

VILLAGE BOARD MEETING
MINUTES

JULY 6, 1992

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order July 6, 1992 at 7:30 p.m. In attendance were President Peterson; Trustees Harney, Roberts, Shields, Tennis, and Williams; Police Chief Montalbano; Treasurer Panning; Village Engineer Laura McGovern; Zoning Board Chairman Heffron; ZBA Chairman Fuqua; and Clerk Olson.

MINUTES:

1. The regular minutes of June 15, 1992 should be amended on page 4, under Water, #3 as follows: "...our agreement not to provide business zoning in planning areas A and B". On page 1, under President, #7, the dollar figure is \$150,000. TENNIS MOVED WITH A SECOND FROM WILLIAMS TO APPROVE THE MINUTES AS CORRECTED. MOTION PASSED BY VOICE WITH HARNEY AND ROBERTS ABSTAINING.
2. The executive minutes of June 15, 1992 should be amended by deleting the first sentence of the third paragraph, and by deleting the word "also" in the next sentence of the same paragraph. TENNIS MOVED WITH A SECOND FROM SHIELDS TO APPROVE THE MINUTES AS CORRECTED. MOTION PASSED BY VOICE WITH HARNEY AND ROBERTS ABSTAINING.

PRESIDENT:

1. Met with attorneys Payne and Vanek concerning litigation.
2. There is a July 8th Planning Commission meeting.
3. The President has been asked to participate in the Algonquin parade.
4. Received letter dated June 30th from Elgin that we exceeded our water maximum on June 28th and 29th/30th.
5. There is an open public hearing on Wednesday between 3 and 8 p.m. in Elgin concerning the Randall Road widening.
6. Illinois Public Action committee has requested permission to solicit. The Police Chief sent appropriate application forms which were returned as undeliverable. We were unable to make phone contact with them.
7. We have received an acknowledgement from the Governor's office concerning the tax surcharge resolution we mailed to them.
8. Residents have called to complain about high weeds.

CLERK:

HARNEY MOVED WITH A SECOND FROM SHIELDS TO ALLOW SPRINGHILL NAUTILUS TO SERVE BEER AND WINE AT THEIR PICNIC AT SABATINO PARK ON JULY 25, 1992 BETWEEN THE HOURS OF 2:00 P.M. AND 8:30 P.M. PROVIDED THEY HAVE PORTABLE TOILETS AND PROVIDE THE NAME OF A RESIDENT ATTENDING THE PICNIC. MOTION PASSED BY VOICE.

PLAN COMMISSION:

No report.

ZBA:

The ZBA met on the variance request for a room addition at 544 Stevens Court, File No. 148. This addition would infringe onto the 15' easement. The neighbors do not object. The ZBA voted 3 to 1 to approve the variance. The trustees expressed concern over setting precedent in allowing this type of variance. WILLIAMS MOVED WITH A SECOND FROM TENNIS TO ACCEPT THE

RECOMMENDATION OF THE ZBA TO GRANT THE VARIANCE. AYE: WILLIAMS.
NAY: TENNIS-HARNEY-SHIELDS. ABSTAIN: ROBERTS. MOTION DENIED.

President Peterson appointed Jim Kruger as the new Deputy Zoning Enforcement Officer. Mr. Kruger has been a resident for 3-1/2 years and is a police officer in Carpentersville. ROBERTS MOVED WITH A SECOND FROM WILLIAMS TO UPHOLD THE APPOINTMENT OF JIM KRUGER AS DEPUTY ZONING ENFORCEMENT OFFICER. MOTION PASSED BY VOICE. The hours and rate of pay have not yet been determined.

