

REGULAR MEETING
MINUTES

JULY 17, 2000

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Shields; Trustees Morris, Nemec, and Pickett; Police Chief Montalbano; Treasurer Panning; Attorney Schuster (9:00 p.m.); and Clerk Olson. Trustees Czerniawski, Merkel and Rzonca were absent.

MINUTES:

1. PICKETT MOVED WITH A SECOND FROM MORRIS TO APPROVE THE SPECIAL MINUTES OF JULY 1, 2000. MOTION PASSED BY VOICE VOTE WITH NEMEC ABSTAINING.
2. NEMEC MOVED WITH A SECOND FROM PICKETT TO APPROVE THE REGULAR MINUTES OF JULY 5, 2000. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

1. PICKETT MOVED WITH A SECOND FROM MORRIS TO AMEND THE AGENDA TO ADD M.A.D.D. TO THE AGENDA AT 8 P.M. AND ADD AN EXECUTIVE SESSION FOR PENDING LITIGATION AND PERSONNEL AFTER (a) OF NEW BUSINESS. MOTION PASSED BY VOICE VOTE.
2. President Shields noted that we prevailed in court today regarding the Pulte temporary injunction and complimented the work of the Village Attorney.

CLERK:

1. NEMEC MOVED WITH A SECOND FROM PICKETT TO APPROVE RESOLUTION NO. 286 ENTITLED "A RESOLUTION APPROVING THE LEASE AND HOLD HARMLESS AGREEMENT FOR A TWO (2) ACRE PARCEL ADJACENT TO THE HEADLESS HORSEMAN STABLES". MOTION PASSED BY VOICE VOTE.

PLAN COMMISSION:

No report.

ZONING BOARD:

Chairman Neil said the Zoning Board is meeting next week and anticipates a public hearing on the zoning amendments by August or September.

ZBA:

No report.

ATTORNEY:

No report.

ENGINEER:

No report.

TREASURER:

1. NEMEC MOVED WITH A SECOND FROM MORRIS TO APPROVE THE WARRANTS IN THE AMOUNT OF \$88,232.02. AYE: NEMEC, MORRIS, PICKETT. MOTION PASSED.
2. The two month financial statements were distributed.
3. Trustee Morris asked about the unanticipated legal expenses we will be incurring and was advised by Treasurer Panning that we will probably revise the appropriation ordinance but that appropriation reserves are available.

COMMENTS FROM THE PUBLIC:

1. Dan Stroick of 708 Deer Lane discussed today's court hearing regarding the Pulte/Galvin property and the current status of his pending legal action against Pulte.

ROADS & PARKS:

1. The Sabatino Park equipment installation has been delayed for several weeks.
2. The entryway of the bike trail off Locust is still part of West Dundee although they intend to give it to the Park District. The brush needs to be cleared around that area to aid in the visibility of that entryway.
3. Parsons Transportation needs a West Dundee intersection design study submitted to I.D.O.T. back in 1993 or 1994 for their current work for the Village. Parsons has several concerns about Sleepy Hollow Road.

MORRIS MOVED WITH A SECOND FROM NEMEC TO AUTHORIZE THE CLERK TO SUBMIT A FREEDOM OF INFORMATION ACT REQUEST TO I.D.O.T. FOR THE 1993/1994 INTERSECTION DESIGN STUDY IF WE DO NOT HAVE IT IN OUR FILES. MOTION PASSED BY VOICE VOTE.

FINANCE:

No report.

WATER:

No report.

POLICE:

1. Trustee Morris said we can obtain a new squad car after Labor Day.
2. The painting on Sleepy Hollow Road at Route 72 (island and right turn arrow) will be done by Public Works, who will discuss this with the Police Chief before proceeding.

HEALTH & SANITATION:

No report.

BUILDING:

No report.

OLD BUSINESS:

No report.

NEW BUSINESS:

1. Jane Gibb of the Dundee Township Fine Arts Council requested a donation from the Village for this year's program. The trustees felt the entire Board should be present to consider this request, although our policy is to make no donations.

The meeting recessed at 8:05 p.m. and resumed at 8:15 p.m.

A representative from Mothers Against Drunk Drivers presented awards to the two police officers with the most DUI arrests: Sgt. Childs for 10, and Officer Peterson for 4 arrests.

The meeting again recessed at 8:20 p.m. and resumed at 9:00 p.m. upon the arrival of Village Attorney Mark Schuster. Mr. Schuster advised the Board of today's court proceedings concerning the Pulte/Galvin property matter where the judge upheld the temporary injunction. He then answered questions from residents in attendance.

JULY 17, 2000

NEMEC MOVED WITH A SECOND FROM MORRIS TO ADJOURN TO EXECUTIVE SESSION AT 9:15 P.M. FOR THE PURPOSE OF DISCUSSING PENDING LITIGATION, PERSONNEL, AND EXECUTIVE MINUTES PURSUANT TO §§2(C)(1), (11) AND (21) OF THE OPEN MEETINGS ACT.

The regular meeting resumed at 10:30 p.m.

PICKETT MOVED WITH A SECOND FROM MORRIS TO AUTHORIZE THE VILLAGE ATTORNEY TO FILE A MOTION FOR LEAVE TO FILE QUO WARRANTO AND FILE THE QUO WARRANTO ACTION. MOTION PASSED BY VOICE VOTE.

NEMEC MOVED WITH A SECOND FROM MORRIS TO DIRECT THE VILLAGE PRESIDENT TO SCHEDULE A SPECIAL MEETING FOR MONDAY, JULY 24TH AT 7:30 P.M. FOR THE PURPOSE OF REVIEWING PENDING LITIGATION REGARDING THE PULTE PROPERTY. MOTION PASSED BY VOICE VOTE.

MORRIS MOVED WITH A SECOND FROM PICKETT TO ADJOURN THE MEETING AT 10:30 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk

EXECUTIVE MEETING
MINUTES

JULY 17, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at 9:15 p.m. for the purpose of discussing pending litigation, personnel, executive minutes pursuant to §§2(c)(1), (11) and (21) of the Open Meetings Act. In attendance were President Shields; Trustees Nemec, Morris, and Pickett; Village Attorney Schuster; and Clerk Olson.

12-15-03
Released 4-19-04

2. There was an accident involving a probationary police officer's squad car and a woman during a traffic stop. She did seek medical treatment. This matter has been referred to our insurance company.

3. Mr. Schuster updated the Board on the Pulte matter since the last meeting. The Board must authorize the attorney to file the quo warranto action. Pulte has filed an appeal to the temporary injunction and West Dundee is attempting to re-annex a certain portion of the property. Mr. Schuster and the Board discussed our possible strategies for the upcoming suit, future discussions with West Dundee, the development impact on Sleepy Hollow Road and other related matters. We will schedule a special meeting next Monday night to discuss our next steps following the court hearing scheduled for that same day.

4. NEMEC MOVED WITH A SECOND FROM MORRIS TO APPROVE THE EXECUTIVE MINUTES DATED JULY 5, 2000 THAT STARTED AT 9:05 P.M.. MOTION PASSED BY VOICE VOTE.

5. NEMEC MOVED WITH A SECOND FROM MORRIS TO APPROVE THE EXECUTIVE MINUTES DATED JULY 5, 2000 THAT STARTED AT 10:00 P.M. WITH THE CORRECTION TO THE STARTING TIME IN THE BODY OF THE MINUTES. MOTION PASSED BY VOICE VOTE.

6. MORRIS MOVED WITH A SECOND FROM PICKETT TO APPROVE THE EXECUTIVE MINUTES OF JULY 1, 2000 AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH NEMEC ABSTAINING.

MORRIS MOVED WITH A SECOND FROM PICKETT TO ADJOURN THE EXECUTIVE SESSION AT 10:30 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk