

) 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 Ellen Volkening; Village Attorney Schuster; an engineer from Heinz; and Clerk Olson.

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

MINUTES:

1. The minutes should be changed on page 2, line two of paragraph #1 under Parks, Roads & Streets, "hey" should be changed to "it". MORRIS MOVED WITH A SECOND FROM GETZ TO APPROVE THE REGULAR MEETING MINUTES OF FEBRUARY 17, 2003 AS AMENDED. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

No report.

CLERK:

1. MORRIS MOVED WITH A SECOND FROM RZONCA TO APPROVE THE APPLICATION FOR PERMIT FROM COMED FOR WORK AT SLEEPY HOLLOW ROAD AND CRANE. MOTION PASSED BY VOICE VOTE.

2. The next newsletter was briefly discussed.

PLAN COMMISSION:

) The Board agreed the commission should begin a review of the Comprehensive Plan and make recommendations for updates to the Village Board.

ZONING COMMISSION:

Chairman Art Neil stated that a public hearing was held on the Michalski property and set to continue two days later. Mercedes Development then withdrew their petition for rezoning and the matter will not proceed any further. President Pickett suggested Zoning review and make recommendations to the Village Board concerning PUDs in the Village. (Trustee Getz arrives.)

ZBA:

No report.

ATTORNEY:

1. MORRIS MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2003-4 ENTITLED "AN ORDINANCE TO CHANGE THE NAME OF THE ROAD KNOWN AS ILLINOIS STATE ROUTE 72 AND/OR HIGGINS ROAD TO WEST MAIN STREET IN THE VILLAGE." Since we previously approved an ordinance changing it to Main Street, it should be modified to include this reference in the ordinance. AYE: MORRIS, ZIEMBA, GETZ, GROM, MERKEL, RZONCA. MOTION PASSED.

2. GROM MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2003-5 ENTITLED "AN ORDINANCE ADOPTING CERTAIN AMENDMENTS TO THE ANIMAL CONTROL REGULATIONS IN THE VILLAGE." A cross reference should be included in the ordinance concerning dog runs. AYE: GROM, ZIEMBA, GETZ, MERKEL, MORRIS, RZONCA. MOTION PASSED.

ENGINEER:

1. The contracts for Jelke Creek have been sent out for signature. The contractor prefers to re-route the creek during the project, rather than de-watering the creek. This will require permission from the adjacent homeowner and the Kane County Water & Conservation District. A pre-construction meeting will be held in the near future.
2. Regarding the phosphate program, U.S. Filter was in the Village and was not familiar with the set up. They intend to contact the City of Elgin and then get back to the Village.
3. The NPDES Phase 2 permit is due to the IEPA on March 10<sup>th</sup>. The engineers can prepare the report for about \$1,500. The Board discussed preparation of the report by the Village if possible. RZONCA MOVED WITH A SECOND FROM GETZ TO AUTHORIZE HEINZ ENGINEERS TO PREPARE THE NOTICE TO THE IEPA AT A COST NOT TO EXCEED \$1,500, CONTINGENT ON THE VILLAGE PRESIDENT'S DETERMINATION THAT WE ARE UNABLE TO PREPARE THE DOCUMENT OURSELVES. AYE: RZONCA, GETZ, GROM, MERKEL, MORRIS, ZIEMBA. MOTION PASSED.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE MARCH 3, 2003 ACCOUNTS PAYABLE WARRANTS IN THE AMOUNT OF \$51,206.86. AYE: ZIEMBA, GETZ, GROM, MERKEL, MORRIS, RZONCA. MOTION PASSED.
2. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE PERSONNEL POLICY CHANGES CONCERNING HOLIDAYS. MOTION PASSED BY VOICE VOTE WITH MORRIS VOTING NAY.
3. Budget packages were to be turned in to finance today.

COMMENTS FROM THE PUBLIC:

1. Linda Nuneman of Sharon Drive stated that she was advised by the Dundee Township Supervisor that they have reserved \$250,000 toward the purchase of the Michalski property. She asked the Board to express support to any agency considering purchase of the property and distributed a newspaper article about open space in the county.
2. Mike Ander of Sharon Drive noted that many residents are confused about the Village tax referendum and suggested the Village explain its financial situation clearly to the residents prior to the election. He also made presentations to several state agencies/organizations on the Michalski property who sent letters urging the Village to preserve the Jelkes Creek area and prevent any development of the area.
3. Gene Karl of Jaclay Court did his own traffic study of Route 72 and offered a copy of his results. He expressed his concern for the amount of traffic and how development of the Michaelski property would further impact the traffic congestion and safety.

PARKS, ROADS & STREETS:

1. The SmithGroup JJR contract was signed and a meeting may be held next week on starting this project.
2. The Kane County Dept. of Transportation has submitted the final draft of the county bike path and requested comments.
3. There will be another informal coffee with the residents on March 8<sup>th</sup> at 9:30 a.m. to discuss the tax referendum and other Village issues.

FINANCE:

1. Trustee Ziemba noted that our revenues for the year will be above budget, but we do not expect this to continue in light of expected reductions in state tax receipts.

WATER & SEWER:

No report.

POLICE & PUBLIC SAFETY:

1. Three officers are graduating March 25<sup>th</sup> at Moraine Valley College.
2. The Police Dept. has been invited to join, at no cost, the Illinois Terrorism Task Force and become eligible to receive state resources and homeland security funding. GETZ MOVED WITH A SECOND FROM GROM TO ADOPT THE ILLINOIS LAW ENFORCEMENT ALARM SYSTEM MUTUAL AID AGREEMENT AND AUTHORIZE THE VILLAGE PRESIDENT TO SIGN. MOTION PASSED BY VOICE VOTE.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. There is still some concern on where the vendor is leaving the empty trash cans on resident property and they should be advised.

BUILDING & ZONING ENFORCEMENT:

1. The Deer Creek resident who will not allow property access for a survey will have his attorney review the agreement and contact Trustee Rzonca. The project is unable to proceed without the survey.

OLD BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 8:45 P.M. FOR THE PURPOSE OF DISCUSSING LITIGATION PURSUANT TO §2(C)(11) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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The regular meeting reconvened at 9:25 p.m.

MORRIS MOVED WITH A SECOND FROM MERKEL THAT THE BOARD RETAIN COUNSEL OTHER THAN THE VILLAGE ATTORNEY, FOR THE PURPOSES OF THE PULTE LITIGATION ONLY, TO JOIN IN THE DEFENSE WITH THE INSURANCE COMPANY COUNSEL. AYE: MORRIS, MERKEL, GETZ. NAY: GROM, RZONCA, ZIEMBA. ABSTAIN: PICKETT. MOTION FAILED.

NEW BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM MERKEL TO ADJOURN THE MEETING AT 9:27 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk

EXECUTIVE MEETING MINUTES

MARCH 3, 2003

The executive session of the Sleepy Hollow Board of Trustees was convened at 8:45 p.m. for the purpose of discussing litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Pickett; Trustees Getz, Grom, Merkel, Morris, Rzonca, and Ziemba; Village Attorney Schuster; and Clerk Olson.

1. MORRIS MOVED WITH A SECOND FROM MERKEL TO APPROVE THE EXECUTIVE MEETING MINUTES OF DECEMBER 16, 2002 AS SUBMITTED. MOTION PASSED BY VOICE VOTE. President Pickett noted that the water pipe replacement work on Hemlock will not be done until spring 2004. The Village Attorney will send a final letter to the uncooperative residents requesting easements on their property. The owner of vacant property on Willow spoke with the Village Attorney and Village President; but there is no recent update.

2. MORRIS MOVED WITH A SECOND FROM RZONCA TO APPROVE THE EXECUTIVE MEETING MINUTES OF FEBRUARY 3, 2003 WITH THE CORRECTION TO THE YEAR 2003, REWORDING OF THE IMMUNITY DECISION, AND DELETING THE LAST LINE OF THE PARAGRAPH. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

3. Pulte v. Village of Sleepy Hollow. Mr. Schuster updated the Board on the status of this matter.

4. Michalski property. Board briefly discussed the possibility of the owner disconnecting a portion of the property from the Village. We should aggressively pursue collection of our attorney's fees from Mercedes Development.

MORRIS MOVED WITH A SECOND FROM GETZ TO ADJOURN THE EXECUTIVE SESSION AT 9:25 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*

Norine Olson  
Village Clerk

Released 6-20-05

Released 6-19-06