

) The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Pickett; Trustees Getz, Grom, Merkel, Morris, Rzonca and Ziemba; Police Chief Montalbano; Finance Director Volkening; Village Attorney Schuster; Village Engineer Heinz; and Clerk Olson. Trustee Merkel was absent.

President Pickett explained the rules for speaking under the public comments section.

MINUTES:

1. The minutes should reflect that the Village Engineer was not in attendance. MORRIS MOVED WITH A SECOND FROM GETZ TO APPROVE THE REGULAR MEETING MINUTES OF JANUARY 20, 2002. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

1. President Pickett met with representatives from area villages and the township regarding a township mosquito abatement program. The estimated cost for Sleepy Hollow would be \$17,000. The Board questioned the effectiveness of this program. President Pickett will attend the next meeting of this group and discuss this concern with the company that has submitted the proposal.
2. There is a proposed development of 15 houses behind Hemlock in West Dundee. The proposal includes a storm water system of curbs and gutters so there should not be a drainage problem for our adjacent residents.

CLERK:

Two resolutions were inadvertently given the same number and one should be changed. MORRIS MOVED WITH A SECOND FROM ZIEMBA TO CHANGE THE 2003 MEETING DATES RESOLUTION FROM NO. 313 TO NO. 315. MOTION PASSED BY VOICE VOTE.

PLAN COMMISSION:

Chairman Tileston informed the Board that it was the Commission's unanimous recommendation at their last meeting that the Mercedes proposal for the Michalski property not be approved. Their written report is on file.

ZONING COMMISSION:

Chairman Neil discussed the recent public hearing on the Michalski property. The Zoning Commission first adopted guidelines that will be used for all public hearings. The attorney for Mercedes then requested that the hearing be continued due to some question of proper hearing notice having been given to some residents. The hearing was rescheduled for February 25th.

ZBA:

No report.

ATTORNEY:

1. The Board reviewed the modified Agreement for the wetland mitigation bank. GROM MOVED WITH A SECOND FROM ZIEMBA TO AUTHORIZE THE VILLAGE PRESIDENT TO SIGN THE AGREEMENT WITH LAND AND WATER RESOURCES FOR THE WETLAND MITIGATION BANK. A survey not yet received will be attached to the final Agreement prior to signature, along with the planting guide. An easement will be included in the survey for possible future utilities. MOTION PASSED BY VOICE VOTE.
2. RZONCA MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2003-1 ENTITLED "AN ORDINANCE ADOPTING CERTAIN AMENDMENTS TO THE VILLAGE ZONING

)REGULATIONS REGARDING LOT SIZE FOR THE BUSINESS DISTRICTS IN THE VILLAGE". AYE: RZONCA, ZIEMBA, GETZ, GROM, MORRIS. MOTION PASSED.

3. In the Pulte lawsuit, the Appellate Court has denied our appeal. The next step would be to appeal to the Illinois Supreme Court.
4. We have received notification that the cable company will be starting negotiations of their contract.

ENGINEER:

1. The Jelkes Creek bids will be opened February 5, 2003.
2. The question on the bridge project engineering invoices was cleared up; the dates of work were incorrect. The question on the 2002 roads program was answered concerning the estimate and actual quantity of material used.
3. We are unable to survey for the Deer Creek project since we have not received easements from the residents involved. Trustee Rzonca will personally contact those residents.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GROM TO APPROVE THE FEBRUARY 3, 2003 ACCOUNTS PAYABLE WARRANTS IN THE AMOUNT OF \$56,590.68. AYE: ZIEMBA, GROM, GETZ, MORRIS, ZIEMBA. MOTION PASSED.
2. Budget packets have been distributed to board members and should be returned by March 3rd. All requests for capital expenditures must be accompanied by a form explaining the reason for the request.

COMMENTS FROM THE PUBLIC:

1. Mike Ander of Sharon Drive discussed mosquito abatement, how to combat the problem through natural means rather than chemical, and how educated residents can help reduce the potential for West Nile Virus problems.

PARKS, ROADS & STREETS:

1. There are additional changes to the Green Communities agreement with SmithGroup JJR and approval will be deferred until the next meeting. Any comments or changes should be given to the Village Attorney.

FINANCE:

1. Trustee Ziemba noted that revenues should be about 95% of budget. Our expenditures are low at this time, but many budgeted expenditures have not yet been paid.

WATER & SEWER:

1. We have been audited by the IEPA and seven defects were noted on the system. The engineers have reviewed some of these. The polyphosphate system will require updates to meet certain standards and Public Works will need to obtain special certification. The Board authorized the engineer to prepare a cost estimate to update the polyphosphate system. Other defects will be handled by different departments or individuals in the Village. The Water Trustee will be following up on this audit and our response to the IEPA.

POLICE & PUBLIC SAFETY:

1. GETZ MOVED WITH A SECOND FROM RZONCA TO HIRE MICHAEL LAMBEAU AND JOHN PAYNE JR. AS PART-TIME POLICE OFFICERS AT \$10/HOUR, CONTINGENT ON SUCCESSFUL PHYSICALS. Both have already received police training elsewhere and were present the meeting. MOTION PASSED BY VOICE VOTE.

2. The new squad car must be ordered by the end of February for delivery after May 1st. Board discussed the necessity of a new car every year. The Finance Committee will review this matter and make a recommendation to the Board by the next meeting.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. A resident complained that his trash was not picked up. The Village will follow up. If any residents wish a new recycle bin, they can call the Village Hall who will then advise the trash vendor.

BUILDING & ZONING ENFORCEMENT:

1. We received permit information from the Army Corp. for construction on Sharon Drive.

OLD BUSINESS:

1. Board discussed an increase in truck stickers which were not increased last year when car and motorcycle fees were increased. There is also some question about the vehicle sticker transfer cost and an inequity in the late fees between vehicle stickers and animal tags. All items will be reviewed and a recommendation made at the next meeting.
2. Discussed having a meeting with a few trustees and interested residents, with an informal, open question/answer discussion on various matters. Board agreed on Saturday, February 15th from 9:30 to 11 a.m. at the Village Hall. Depending on the success of this meeting, another meeting may be set up to discuss the Village tax increase with residents.
3. The residents have until the end of the month to eliminate any illegal sump pump connections before the Village begins checking for compliance.
4. We are waiting for permission to access private property to continue the search to pinpoint the leaks for water lose in the Village.

NEW BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 8:55 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 reconvened at 9:08 p.m.

ZIEMBA MOVED WITH A SECOND FROM RZONCA TO AUTHORIZE THE ATTORNEY TO FILE A PETITION FOR LEAVE TO APPEAL. MOTION PASSED BY VOICE VOTE.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN THE MEETING AT 9:08 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk

EXECUTIVE MEETING MINUTES

Released
5-3-04

FEBRUARY 3, 2003

The executive session of the Sleepy Hollow Board of Trustees was convened at 8:55 p.m. for the purpose of discussing pending litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Pickett; Trustees Getz, Grom, Morris, Rzonca, and Ziemba; Village Attorney Schuster; and Clerk Olson.

1. Pulte v. Village of Sleepy Hollow. The Appellate Court denied the Village appeal of the trial court's ruling that the Village does not have immunity pursuant to Sec. 2-201 of the Act. The next court date is at the end of March, at which time we would advise the Judge if we intend to appeal to the Illinois Supreme Court. The Supreme Court would probably rule in May whether or not to take our case. The Village insurance will undertake most costs for this appeal.

MORRIS MOVED WITH A SECOND FROM GETZ TO ADJOURN THE EXECUTIVE SESSION
AT 9:08 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk