quote for the server replacement by Entre Computer Solutions in the amount of \$15,654.79

Seconded by Trustee Klein
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

VILLAGE BOARD COMMITTEE REPORTS

1. Village Services:

Trustee Kelly reported Waste Management Recycle Education Program will start around January 1. The "Tag-and-Take" education program will continue for one month. Waste Management will tag the recyclables to show what doesn't belong during that month. After the one-month program, Waste Management will tag the recycle bin if there are any recycling errors and the resident will need to correct the problem or Waste Management will not take the bin the following week.

The Comcast Business District Build Out is now online. There is a map of businesses that can either have regular cable or fiber optic service. Comcast is already by Route 20 for the businesses in that area. Comcast will talk to the Village about a franchise agreement with them.

MediaCom Franchise Agreement and SLA's: The Village has had an agreement with MediaCom since 2001 (six-year agreement then after that it renews for nine years with auto renewals). In 2016 the State of Illinois changed the law. The Village will be trying to get more information on this.

Trustee Kelly has not yet talked to Thaddeus Mack from B & F.

Village Service meeting will be held on December 3, 2019 at 5 p.m.

- ### **2. Public Works:**
- Trustee Koth stated Cleary was \$160,000.00 less than Pino for the cost of the public works building. EEI cost for electrical would be about \$250,000.00. The total cost would cost would be about \$650,000.00. Two feet of gravel is needed to raise the building up to appropriate standards. A retention pond will be needed, as well. The Town Hall site was discussed to determine if it would be feasible to locate the building at that site. The information on the Town Hall site will be prepared for the next board meeting. A survey will need to be conducted on the property.

3. Business Development Commission:

Trustee Krajecki moved to approve the brochure for BDC in the amount of \$1,795.00 (12 pg.).

Seconded by Trustee Koth
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

Trustee Krajecki wanted to thank the following people for their help and support: Jeanie Mayer for her journalistic skills, Roger Larsen for donating pictures he took for us, and David Pizzolato for his skills on putting this together. Without them, this project couldn't have happened.

Board Members have letter from Ms. Schmutte, which sounds like good news for the Village. We can apply for multiple water programs. We need to show the specific areas for the projects along with the residents' income in the areas of those projects (which will, of course, be discreet). For example, the Highland project. We will have a meeting with Ms. Schmutte and EEI first to plan this out.

BDC will meet Wednesday November 13 at 6:30 p.m.

Mainstreet will be meeting November 16 at 10 a.m. at Resource Bank.

4. Accounts Payable:

Trustee Klein moved to approve the Accounts Payable in the sum of \$4.50 to employee Lori Lyons to be paid on or before November 11, 2019.

Seconded by Trustee Robinson
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Reid, Robinson
Nays: None
Absent: None

Trustee Klein moved to approve the Accounts Payable in the sum of \$187,821.98 to be paid on or before November 11, 2019.

Seconded by Trustee Krajecki
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Reid, Robinson
Nays: None
Absent: None

Trustee Klein reported there will be one more Finance meeting to put the finishing touches on the handbook.

- 5. Public Relations:** Trustee Reid reported that there will be a Public Relations Committee meeting to discuss the village brochures. Trustee Reid also mentioned that the Village will be posting information on social media about the upcoming garbage recycling program and winter snow plowing to try and keep the residents informed as best we can, such as if public works trucks are broken down and it will take more time to plow along the routes.

6. **Planning/Zoning**: Trustee Robinson reported that the State of Illinois legalized cannabis starting January 1, 2020. With that being said, the Village would like to move forward on this. This was a decision that was not made very lightly by the Planning and Zoning Committee, as it is understood that residents of our community have an opinion on this issue either in support or against the allowing of cannabis based businesses in our town. However, by legalizing cannabis for recreational use, the State of Illinois has taken the decision of whether or not cannabis will be allowed in our village away from the Village Board. Cannabis will be legal to use recreationally in Hampshire and all communities throughout the entire State of Illinois on January 1, 2020 in accordance with state law. Village residents will be allowed to purchase cannabis where it is allowed for retail by local ordinance and bring the product back to Hampshire for consumption. Therefore, the Village of Hampshire is working on the text amendment and ordinances to allow cannabis businesses in the Village. A special use permit will be required for these businesses in order to give the Village more oversight of any and all cannabis business located within the Village.

We can only tax cannabis products up to 3%, no more as required by state mandate.

Trustee Krajecki reported the Village should take advantage of this situation, as the Village could use the tax dollars for many necessary items that our community needs. There are only so many permits that the state will grant for a cannabis business, so it is a real possibility that a business looking into locating in the Village may not even get a permit. The state has very strong restrictions and it is very expensive for someone to receive a permit.

The consensus of the Village Board is to continue to move forward with this process. At the very least, ordinances will be in our code for future use if necessary.

Trustee Robinson moved to approve the Petition for Zoning Text Amendment For Adult Use Cannabis Business Establishments as a special use in various zoning districts to the Zoning Board of Appeals.

Seconded by Trustee Koth
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Reid, Robinson
Nays: None
Absent: None

The Zoning Board Appeals will be meeting on December 10, 2019 at 7:00 PM at Village Hall. A public hearing will be held in regard to Adult Use Cannabis Business Establishments at this meeting.

Once the ZBA completes their recommendation, the ordinances and text amendment will come back to the Village Board for final approval.

7. **Public Safety**- No report

8. **Fields & Trails**: No report

Village President Magnussen reported he has an update about the Seeger family. They have fired their attorney and Bill Ryan himself told them they can hire their own contractor to do the work at their house to correct any issues that they may have.

In regard to the traffic issue at Brier Hill & Rt. 72, nothing has changed from the State of Illinois.

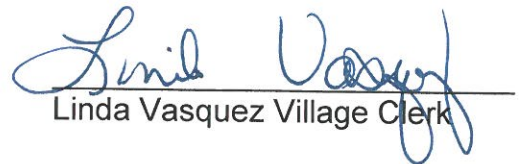
Trustee Kelly announced on behalf of the Village Board a heartfelt gratitude to all active and retired military personnel, a Happy Veterans Day.

Village President Magnussen and our new Village Administrator Jay R. Hedges signed the employment agreement.

ADJOURNMENT

Trustee Robinson moved, to adjourn the Village Board meeting at 9:26 p.m.

Seconded by Trustee Kelly
Motion carried by voice vote
Ayes: All
Nays: None
Absent: None


Linda Vasquez Village Clerk