

REGULAR MEETING
MINUTES

OCTOBER 5, 1998

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Shields; Trustees Czerniawski, DeBolt, Harney, Merkel, and Nemec; Police Chief Montalbano; Treasurer Panning; Attorney Schuster; Engineer Heinz; and Clerk Olson. Trustee Williams was absent.

MINUTES:

1. Correct the September 21, 1998 regular minutes as follows: Page 4, under both Police and Old Business, the second to each motion was Czerniawski. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE REGULAR MINUTES OF SEPTEMBER 21, 1998 AS AMENDED. MOTION PASSED BY VOICE VOTE WITH DEBOLT AND NEMEC ABSTAINING.

PRESIDENT:

1. The Illinois Dept. of Natural Resources will be auditing the Village on October 14th. Trustee Harney will meet with the official from this agency.

CLERK:

1. The Board discussed the draft fall newsletter.

PLAN COMMISSION:

1. Chairman Markey said Kane County has sent a second revised wetlands ordinance for their review. The Plan Commission hopes to have a report to the Board by the next meeting.
2. The Plan Commission will be reviewing the final plat for KinderCare.

ZONING BOARD:

1. Chairman Neil stated that the public hearing on zoning text amendments will be held October 14th. These amendments will include fences along Randall Road.

ZBA:

No report.

ATTORNEY:

1. Village Attorney Mark Schuster reviewed the Bluffs matter relating to the letter of credit and the detention pond along Boncosky Road. This pond area has already been deeded to the homeowners association who are solely responsible for its maintenance and upkeep. The village engineers have previously approved the subdivision improvements from an engineering standpoint as they relate to the construction bond. Thus, we did not make any final demand on the letter of credit which has now expired. However, we have not yet formally accepted the subdivision by resolution or received a maintenance bond from the developers. The Board directed Attorney Schuster to take all steps to obtain the maintenance bond from the developers and advise them to take immediate steps to present the subdivision to the Board for final acceptance or we will take legal action.
2. The Twin Sewer settlement will be discussed with Trustee DeBolt.
3. We are waiting for a report from Tessendorf on the Bohanek water matter.
4. There has been no further word on the Rubloff development.
5. The Podbregar property matter is still pending.
6. Mr. Schuster obtained a tract search on the village open property behind Willow Lane which shows no covenants or restrictions, other than a deed restriction that it must be used for park purposes. It is up to the Village to determine a policy to fulfill this requirement. The Board directed Mr. Schuster to obtain tract searches

on the other open areas of the village abutting personal residences. The Village Attorney was unable to answer what liability the Village has if it allows residents to maintain those open spaces owned by the Village.

7. Draft ordinances on the building codes and building permit fees have been given to Trustee Harney and Joel Kruse for their review.

8. DEBOLT MOVED WITH A SECOND FROM NEMEC TO APPROVE ORDINANCE NO. 98-17 ENTITLED "AN ORDINANCE VARYING THE MAXIMUM NUMBER OF WALL SIGNS PERMITTED IN THE B-1 BUSINESS ZONING DISTRICT FOR THE PROPERTY LOCATED AT 15N440 RANDALL ROAD IN THE VILLAGE (RANDY'S VEGETABLES)". AYE: DEBOLT, NEMEC, CZERNIAWSKI, HARNEY, MERKEL. MOTION PASSED.

9. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE ORDINANCE NO. 98-18 ENTITLED "AN ORDINANCE VARYING THE REGULATIONS OF THE R-1 RESIDENTIAL ZONING DISTRICT TO ALLOW A SIGN TO BE INSTALLED ON THE PROPERTY LOCATED AT PARCEL A THE BLUFFS OF SLEEPY HOLLOW SUBDIVISION IN THE VILLAGE". AYE: HARNEY, CZERNIAWSKI, DEBOLT, MERKEL, NEMEC. MOTION PASSED.

10. A draft police reimbursement agreement has been given to Chief Montalbano and Trustee Merkel for their review.

11. Ordinances have been prepared as a result of the recent Zoning and ZBA hearings on KinderCare. These will be approved at the next meeting. We will also need to pass a resolution approving the final plat of subdivision and an ordinance disconnecting a small portion of the parcel from the village. The Village is also party to an agreement between West Dundee and Ladi Kolacny concerning the development of Mr. Kolacny's property. DEBOLT MOVED WITH A SECOND FROM NEMEC TO APPROVE RESOLUTION NO. 271 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT AGREEMENT BY AND BETWEEN THE VILLAGE OF SLEEPY HOLLOW, THE VILLAGE OF WEST DUNDEE AND LADISLAV C. KOLACNY IN REGARD TO CERTAIN PROPERTY ON WILLOW LANE (KOLACNY/KINDER CARE PARCEL)." AYE: DEBOLT, NEMEC, CZERNIAWSKI, HARNEY, MERKEL. MOTION PASSED.

12. The Village President has received a draft ordinance concerning reimbursement of engineering, legal, or other consulting fees incurred by potential developers. Trustee Harney asked that professional building inspectors be added to this reimbursement agreement.

ENGINEER:

1. The MFT work is in week six with about ten days remaining for completion. Paving is expected later this week.
2. The Engineers have reviewed the plats and engineering plans for KinderCare.

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

(8:40 - 8:50 p.m.)

1. Mrs. Burford of Joy Lane said that the additional stop signs have greatly helped to slow down traffic on the street and asked about the traffic study requirements to permit the installation of stop signs in the Village.
2. Michelle Cameron of Willow Lane asked that residents be made aware of possible dangers to children from older children while trick or treating on Halloween as her son was assaulted by older boys last year.

TREASURER:

1. Add \$30,432.28 to the City of Elgin. CZERNIAWSKI MOVED WITH A SECOND FROM HARNEY TO APPROVE THE WARRANTS OF OCTOBER 2, 1998 IN THE AMOUNT OF \$79,694.28. AYE: CZERNIAWSKI, HARNEY, DEBOLT, MERKEL, NEMEC. MOTION PASSED.
2. The account receivable due from former police officer Keith Siedsma in the amount of \$1,805.32 will be turned over to the Village Attorney for collection.

3. The Treasurer explained recommended changes in our long term disability program. CZERNIAWSKI MOVED WITH A SECOND FROM HARNEY TO AMEND THE EMPLOYEE PERSONNEL POLICY TO INCREASE THE VILLAGE SHARE OF THE SHORT TERM DISABILITY FOR THE PERIOD AFTER 30 DAYS AND BEFORE THE LONG TERM DISABILITY BECOMES EFFECTIVE TO 80% AS PRESENTED BY THE TREASURER. AYE: CZERNIAWSKI, HARNEY, DEBOLT, MERKEL, NEMEC. MOTION PASSED.

4. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE NEW MAINTENANCE AGREEMENT FOR THE COPIER FOR \$1,225.00 PER YEAR FOR 88,000 COPIES. AYE: HARNEY, CZERNIAWSKI, DEBOLT, MERKEL, NEMEC. MOTION PASSED.

5. There will be a public hearing on October 19th at 7:00 p.m. for the proposed tax levy.

ROADS & PARKS:

1. Trustee DeBolt was contacted by a member of the Service Club regarding installation of the previously approved memorial park bench at Sabatino Park. They will meet to decide on where to place this bench.

FINANCE:

1. A draft of an agreement to be signed by all independent contractors for the Village was given to the Village Attorney for review.

WATER:

1. There have been only a few complaints about the rusty water since the start of the pipe cleaning program.
2. The Board did not know if the Randall Road water pipe information had been given to Elgin.

POLICE:

1. MERKEL MOVED WITH A SECOND FROM CZERNIAWSKI TO ACCEPT WITH REGRET THE RESIGNATION OF OFFICER BRYANT HANISZEWSKI. MOTION PASSED BY VOICE VOTE.
2. The monthly police activity report was presented.
3. Chief Montalbano assured the Board that we have an adequate amount of officers on the street and the new officers are a supplement to the experienced officers on duty at all times.
4. The Copsfast grant will not go into effect until we have hired a full time officer.

HEALTH & SANITATION:

No report.

BUILDING:

1. We have issued about 200 building permits this year.
2. Trustee Harney and Joel Kruse are reviewing the building ordinances.
3. Trustee Harney asked if we should consider the development of impact fees for any commercial development in the Village.

OLD BUSINESS:

1. Board discussed the removal of some dead trees at this time since the small limbs and brush could be added to the burn pile to save on removal cost. There is a willow to be cut down on Bullfrog and a maple there needs trimming. There was concern about using the funds for this work which were to be used for a Lake Sharon restoration project by those residents. However, since it is late in the season and we have not heard from the homeowner in charge of the Lake Sharon project, Trustee Harney felt we should remove the trees on Bullfrog. Trustee DeBolt will work on this removal.
2. Trustee Harney would like to spent about \$100 on stickers for the candy bars given out on Halloween by the Service Club to commemorate the Village's 40th anniversary.

DEBOLT MOVED WITH A SECOND FROM MERKEL TO ADJOURN TO EXECUTIVE SESSION AT 9:20 P.M. FOR THE PURPOSE OF DISCUSSING EXECUTIVE MINUTES PURSUANT TO §2(C)(21) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

The regular meeting reconvened at 9:30 p.m.

NEW BUSINESS:

No report.

NEMEC MOVED WITH A SECOND FROM HARNEY TO ADJOURN THE MEETING AT 9:30 P.M. AYE: HARNEY, NEMEC, CZERNIAWSKI, DEBOLT, MERKEL. MOTION PASSED.

Respectfully submitted,



Norine Olson
Village Clerk

Released 12/20/99

EXECUTIVE MEETING
MINUTES

OCTOBER 5, 1998

The executive session of the Board of Trustees was convened at 9:20 p.m. for the purpose of approving executive minutes. In attendance were President Shields, Trustees Czerniawski, DeBolt, Harney, Merkel, and Nemec, and Clerk Olson.

1. DEBOLT MOVED WITH A SECOND FROM NEMEC TO APPROVE THE EXECUTIVE MINUTES OF AUGUST 17, 1998. MOTION PASSED BY VOICE VOTE.
2. NEMEC MOVED WITH A SECOND FROM DEBOLT TO APPROVE THE EXECUTIVE MINUTES OF SEPTEMBER 8, 1998. MOTION PASSED BY VOICE VOTE.
3. CZERNIAWSKI MOVED WITH A SECOND FROM MERKEL TO APPROVE THE EXECUTIVE MINUTES OF SEPTEMBER 21, 1998. MOTION PASSED BY VOICE VOTE WITH DEBOLT AND NEMEC ABSTAINING.

NEMEC MOVED WITH A SECOND FROM HARNEY TO ADJOURN THE EXECUTIVE SESSION AT 9:30 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk