

VILLAGE OF SLEEPY HOLLOW  
REGULAR MEETING MINUTES

MAY 1, 2006

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:35 p.m. In attendance were President Pickett, Trustees Ander, Finney, Getz, Prigge, Wind, and Ziemba, Police Corp. Wilson, Finance Director Volkening, Village Attorney Schuster, Village Engineer Weiss, and Clerk Olson.

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

MINUTES:

1. ANDER MOVED WITH A SECOND FROM WIND TO APPROVE THE REGULAR MEETING MINUTES OF APRIL 17, 2006. The Board discussed the non-payment of outstanding bills by Lakeland Development and the approval of the preliminary plan contingent on this payment. This matter will be addressed at the next board meeting if the bills have not been paid. MOTION PASSED.

PRESIDENT:

1. If anyone is interested in participating in the VFW Memorial Day Parade, please advise President Pickett.
2. SBC/AT&T is still pressuring Washington to federalize franchise fees and payments to municipalities.

CLERK:

No report.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

No report.

ZBA:

No report.

ATTORNEY:

1. The Lakeland Development annexation agreement is on hold until they have paid all outstanding invoices due the Village.

ENGINEER:

1. The Engineer reviewed the landscape plan for Spring Hill Meadows which is dated September 2004. It appears that the plan has been followed, with the exception of a few plantings which are yet to be installed. The plantings meet the requirements of Village ordinance. The fence has been installed according to the plan. However, it is the Board's recollection that the developer promised more plantings and screening for the adjacent residents than were required. The clerk will review the file and minutes on this matter.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE ACCOUNTS PAYABLE OF MAY 1, 2006 IN THE AMOUNT OF \$58,232.07. AYE: ZIEMBA, GETZ, ANDER, FINNEY, PRIGGE, WIND. MOTION PASSED.

2. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE RESOLUTION NO. 355, A RESOLUTION APPROVING MID AMERICAN BANK AS A VILLAGE DEPOSITORY. MOTION PASSED. This was formerly Elgin Financial Savings.
3. ZIEMBA MOVED WITH A SECOND FROM ANDER TO APPROVE THE CONSOLIDATION OF LIFE AND LONG TERM DISABILITY INSURANCE WITH RELIANCE STANDARD LIFE. This combines two programs for the Village with one carrier at a better rate. AYE: ZIEMBA, ANDER, FINNEY, GETZ, PRIGGE, WIND. MOTION PASSED.
4. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE WATER AND SEWER ACCOUNT WRITE-OFFS IN THE AMOUNT OF \$9.52. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

1. Mona Auer of Sleepy Hollow Road read a statement on preserving and maintaining Sleepy Hollow Road. She asked that the road be regularly cleaned of debris, that a program be established for trimming the landscaping, but that does not destroy the native plants and wild flowers growing there, and asked that we include information in the newsletter on the road, including a request that people not dig up the flowers and plants along the roadside. She also noted that speeding is a severe problem, partly caused by the increasing traffic and number of trucks traveling on the road.
2. Doug Finney of Gail Lane requested permission that several scouts, as part of an Eagle Scout project, be allowed to clean along Sleepy Hollow Road on May 20<sup>th</sup> from 9 am to 3 pm. They will have scouts alerting traffic to the clean up in progress. The Board thanked him for this offer and suggested he work with the Police Dept. to obtain any available cones, vests or other items to help alert traffic, and to obtain any other safety suggestions from the police.

PARKS, ROADS & STREETS:

1. It was suggested that the Village coordinate the ComEd tree trimming program with their replanting program that contributes \$125 per tree with Public Works, so that all trimming, etc. can be done at the same time. We should also determine what, if any, programs are scheduled with other utility companies and coordinate them at the same time.

FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE CHANGES TO THE PERSONNEL POLICY MANUAL REGARDING INSURANCE. MOTION PASSED.
2. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE SALARY AND HOURLY WAGE RATES FOR FISCAL YEAR 2007. AYE: ZIEMBA, GETZ, ANDER, FINNEY, PRIGGE, WIND. MOTION PASSED.
3. Trustee Ziemba reviewed the 11 month financial statement analysis that was distributed to the Board.

WATER & SEWER:

No report.

POLICE & PUBLIC SAFETY:

No report.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. Trustee Ander responded to a resident complaint about garlic mustard growing on the property. He also responded to another resident's concern of eroding creek banks and advised them on preventing further loss.

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MAY 1, 2006

BUILDING & ZONING ENFORCEMENT:

1. The Building Dept. is reviewing the requirement of building permits for residential window replacements.

OLD BUSINESS:

1. It was noted that the developer of the Michalski property is current on fees owed the Village. This development is to be discussed at the May 22<sup>nd</sup> Plan Commission meeting.

NEW BUSINESS:

1. Resident Amy McLain was present to request written Board support on requesting installation of a sound barrier for Saddle Club residents backing to Randall Road. The request would be to the developer of the Elgin property across from Saddle Club, west of Randall. There would be no cost to the Village. She also requested that Board members attend the Elgin committee meeting on this property to show support for the Saddle Club residents. WIND MOVED WITH A SECOND FROM GETZ TO SUBMIT A LETTER OF SUPPORT FROM THE BOARD. President Pickett will send this letter to the Elgin Planning and Development Commission. MOTION PASSED.

2. Trustee Prigge suggested we set up a Sleepy Hollow Road committee to preserve and protect it. President Pickett noted that the Village already has several standing sub-committees for each trustee office that could be utilized. It was suggested that we put an article in the next newsletter for volunteers who are interested in Sleepy Hollow Road. The Board discussed some of the issues surrounding the road, including the determination of Village property lines and a possible landscaping maintenance program. It was suggested that we should have some knowledge of the vines and other landscaping along the road to determine what is valuable and what is detrimental to other landscaping. The Board agreed it would be helpful to hire an arborist for an evaluation, or possibly on a retainer basis. Board members will contact various agencies for referrals for this type of specialist.
3. The pros and cons of a home rule village were briefly discussed, which necessitate a referendum for approval by the residents. It does not appear there would be any real advantage to Sleepy Hollow being home rule.

WIND MOVED WITH A SECOND FROM GETZ TO ADJOURN TO EXECUTIVE SESSION AT 9:25 P.M. FOR THE PURPOSE OF DISCUSSING LITIGATION PER SECTION 2(C)(11) OF THE OPEN MEETINGS ACT. MOTION PASSED.

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The regular meeting resumed at 9:47 p.m.

ANDER MOVED WITH A SECOND FROM PRIGGE TO ADJOURN THE MEETING AT 9:47 P.M. MOTION PASSED.

Respectfully submitted,



Norine Olson  
Village Clerk

VILLAGE OF SLEEPY HOLLOW  
EXECUTIVE MEETING MINUTES

MAY 1, 2006

The executive session of the Sleepy Hollow Board of Trustees was convened at 9:25 p.m. for the purpose of discussing litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Pickett, Trustees Ander, Getz, Finney, Prigge, Wind, and Ziemba, Attorney Schuster, and Clerk Olson.

The purpose of the meeting was to discuss strategies for probable litigation against the owner of the Hickrod property located on Sleepy Hollow Road. The homeowner cut down approximately 30 trees located on the Village right of way. Village property lines were determined from a survey done by Village engineers. The Village has numerous photographs of the results of the tree cutting. However, before proceeding the Village should first hire a tree specialist or arborist to determine the types of tree cut and their estimated value.

Mr. Schuster explained the options for the Village. Penalties may be pursued for violation of Village ordinance, but any fine would be determined by a judge and could be small. Mr. Schuster stated that the Village may pursue a separate action against the homeowner to recover three times the value of the trees removed from Village property. He noted that this type of action was successfully pursued by another Fox Valley municipality. However, Mr. Schuster suggested that only one, not both, of these actions should be pursued in court. Another option would be to approach the homeowner about a settlement either prior to or just after filing any court action.

Trustee Prigge spoke with Morton Arboretum who said they would not have a tree specialist available until after May 15<sup>th</sup>. He was given referrals to contact who could help the Village. He contacted Kramer Tree Service, who reviewed our engineers' report and pictures and quoted a \$3-5,000 estimated fee for an in-depth analysis of the trees removed and their value. It was the consensus of the Board that Mr. Prigge should again contact Morton Arboretum to ask their fee for an analysis and see how soon they could do such an analysis. Mr. Schuster is also waiting to receive a return call from another tree specialist to request his fee estimate for an analysis. It was suggested that any such analysis should also include a cost estimate to re-plant an appropriate landscape of trees in the Village right-of-way.

PRIGGE MOVED WITH A SECOND FROM GETZ TO ADJOURN THE EXECUTIVE SESSION  
AT 9:47 P.M. MOTION PASSED.

Respectfully submitted,



Norine Olson  
Village Clerk