

VILLAGE OF SLEEPY HOLLOW
REGULAR MEETING MINUTES

MAY 4, 2009

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Pickett, Trustees Finney, Fudala, Getz, Prigge, Seiler, Wind, and Ziemba, Police Chief Montalbano, Finance Director Volkening, and Clerk Olson.

MINUTES:

1. ZIEMBA MOVED WITH A SECOND FROM WIND TO APPROVE THE REGULAR MEETING MINUTES OF APRIL 20, 2009. MOTION PASSED.

WIND MOVED WITH A SECOND FROM GETZ TO AMEND THE AGENDA TO MOVE THE PUBLIC BUILDINGS REPORT TO NOW. MOTION PASSED.

1. The sapling give-a-way at Sleepy Hollow School went well. Trustee Prigge was advised that the 5th graders can help with Village projects, such as Sleepy Hollow Road clean up. The school principal should be contacted about projects for the students.
2. There are 18 trees left from the tree sale. Trustee Prigge suggested that some of these be used to replace the dead trees that are removed from Sleepy Hollow Road.
3. Trustee Prigge has not heard back from the contact regarding approval of the revised plans to repair the Lake Sharon dam. He will keep trying to contact her.
4. Dundee Landscape has submitted a quote for the Sleepy Hollow/Thorobred Road culvert project of about \$20,000.

Trustee Prigge commented on his past four years as Trustee on the Board and the Clerk read a statement of thanks from resident Mona Auer. The Board offered their thanks to him for his service to the Village and he was given a Village gift by the Clerk.

PRESIDENT:

1. Newly elected officials Norine Olson, Stephen Pickett, Russell Getz, Jeff Seiler, and Don Ziemba were sworn into their positions.
2. President Pickett made the following appointments: Parks and Roads Trustee: Russell Getz, Finance Trustee: Donald Ziemba, Water Trustee: Jeff Seiler, Police Trustee: Steve Wind, Public Buildings Trustee: Scott Finney, and Building Trustee: Dennis Fudala. All Village commissions chair people will remain the same, and Village Attorney: Mark Schuster, Village Engineer: Heinz & Associates. All other appointments will remain in effect until further notice. FINNEY MOVED WITH A SECOND FROM GETZ TO APPROVE THE PRESIDENT'S APPOINTMENTS. MOTION PASSED.
3. Kane County contact information concerning the swine flu has been posted on the Village website. Should there be any confirmed cases in the Village, the County will notify the Village.

CLERK:

1. The permit request from Nicor has been withdrawn by Nicor as the project has been eliminated at the request of the developer who wanted the work done.

PLAN COMMISSION:

The public hearing on the review of the amended Comprehensive Plan will be held May 11 at 7:30 p.m.

ZONING COMMISSION:

No report.

VILLAGE OF SLEEPY HOLLOW
REGULAR MEETING MINUTES

MAY 4, 2009

ZBA:

No report.

ATTORNEY:

1. Mr. Schuster reviewed the proposed franchise agreement from Nicor which expires July 1st. Nicor is requesting a 50 year agreement. This is a non-exclusive agreement. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2009-6 ENTITLED "AN ORDINANCE GRANTING A FRANCHISE TO NORTHERN ILLINOIS GAS COMPANY (d/b/a NICOR GAS COMPANY)("NICOR"), ITS SUCCESSORS AND ASSIGNS, FOR CONSTRUCTION, OPERATION AND MAINTENANCE OF A NATURAL GAS DISTRIBUTION SYSTEM IN AND THROUGH THE VILLAGE OF SLEEPY HOLLOW, KANE COUNTY, ILLINOIS." In Section 1- D, language should be added that any required services of the Village Engineer shall be paid by Nicor. Mr. Schuster will find out if the Village can receive cash credit in lieu of therms. There were suggestions to reduce the agreement term to 10 or 30 years. President Pickett and Attorney Schuster will discuss these issues with the Nicor rep and report back to the Board. GETZ MOVED WITH A SECOND FROM SEILER TO TABLE THE MOTION. MOTION PASSED.

2. Mr. Schuster reviewed the amendments to the personnel manual concerning the Family and Medical Leave Act. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE RESOLUTION NO. 394 ENTITLED "A RESOLUTION APPROVING AN AMENDMENT TO THE VILLAGE PERSONNEL MANUAL OF 2008." MOTION PASSED.

3. Mr. Schuster distributed a memo on the sewer user charges. The original ordinance does not address the easement agreements which cover maintenance by the Village. The ordinance does set user rates, which have been revised since then. The residents have a flat rate for the first 2,000 gallons used and a different rate for each 1,000 gallons used that. The Finance Committee should prepare an analysis to determine the increase necessary to cover the costs of the system.

4. Mr. Schuster also distributed a memo on the FEMA flood plain maps and storm water regulations. The new FEMA maps take effect in August. Since the Village is not a certified community, and automatically adopts any regulations or amendments adopted by Kane County, there is no action necessary for the Village to take. However, the Village must have on file for resident review the Kane County storm water ordinances and all amendments, which Mr. Schuster is working to obtain from the County.

ENGINEER:

1. Mr. Weiss is working on the board's request to do all patching repairs this year instead of the usual repaving. He noted that the Dundee Landscape gabion quote for the culvert project at Sleepy Hollow and Thorobred Roads will require further specification work to qualify for the MFT program. He also noted that the original quote from Heinz on this project could be reduced by shortening the length of the culvert. He said the board's road patching requests would cost approximately \$50,000. The police department also gave Mr. Weiss a list of potential areas for patching in the Village and he will give the Board an estimate of the cost for those suggestions prior to the next meeting.

2. Mr. Weiss recommended that the bond be returned to the resident on Pimlico as the purpose of the bond was to cover any immediate damage to the road when the cement trucks made the delivery to the resident's home. SEILER MOVED WITH A SECOND FROM GETZ TO RETURN THE BOND TO THE RESIDENT AT 719 PIMLICO. MOTION PASSED. President Pickett suggested that any future bonds from residents for this type of work should be substantially higher than \$5,000 based on the high cost to make any repairs to roads.

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MAY 4, 2009

3. Mr. Weiss distributed and reviewed a lengthy storm water report for the Jelkes Creek watershed. The increased storm runoff volume has resulted from the development of the Northwest Corporate Park west of Randall, which involves release flows of more than can be handled by Sleepy Hollow's drainage system. In reviewing the pond release structure in the Park, it was discovered that the low flow release in the detention pond has been blocked, causing an earlier high volume flow of water to Deer Creek, possibly contributing to the erosion of Village swales. Opening that release should lower the two year storm runoff flows coming from the west. In addition, some of the swales and culverts in Deer Creek were not designed to carry the flow coming from the development west of Randall Road. The engineers submitted two possible options to address this problem. The first option would construct a 24" storm sewer to convey the 10 year storm runoff flows from the development, along with restoring the existing swales, at an estimated cost of \$235,000. The second option would regrade and armor certain swales in order to carry the 100 year storm runoff flows from the Elgin development, and would include replacement of several culverts, at a cost of \$155,000 to \$180,000. In addition, there is a second problem area where the water flows under Joy Lane, and the metal culverts can only handle a 10 year storm runoff and are rusting. The engineers recommend replacing the three culverts under Joy Lane with two 36" concrete culverts sufficient to handle the 50 year storm runoff. They would also correct the erosion problem by the culverts. This project would cost approximately \$45,000. (Getz left at 8:45 pm) Mr. Weiss answered questions from the board and residents of Deer Creek who were present at the meeting. The resident at 238 Jamestowne explained that there is flooding on the north side of his berm and was advised by Mr. Weiss that these measures may not prevent that flooding, and that possibly the storm sewer may need to be extended further to prevent the flooding, or the berm may need to be raised. Another resident said there was a meeting at the Village several years ago where the flooding problems and pipes were discussed, but no action was taken. (Getz returns at 8:55 pm) Another resident asked about the road weight restrictions and was advised that the weight restrictions were lifted on May 1. Mr. Weiss offered to attend the next meeting to discuss the storm water report further.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE ACCOUNTS PAYABLE OF MAY 4, 2009 IN THE AMOUNT OF \$88,871.47. AYE: ZIEMBA, GETZ, FINNEY, FUDALA, SEILER, WIND. MOTION PASSED.
2. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE WRITE OFF OF FEES OF \$398 DUE FROM ALAN SCIMECA (LAKELAND DEVELOPMENT). AYE: ZIEMBA, GETZ, FINNEY, FUDALA, SEILER, WIND. MOTION PASSED.
3. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2009-7 ENTITLED "AN ORDINANCE MAKING APPROPRIATION TRANSFERS FOR CORPORATE PURPOSES FOR THE FISCAL YEAR BEGINNING MAY 1, 2008 AND ENDING APRIL 30, 2009." AYE: ZIEMBA, GETZ, FINNEY, FUDALA, SEILER, WIND. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

There were no comments from the public.

PARKS, ROADS & STREETS:

1. A resident on Hilltop Lane has asked that a "children at play" sign be installed. The Board had no objection and Public Works will be asked to install a sign.

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MAY 4, 2009

FINANCE:

1. Correspondence was received regarding the employee 457 plan. ZIEMBA MOVED WITH A SECOND FROM WIND TO AUTHORIZE ICMA TO MAKE THE RECOMMENDED CHANGES TO THE FUNDS AS THEY FEEL APPROPRIATE. MOTION PASSED.
2. Another budget meeting will be scheduled for the Finance Committee and Village Board via email.

WATER & SEWER:

No report.

POLICE & PUBLIC SAFETY:

No report.

PUBLIC BUILDINGS & ENVIRONMENTAL:

No report.

BUILDING & ZONING ENFORCEMENT:

1. There are some issues being reviewed by the Village Engineer and ICCI.

OLD BUSINESS:

No report.

NEW BUSINESS:

No report.

WIND MOVED WITH A SECOND FROM GETZ TO ADJOURN THE MEETING AT 9:12 P.M.
MOTION PASSED.

Respectfully submitted,



Norine Olson
Village Clerk