*****OPEN TO THE PUBLIC*****

1. A resident expressed his hope that "pillars" would be grandfathered as part of the zoning amendments.
2. John Bohanek had several items: (a) he gave the Mayor his water payment to the village, (b) he again brought up his lack of water bill received last August (c) he received a notice dated 6/12/92 to turn off his water. He was told that Mr. Johnson, the water trustee, was not here tonight, and that he should contact Mr. Johnson directly, (d) he again mentioned his water hammer problem and was informed that he was advised previously that he had been told at the time of hook up by our engineers that he could have a water hammer problem in the future. He was also read the minutes of May 18, 1992 where he was told all this then, and also told to present a written proposal to the Village to review prior to any work being done in connection with the hammer problem, (e) he again asked about the damage done by the snow plows. Trustee Harney and President Peterson both drove to the area and did not see the extensive damage he claims. President Peterson again suggested he call the appropriate trustees when he has problems.
3. Robert Doporcyk of 853 Hemlock has a well and would like to expand and improve on the amount of water he has with the well. He was told that according to ~~state law~~ ^{village ordinance}, he cannot alter/improve or repair his well; he would have to hook up to the village system. The board was not sure what they could allow, if anything. They will take this under advisement and suggested he get back to the board at a later date. He also mentioned two items which he said were previously brought before the board but never handled. He wanted his "b" box, located at the corner of the lot, dropped down. He also said his swales are not draining correctly and the culvert has a large hole. Trustee Harney will look into these two matters.
4. Mr. Goldberg of Windsor Court again asked the board to grandfather existing RV's in the village.
5. Trustee Harney discussed the Sleepy Hollow roadside walking path. The Headless Horseman Stables have agreed to move their fencing back 6-8 feet to accommodate the trail, if the Village will help dig new fence post holes. Art estimates it will take 1/2 day of work. The Kane County Forest Preserve has agreed to help design, construct, and maintain the trail. Elmhurst Chicago Stone has agreed to donate \$1,000 toward the trail and would like to discuss extending it through their property. Cardinal Chamber of Commerce is also interested in helping financially. The trustees expressed concern about the cost of developing and maintaining the trail, including necessary culverts. It was suggested Trustee Harney obtain in writing the offers from the

Forest Preserve and Elmhurst Chicago Stone and draw up a sketch of the proposed trail.

6. At Trustee Tennis' recommendation, the President appointed residents Carol Adair and Larry Gilley to the Finance Committee. TENNIS MOVED WITH A SECOND FROM SHIELDS TO APPROVE THE APPOINTMENT OF CAROL ADAIR AND LARRY GILLEY TO THE FINANCE COMMITTEE. MOTION PASSED BY VOICE.

ENGINEER:

1. Presented a breakdown of general services for May, 1992
2. Presented the bid tabulation for MFT package #2 with a recommendation of Geske and Sons of Crystal Lake. HARNEY MOVED WITH A SECOND FROM TENNIS TO ACCEPT THE LOW BID OF GESKE AND SONS IN THE AMOUNT OF \$68,286. AYE: HARNEY-TENNIS-ROBERTS-SHIELDS-WILLIAMS. MOTION PASSED.
3. The Engineer does not see a problem in locating a water tower at Randy's; they are studying this to see how it will impact our system. It was requested that the Engineer/CMT submit a cost estimate for a study to encompass the following: (a) bringing water in from Carpentersville at the connection point they indicated, (b) erecting a water tower at Randy's, and (c) completion of the Rainbow Drive and Crane Drive water loops. This cost estimate would be at no charge to the Village. Trustee Shields would also like to set up a committee to meet with Randy's.

ATTORNEY:

1. ROBERTS MOVED WITH A SECOND FROM TENNIS TO ADOPT ORDINANCE NO. 92-15 ENTITLED AN ORDINANCE AMENDING TITLE 6 OF THE VILLAGE CODE OF THE VILLAGE OF SLEEPY HOLLOW BY ADDING CHAPTER 5, TITLED PRIVATE SEWAGE DISPOSAL, AND DELETING SECTION 6-4-3 AND PRIOR ORDINANCE NO. 10-4A-13. AYE: ROBERTS-TENNIS-HARNEY-SHIELDS-WILLIAMS. MOTION PASSED.
2. ROBERTS MOVED WITH A SECOND FROM SHIELDS TO ADOPT ORDINANCE NO. 92-16 ENTITLED AN ORDINANCE AMENDING SECTION 5-3-2 A. OF THE MUNICIPAL CODE OF SLEEPY HOLLOW BY ADDING ADDITIONAL STOP INTERSECTIONS (BLUFFS OF SLEEPY HOLLOW SUBDIVISION). AYE: ROBERTS-SHIELDS-HARNEY-TENNIS-WILLIAMS. MOTION PASSED.
3. ROBERTS MOVED WITH A SECOND FROM HARNEY TO ADOPT ORDINANCE NO. 92-17 ENTITLED AN ORDINANCE AMENDING SECTION 7-4-5 CONCERNING SWIMMING POOL REGULATION, TITLED LOCATION RESTRICTIONS, OF THE VILLAGE CODE OF THE VILLAGE OF SLEEPY HOLLOW, KANE COUNTY, ILLINOIS. AYE: ROBERTS-HARNEY-SHIELDS-TENNIS-WILLIAMS. MOTION PASSED.
4. Requested an executive session for the purpose of discussing litigation.

TREASURER:

1. TENNIS MOVED WITH A SECOND FROM ROBERTS TO APPROVE THE WARRANTS AS MODIFIED IN THE AMOUNT OF \$42,951.77. AYE: TENNIS-ROBERTS-HARNEY-SHIELDS-WILLIAMS. MOTION PASSED.
2. TENNIS MOVED WITH A SECOND FROM ROBERTS TO ACCEPT THE PROPOSED FISCAL YEAR OPERATING BUDGET CHANGES IN THE LETTER DATED JUNE 29, 1992. AYE: TENNIS-ROBERTS-HARNEY-SHIELDS-WILLIAMS. MOTION PASSED. The budget changes submitted by Chief Montalbano for the Police Dept. will not be included in these changes but the appropriations should be adjusted accordingly.

ZONING BOARD:

Attorney Payne had suggested that we pass the non-controversial sections of the zoning amendments tonight if possible. It was decided to start going through each section, including the controversial sections.

- Section 1: Accepted as presented
- Section 2: Accepted as presented
- Section 3: Accepted as presented
- Section 4: Accepted as presented
- Section 5: Accepted as presented
- Section 6: Accepted as presented
- Section 7: Accepted as presented
- Section 8: Add to the end of the parking definition "for no longer than two (2) days."
- Section 9: Accepted as presented
- Section 10: Change the Storing or Keeping definition to read as follows: "The placing or leaving in a location for a period of time, in excess of two (2) days, and holding there for future use."
- Section 11: Accepted as presented
- Section 12: Accepted as presented
- Section 13: Accepted as presented
- Section 14: Accepted as presented (Walt will check with Bill Payne on the wording of this)
- Section 15: Accepted as presented
- Section 16: Accepted as presented
- Section 17: Accepted as presented
- Section 18: Accepted as presented
- Section 19: J. The first line as presented is accepted.
 - J.1. Add that existing RV's are grandfathered for five (5) years. The words "adoption date" should be changed to the actual passage date.

TENNIS MOVED WITH A SECOND FROM SHIELDS TO ADOPT SECTIONS 1 THROUGH 18 AS DISCUSSED. AYE: TENNIS-SHIELDS-HARNEY-ROBERTS-WILLIAMS. MOTION PASSED.

- Section 21: 8-3A-4: M. SHIELDS MOVED WITH A SECOND FROM HARNEY THAT ARCHITECTURAL OR ENTRANCE FEATURES OR PILLARS EXISTING IN THE VILLAGE BE GRANDFATHERED WITH THE STIPULATION THAT THEY MUST HAVE REFLECTORS PLACED ON TWO SIDES WHICH ARE THREE INCHES (3") IN DIAMETER AND PLACED THREE FEET (3') OFF THE GROUND.
MOTION PASSED BY VOICE.

It was felt that ordinance preparation by the attorney should be delayed until after the next meeting. The remaining sections will be discussed then.

ROADS & PARKS:

1. The basketball court is open by the pool and tennis court area.
2. Trustee Harney requested that we go out to bid for a new lawn mower. The needs study previously requested was distributed April 13th. ROBERTS MOVED WITH A SECOND FROM HARNEY TO APPROVE GOING OUT TO BID FOR THE LAWN MOWER CONTINGENT ON ALL TRUSTEES

RECEIVING BID SPECIFICATIONS PRIOR TO BIDS GOING OUT AND PROVIDING THERE ARE NO OBJECTIONS TO THE SPECIFICATIONS WITHIN ONE WEEK. MOTION PASSED BY VOICE. The trustees would also like a list of dealers that will receive the specifications.

3. Received the \$4,000+ "management/maintenance" plan for Rainbow Creek from Applied Ecological Services. Trustee Harney has drafted a letter terminating the contract immediately. The remaining money due through the contract is about the same as the maintenance plan would cost.

4. Residents have called expecting the storm debris to be picked up by the Village. As a rule, we do not provide this service and residents are responsible for bundling their branches and putting stickers on them for pick up. They can also deposit them on the bonfire pile.

5. Trustee Harney has been unable to contact Anne Herseman of Pimlico Parkway relative to her concern over the detention area next to her house. They discussed this two years ago and Mrs. Herseman was informed that they really couldn't stop walking and biking across the area, but vehicle plate numbers should be reported.

6. The electrical wires at the Saddle Club entrance have been cut. Apparently, this wiring was not protected and done to code originally. The Village should hire an electrician should repair this wiring and make sure it is up to code standards.

FINANCE:

The appropriations hearing will be at the next meeting, July 20th, at 7:15 p.m.

WATER:

No report.

POLICE:

1. The Chief submitted a memo on June 23rd detailing patrol procedures.

2. The modems have been returned. Adjustments to the CAD software will be made later.

3. The budget revisions submitted by the Chief will be referred to the Public Safety Committee for their review and recommendations to the board.

4. We now have 5 squad cars. It was agreed only 4 are necessary. SHIELDS MOVED WITH A SECOND FROM ROBERTS THAT THE CLERK BE INSTRUCTED TO ADVERTISE FOR BIDS FOR THE USED SQUAD CAR. MOTION PASSED BY VOICE.

5. Due to the large number of accidents at Sleepy Hollow Road/Route 72, and the delays in getting lights installed, it was suggested we (a) write monthly with accident statistics to the IDOT offices, and (b) include the statistics in the next newsletter with a type of petition form for residents to sign and return to the Village which we could forward to IDOT. We could see if West Dundee was also interested in participating.

Trustee Shields said the entryway signs are due in three weeks. Planting should begin this week on the Thorobred water fall area. We are in need of a few residents interested in doing some "gardening" in various parts of the Village.

HEALTH & SANITATION:

1. Resident on Hillcrest complained about sewer/water rates.
2. Another resident on sewer living on Sycamore expressed concern over 50% water increase due January 1st.
3. Some trustees said residents have told them they willing to pay extra for water to keep their landscaping alive.
4. HARNEY MOVED WITH A SECOND FROM TENNIS THAT THE ODD/EVEN WATERING RESTRICTIONS BE IMMEDIATELY REINSTITUTED. AYE: HARNEY-TENNIS-SHIELDS-WILLIAMS. ABSTAIN: ROBERTS. MOTION PASSED.
5. There have been complaints about weeds. A weed ordinance for developed lots was suggested. Those interested should gather appropriate information for the next meeting.

BUILDING:

1. The Bluffs are progressing; landscaping is being planted. They will have 14 days to establish it and will be allowed to soak down on initial installation and afterwards, use sprinklers.
2. At the Sleepy Hollow School building project, they made a 4" hookup to our water main. They did this for a sprinkler system and did it without our approval. Trustee Roberts is in contact with the people in charge to find out why this was done. They are also putting in storm drains in the swales to handle the water flow toward the school, which include restrictors.
3. The board expressed concern about the blind spot looking east when exiting the Bluffs onto Boncosky and about the speed limit along that stretch of Boncosky. A speed survey would have to be conducted to reduce the speed limit. The Police Chief was asked to report back to the board on the steps necessary to get the speed reduced. We will also ask the developer to cut back the trees in the Village limits and the township to cut back the trees outside Village property.

OLD BUSINESS:

HARNEY MOVED WITH A SECOND FROM ROBERTS TO SOLICIT BIDS FOR THE SALE OF THE 1973 TRACTOR/~~MOWER~~ MOTION PASSED BY VOICE. The Clerk will advertise. *LOADER.*

NEW BUSINESS:

No report.

ROBERTS MOVED WITH A SECOND FROM HARNEY TO ADJOURN TO EXECUTIVE SESSION AT 11:45 P.M. AYE: ROBERTS-HARNEY-SHIELDS-TENNIS-WILLIAMS. MOTION PASSED BY VOICE.

The regular session reconvened at 11:55 p.m.

TENNIS MOVED WITH A SECOND FROM SHIELDS TO ADJOURN THE MEETING AT 11:55 P.M. MOTION PASSED BY VOICE.

Respectfully submitted,

Norine Olson
Norine Olson
Village Clerk

The Village of Sleepy Hollow, Illinois

One Thorobred Lane
Sleepy Hollow, Illinois 60118

Village Hall 426-6700
Village President 426-6822

Village Clerk 428-2266
Building Department 428-3388

*Released
12/7/92*

MINUTES EXECUTIVE MEETING

JULY 6, 1992

The executive session began at 11:45 p.m. Present were President Peterson; Trustees Harney, Roberts, Shields, Tennis, and Williams; Zoning Board Chairman Heffron; and Clerk Olson.

1. The Village has been named as one of the defendants in a lawsuit filed by the Barbor residents on Myrna Court, claiming the Village should have known about the unstable soil the house was built on before issuing permits, etc. Our insurance company is handling the matter and has advised the Barbors' attorney of the reasons why the portion of the suit pertaining to the Village should be dismissed.

2. We are still in the process of finding the owners of the Chateau property. Research work is underway prior to filing the lawsuit. The Chateau people were advised that there are mattresses in the buildings and told they would have to obtain a variance to put up any fence around the property.

3. Regarding Target, the attorneys have again threatened to sue us and West Dundee. They were encouraged to attend the West Dundee board meeting and see why WD was not doing anything to move the issue along. The park curb cut entrance is being treated as a separate issue from the Locust matter.

Roberts moved with a second from Harney to adjourn back into regular session at 11:55 p.m.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk