

REGULAR MEETING
MINUTES

SEPTEMBER 5, 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 Merkel (8:55 p.m.), Morris, Nemec, Pickett and Rzonca; Police Chief Montalbano; Treasurer Panning; Attorney Schuster; and Clerk Olson. Trustee Czerniawski was absent.

MINUTES:

1. MORRIS MOVED WITH A SECOND FROM PICKETT TO APPROVE THE REGULAR MINUTES OF AUGUST 7, 2000. MOTION PASSED BY VOICE VOTE WITH TRUSTEE NEMEC ABSTAINING.
2. RZONCA MOVED WITH A SECOND FROM PICKETT TO APPROVE THE REGULAR MINUTES OF AUGUST 21, 2000. MOTION PASSED BY VOICE VOTE.
3. RZONCA MOVED WITH A SECOND FROM PICKETT TO APPROVE THE SPECIAL MINUTES OF AUGUST 12, 2000. MOTION PASSED BY VOICE VOTE WITH TRUSTEE NEMEC ABSTAINING.
4. RZONCA MOVED WITH A SECOND FROM PICKETT TO APPROVE THE SPECIAL MINUTES OF AUGUST 14, 2000. MOTION PASSED BY VOICE VOTE.
5. RZONCA MOVED WITH A SECOND FROM NEMEC TO APPROVE THE SPECIAL MINUTES OF AUGUST 16, 2000. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

No report.

CLERK:

1. The next newsletter will go out in October. Please submit your suggestions to the Clerk.

PLAN COMMISSION:

No report.

ZONING BOARD:

Chairman Neil and the Board discussed the proposed text amendments regarding lighting and some changes will be made. Also discussed the fencing issue in the Village and Chairman Neil said the Zoning Board is unanimous that there should be no change to our "no fences" policy. Mr. Neil and Walt Heffron explained the history of this issue and the problem of enforcement of this ordinance.

ZBA:

1. MORRIS MOVED WITH A SECOND FROM NEMEC TO ACCEPT THE RECOMMENDATION OF THE ZBA ON FILE #216 TO APPROVE THE VARIANCE FOR THE SOUTH 100' OF LOT 4 ON RAINBOW DRIVE. MOTION PASSED BY VOICE VOTE.
2. NEMEC MOVED WITH A SECOND FROM RZONCA TO ACCEPT THE RECOMMENDATION OF THE ZBA ON FILE #217 TO APPROVE THE VARIANCE FOR LOT 814 ON WILLOW LANE. MOTION PASSED BY VOICE VOTE.

ATTORNEY:

1. There are several minor corrections and changes to be made to the liquor regulation amendments. The ordinance will be presented for approval at the next meeting.
2. Trustee Morris requested that we delay action on the ordinance restricting turns out of Homelife.
3. MORRIS MOVED WITH A SECOND FROM PICKETT THAT THE VILLAGE PRESIDENT AND CLERK BE AUTHORIZED TO SIGN THE EASEMENT AGREEMENT DATED JULY 27, 2000 BETWEEN RUBLOFF HIGGINS AND THE VILLAGE OF SLEEPY HOLLOW FOR PUBLIC UTILITY

EASEMENTS ON THE HOMELIFE PROPERTY. AYE: MORRIS, PICKETT, NEMEC, RZONCA. MOTION PASSED.

4. Mr. Schuster is still working on the pleasure drive ordinance for Sleepy Hollow Road.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 8:10 P.M. FOR THE PURPOSE OF DISCUSSING PENDING LITIGATION PURSUANT TO §2(C)(11) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

The regular meeting resumed at 8:35 p.m.

ATTORNEY (cont.)

5. The draft document distributed by Trustees Nemec, Morris, and Pickett to modify trustee duties was briefly discussed. This is in the very early stages of development and will eventually require review by the village attorney. This will be further discussed when all trustees are present.

ENGINEER:

1. Mr. Heinz has inspected the Podbregar property where the required quantity of fill appears to have been removed from the premises. The Village should advise the I.D.N.R. of the resolution to this issue prior to our issuance of the final occupancy permit.
2. The paving work portion of the MFT project is complete. There is still shoulder and swale work, and curbing to be completed by the end of September. The bike path work by the Bluffs will also be done.
3. A report on the review of the Sleepy Hollow bridge should be submitted before the next meeting.
4. We have not heard back from West Dundee regarding the water problem at Locust/Sycamore.
5. The pigging project has not yet gone out to bid again.

TREASURER:

1. MORRIS MOVED WITH A SECOND FROM RZONCA TO APPROVE THE WARRANTS IN THE AMOUNT OF \$43,292.78. AYE: MORRIS, RZONCA, NEMEC, PICKETT. MOTION PASSED.
2. There was a walk through of the Village facilities by an insurance representative and it was stressed that the safety of all employees is the major concern of our insurance carrier.

COMMENTS FROM THE PUBLIC:

1. Mona Auer of Sleepy Hollow Road asked about photographs displayed on the bulletin board.

ROADS & PARKS:

1. PICKETT MOVED WITH A SECOND FROM RZONCA TO RATIFY THE PHONE VOTE OF AUGUST 30TH TO HIRE PAUL WALL AS A PART TIME PUBLIC WORKS EMPLOYEE AT A SALARY OF \$7.45 AN HOUR. AYE: PICKETT, RZONCA, MORRIS, NEMEC. MOTION PASSED.
2. It was noted that some of the Village entry signs are starting to fade. Trustee Pickett said this may be covered under the maintenance budget and he would try to obtain cost estimates for the work.

FINANCE:

No report.

WATER:

1. Still working on obtaining easements from residents.

(Trustee Merkel arrives)

POLICE:

1. It was recommended that we make no change at this time in the animal shelter we use for strays.
2. MORRIS MOVED WITH A SECOND FROM MERKEL TO APPROVE THE HIRING OF ARTURO GRACIA FROM A PART TIME TO A FULL TIME OFFICER AT A STARTING SALARY OF \$29,200.00, WITH A FULL TIME START DATE OF 10/1/00. AYE: MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED. We will incur some training costs for Mr. Gracia.
3. Officer Brian Aten will be attending training from October 9 - 20 in Champaign.
4. We are pursuing collection of training reimbursement costs from former officer Craig Rosenbaum, who left prior to the end of his employment agreement.
5. Officer Sue Wilson received a special award from Sleepy Hollow School for her work with the children and school.
6. RZONCA MOVED WITH A SECOND FROM PICKETT TO INITIATE THE SEARCH PROCESS FOR HIRING PART TIME POLICE OFFICERS. MOTION PASSED BY VOICE VOTE. President Shields will work with Chief Montalbano to initiate the process and review the applications we receive. Board discussed whether it is necessary to advertise in both area newspapers. The part time positions have also been advertised on applicable web sites.

HEALTH & SANITATION:

1. There have been some resident complaints about the sloppiness of the new waste disposal company. Residents should advise the Village Hall and they will send any complaints directly to the company.

BUILDING:

1. The Board approved Joel Kruse's request to contract to have a lot mowed at 206 Windsor Court that is in violation of our ordinances. They noted that the homeowners in these situations should always be given advance warning of our intention, or a realtor for the property should be advised if appropriate.

OLD BUSINESS:

1. Trustee Rzonca said there was a meeting with Deer Creek residents regarding the swale problems. No extensive swale work will be undertaken at this time until the full effect of the Wispark improvements can be seen. However, Hey & Associates have recommended some steps that can be taken in the meantime to help this situation. We should be certain there are easements on any property where we work.

NEW BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN THE MEETING AT 9:30 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk

EXECUTIVE MEETING
MINUTES

Released 4-19-04

SEPTEMBER 5, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at 8:10 p.m. for the purpose of discussing litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Shields; Trustees Nemec, Morris, Pickett and Rzonca; Village Attorney Schuster; and Clerk Olson.

Mr. Schuster informed the Board that our motion for leave to file a quo warranto action was granted by Judge Grometer last Thursday. A response from Pulte and West Dundee is due by September 21st, after which time we will then be given time to file our response. Pulte's appeal to our preliminary injunction is pending before the Appellate Court, as is their motion to consolidate that case with Stroick and DeCosta's appeal. Additionally, they have filed a motion requesting that the court reconsider the ruling to maintain the status quo during the appeal and request that Stroick and DeCosta be required to post personal bonds. The Appellate Court could rule on all issues as early as Friday. Mr. Schuster also informed the Board that Stroick and DeCosta's action on the second annexation has been consolidated with our pending case, even though our case does not include the second annexation at this time.

Trustee Morris suggested we delay enacting turning restrictions on Locust in the event we resume talks with West Dundee and Pulte. Mr. Schuster does not feel either party is adverse to re-opening discussions if the current circumstances change in the near future.

Pulte has advised that they intend to put a sign on the property and proceed with other non-destructive work on the land. Mr. Schuster does not feel this would be a violation of the injunction. The Board would like Pulte to submit their plans in writing before we would decide whether we wish to object in court.

MORRIS MOVED WITH A SECOND FROM PICKETT TO ADJOURN THE EXECUTIVE SESSION AT 8:35 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk