

VILLAGE BOARD MEETING

JUNE 17, 1991

MINUTES

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order May 20th, at 7:30 p.m. Present were President Peterson, Trustees Harney, Johnson, Tennis, Williams; Attorney Bill Payne; Engineer Powers; Treasurer Panning; Police Chief Montalbano; Deputy Clerk Olson; and Village Clerk Bork.

MINUTES: Corrections were made to the minutes of the June 3rd, meeting as follows:

1. Page 5, Line 3 add the word "removal".

TENNIS MOVED WITH A SECOND FROM HARNEY to approve the corrected minutes of the May 20th, 1991 regular session meeting. MOTION CARRIED BY VOICE.

PRESIDENT:

1. The Legislative Bulletin indicated that the open meetings bill which was going through the State Legislature has been stopped in Senate Committee.
2. A letter was received inviting the Trustees and President to attend an awards ceremony banquet when Ronald Panning will receive a Certified Illinois Municipal Award on June 24th, 1991 at Alton, Illinois.
3. Peterson received notification of the next Local Government Working Group work meeting of the Fox Valley Freeway Group that will be held on June 20th, at 7:30 p.m. at the Nunda Township Hall in Crystal Lake and she will not be able to attend that meeting.
4. A letter was received from Mr. Hastert, our Congressman, regarding a suggestion by the post office that new subdivisions should have cluster mailboxes. Mr. Hastert's purpose in the letter was to inform the Village that cluster boxes are not required in a subdivision and to suggest that the Village ask developers about their plans for mail delivery before approval is given for their project.
5. Teri highlighted a sheet of incorrect water meter readings totaling about 10%. Peterson called Al Doud, who is in charge at NI-Gas. This sheet was faxed over to him. Supervisors at NI-Gas were going to review it. Doud did not realize the dimensions of the problem. Johnson suggested the problem was possibly due to a new meter reader.
6. Peterson attended the Plan Commission meeting last Wednesday. Marshak contacted Peterson wondering if he should proceed with the process. Some members of the Zoning Board of Appeals encouraged Marshak to proceed. A request for a variance had never been received according to Fuqua. Peterson requested Marshak fax the information that was supplied with the request.

CLERK:

1. Local residents have been calling wondering about the

status of the Peele's bicycle ramp, which is still in operation. It was decided that the Village Attorney should send a letter to Scott Peele's father regarding removal of the ramp.

2. A faxed letter was received from Mr. Jack Dayon requesting permission to serve beer and wine on July 13, 1991 from 4:00 p.m. until midnight at the Sleepy Hollow Fire Station at his daughter Sarah's wedding. HARNEY MOVED AND JOHNSON SECONDED to approve the request of Mr. Jack Dayon. MOTION CARRIED BY VOICE. Mr. Dayon is to contact Montalbano regarding questions on parking.

3. A phone call was received from the Sleepy Hollow Service Club inviting all trustees and the Village President to ride in the 4th of July parade. Convertibles will be needed for the riders.

Peterson mentioned the positive comments she had received on the new Sleepy Hollow Village entrance signs. A question did arise concerning the white fencing behind the signs and the coloring. This will be brought to Shields attention for further clarification.

Williams brought up the problem of the lighting on the Saddle Club's sign due to the bushes and not being able to see the sign.

PLAN COMMISSION:

Dan Wiedmeyer brought us up to date on Marshak's development. The developer was present Wednesday and provided some information. The matter will be brought up for a public hearing on Wednesday, June 19, 1991.

Questions did arise regarding the floor area ratio being too large with respect to the building and the size of the lots. Wiedmeyer asked the Village Engineer to verify if the floor ratio is what was reported.

Mr. Wiedmeyer was concerned because information was not being received by the Village Engineer and the Village Sanitarian as was stated by Marshak. The Village Sanitarian could not make a recommendation until further information was received. Marshak doesn't want to make a detailed drawing of the septic field until confirmation is received to move forward with the project.

Variances will be required for buffer yards, building height, landscaping, et cetera.

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OPEN TO THE PUBLIC

1. Phil Sorenson asked what action can be taken to assure the removal of the Peele's bicycle ramp. The Village Attorney will send a letter.

2. Jim Podbregar asked questions about the landowners along Route 72 deannexing from the Village. Williams asked for public input on the plan.

3. John Bohanek spoke of his opinion that we should turn down Marshak's request.

4. Bill Shefelbein spoke of his opinion to let West Dundee try to annex the area. Shefelbein questioned how the Village

employee's salary was split and he was informed it was divided between sewer and water. Shefelbein questioned if President Peterson had a conflict of interest as she is a realtor at Starck. Peterson assured him there was no conflict. Shuffelbeim also commented on his concern for the condition of Joy Lane.

5. Ms. Pat Baumhardt asked if a letter has been sent to Windsor regarding Deer Creek and whether any response has been received. Powers reported he had received no correspondence or information from Windsor. Further discussion was held regarding the possibility of pulling the bond. WILLIAMS MOVED AND JOHNSON SECONDED that the Board instruct the Building Department to revoke any occupancy permits issued to Windsor for unsold homes and to revoke or suspend any building permits that have been issued to Windsor pending substantial progress on the punchlist to be completed within Deer Creek Subdivision. JOHNSON MOVED AND HARNEY SECONDED to amend the motion to include houses that are under contract. AYE: JOHNSON, HARNEY, JOHNSON, WILLIAMS. MOTION PASSES. No new building permits are to be issued until substantial progress is made on the punchlist.

6. Russ Holm spoke to the subject of the pile of grass clippings behind his home on a neighbor's property. The odor was a problem as well as mice and other rodents that were located in the clippings. Williams reported that he also has received a call from the Oppenheims regarding grass clippings on a neighbor's lot. The Village Attorney stated the problem could be considered a nuisance and general police power and general police authority can be utilized to handle this situation if someone would like to swear out a complaint. After further discussion Jerry Carter offered to approach the neighbor, Burstein, and discuss the pile of grass clippings. He and Mr. Holm were willing to remove the pile once.

7. John Bohanic brought up the subject of the new signs and wondered if these were what the Village paid all the money for. Mr. Bohanic also brought up concerns on road conditions and the material behind the Village Hall.

8. Jim Podongar requested permission to put up "slow -- children" signs on Sycamore. Harney reported that it is not Village policy to post signs such as this because many streets in Sleepy Hollow have families with children.

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ATTORNEY:

1. Mr. Payne presented a resolution approving the lease and hold harmless agreement for a two-acre parcel adjacent to the Headless Horseman Stable for the sum of \$50.00 per year. Mr. Thalman was present. HARNEY MOVED AND TENNIS SECONDED to approve the resolution as presented. MOTION CARRIED BY VOICE. #178

2. Ordinance 91-13 amending Section 5-1-1 B of the Municipal Code of the Village of Sleepy Hollow was presented. TENNIS MOVED AND HARNEY SECONDED to approve the Ordinance as presented. AYE: TENNIS, HARNEY, JOHNSON, WILLIAMS. MOTION CARRIED.

3. Ordinance 91-14 amending Chapter 5-2-4 of the Village of

Sleepy Hollow by increasing vehicle license fees was presented. Discussion was held and Section 2 was amended to read as follows: "That the increase in vehicle license fees shall be effective beginning January 1, 1992 with the sale of the 1992-93 vehicle stickers. HARNEY MOVED AND TENNIS SECONDED to approve the Ordinance as amended. AYE: HARNEY, TENNIS, JOHNSON, WILLIAMS. MOTION CARRIED.

4. Ordinance 91-15 amending Section 5-3-2 A of the Municipal Code of Sleepy Hollow by adding additional stop intersections was presented. HARNEY MOVED AND TENNIS SECONDED to approve the Ordinance as presented. AYE: HARNEY, TENNIS, JOHNSON, WILLIAMS. MOTION CARRIED.

5. A resolution^{#179} was presented authorizing and directing the execution of the current Quadcom Intergovernmental Agreement by the Village of Sleepy Hollow. TENNIS MOVED AND HARNEY SECONDED to approve the resolution as presented. MOTION CARRIED BY VOICE.

6. The Village Attorney reported that in regard to the litigation on Lot 31, that the Judge had set an October trial date.

7. The solicitation ordinance was discussed. The Village Attorney was in discussion with the Illinois State Bar Association in regard to this matter. He stated that charging a fee to charitable and religious organizations would be difficult at this time. The hour of 9:00 p.m. is what the courts are upholding as the time at which solicitation should be terminated for the night. An organization which claims to be tax-exempted must provide a letter of such exemption.

8. Payne reported that Rob Roberts had asked him to review the issue of extending Plan Commission Fees or reimbursement of fees for the engineer's time, our time, and other time to try to recoup some of these fees from developers. Peterson reported that the developer Rick Gaston said that in Palatine he was fined for untimeliness.

9. Harney asked if Payne was familiar with the new law on the clearing of five-acre plus parcels. Payne said he would look into this new law.

10. Payne reported that he and Powers had reviewed the property at Deer Creek.

11. Payne reported that the administrative warning ticket may not be appropriate for some of the uses that the Village would like to use it for. Williams reported that he had contacted Hawthorne Woods on their use of administrative warning tickets. He was awaiting a return call from the Administrator and he would update the attorney about the discussion. Red tagging was discussed.

12. The Village Attorney is to prepare an amendment to the ordinance to allow an Administrative warning ticket program to be used for zoning violations.

ENGINEER:

1. The proposals for soil borings were reviewed for

comment. One final proposal is still expected to be received.

2. The plat has been received from the Bluffs. The mylar has also been returned.

3. The new recommended performance bond is for \$1,719,000. TENNIS MOVED AND WILLIAMS SECONDED to accept the performance guarantee if approved by the Village Engineer, the Village Attorney, and Trustee Roberts as satisfactory. AYE: TENNIS, WILLIAMS, HARNEY, JOHNSON. MOTION CARRIED.

4. Preliminary work has been performed on the water main loops.

5. Powers reported that he has recently driven through Deer Creek. No correspondence has been received from Windsor. Peterson suggested that Powers call Windsor and inquire of their progress.

TREASURER:

1. TENNIS MOVED AND HARNEY SECONDED that warrants in the amount of \$39,417.82 be approved as presented. AYE: TENNIS, HARNEY, JOHNSON, WILLIAMS. MOTION CARRIED.

2. The Operating Budget was presented. Discussion was held on the need for additional revenue. TENNIS MOVED AND HARNEY SECONDED to approve the budget as presented. AYE: TENNIS, HARNEY, JOHNSON, WILLIAMS. MOTION CARRIED. An appropriations meeting is to be held on July 1st at 7:15 p.m. The clerk is to publish notice of this meeting in Friday's paper to meet the 10-day requirement.

3. TENNIS MOVED AND HARNEY SECONDED to authorize Panning to enter into a collateral agreement with Cardunal Savings and Loan which provides Cardunal to pledge securities above the \$100,000. MOTION CARRIED BY VOICE.

4. TENNIS MOVED AND HARNEY SECONDED the authorization of \$400 to provide porta-potty facilities for the 4th of July activities that has been requested by the Service Club. AYE: TENNIS, HARNEY, JOHNSON, WILLIAMS. MOTION CARRIED.

ROADS:

1. HARNEY MOVED AND WILLIAMS SECONDED to approve the survey of outlots at Rainbow Creek by Dale Floyd at a cost of \$450.00. AYE: HARNEY, WILLIAMS, JOHNSON, TENNIS. MOTION CARRIED.

2. Sign posts in the Village are to be painted shortly and the decision was made to repaint these posts brown.

3. Harney requested that the footbridge at the Village Hall be removed.

4. TENNIS MOVED AND HARNEY SECONDED the expenditure of \$370 for quality window blinds for the Village Hall. AYE: TENNIS, HARNEY, JOHNSON, WILLIAMS. MOTION CARRIED.

5. Harney has received two proposals for boring samples.

6. Bids were opened for the removal of the designated trees. HARNEY MOVED AND TENNIS SECONDED to go with the lowest bid of \$350.00 presented by Wes Sunderlage. AYE: HARNEY,

TENNIS, JOHNSON, WILLIAMS. MOTION CARRIED.

7. HARNEY MOVED AND JOHNSON SECONDED to reserve 450 tons of salt from the State. AYE: HARNEY, JOHNSON, TENNIS, WILLIAMS. It is noted that salt not needed will not be ordered and there is no charge for that unused portion.

8. Harney received a phone request for an August party. More information will be given at the next meeting.

9. Harney reports that West Dundee is contemplating a public works building to be placed on the vacant land behind the new strip shopping center on the corner of Locust and Route 72. Peterson will send a letter to West Dundee reminding them of the 16,000 pound ordinance on Locust Drive.

10. West Dundee will be approaching us with a proposal to share revenue on the Chateau property in exchange for us giving them complete control over ordinances. We will await for written correspondence on this matter before any decisions are made.

11. The grass needs to be cut on Lots 99 and 100 in Deer Creek. These lots are the entranceway to Deer Creek.

12. Williams questioned the progress on Springhill Plaza. No information has been received from West Dundee.

FINANCE: No report.

WATER:

1. Panning is still reviewing the billing process for water usage and late charges not being deleted.

2. Steve Gammill called in regard to the bill for \$1,200 for repairing the water hydrant he damaged in an automobile accident this last winter. He would like to set up some type of repayment schedule. The Board decided they were not interested in financing the expense of the water hydrant and that payment needed to be received in full.

3. An ad is to be placed in the local paper for notice of sale of surplus Village property and lost and stolen property that has been recovered. Notice is also to be sent out to advertise for sale the old generator located at the Village Hall.

POLICE:

1. Montalbano expressed concern for staffing for the 4th of July activities. The Service Club did not notify the Police Chief of the plans to continue with the activities until just recently. They had formerly notified Montalbano that there would be no activities at the park and he had not enlisted additional law enforcement officers.

HEALTH & SAFETY:

1. Pictures of the new shed were presented.

OLD BUSINESS: None.

NEW BUSINESS: None.

IT WAS MOVED AND SECONDED TO ADJOURN THE MEETING AT 11:30
P.M.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Deborah Bork". The signature is written in dark ink and is positioned above the printed name and title.

DEBORAH BORK
VILLAGE CLERK