

**VILLAGE OF SLEEPY HOLLOW
VILLAGE BOARD MEETING MINUTES**

August 19, 2019

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. at the Sleepy Hollow Village Hall. Board members in attendance were President Stephan Pickett and Trustees Anthony Piraino, Thomas Merkel, Joseph Nemec, Steven DeAtley, Donald Ziemba and Edward Harney. Also present were Village Police Chief Michael Rivas and Director of Finance Henry Mionskowski.

MINUTES

1. Trustee Nemec moved with a second from Trustee DeAtley to approve the Village Board Meeting Minutes of August 5, 2019. On a voice vote the motion passed with 5 aye votes and one abstention.

PRESIDENT

President Pickett reported the current Village Prosecutor Brad Davis has accepted a judicial appointment thereby necessitating the appointment of a new Village Prosecutor. Citing his current appointment as Village Prosecutor for D.U.I offenses as well as his willingness to charge the same flat fee as his predecessor (\$450.00/month) President Pickett nominated Mark Schuster to replace Brad David. These duties would be in addition to his existing duties as Village Attorney. Trustee Ziemba moved with a second by Trustee Harney to approve the appointment of Mark Schuster as the Village Prosecutor. Aye: Trustee DeAtley, Piraino, Nemec, Ziemba and Harney. Nay: Merkel. Motion passed.

CLERK

No Report

PLANNING AND ZONING COMMISSION

No report.

ATTORNEY

No Report

ENGINEER

The Village Engineer provided his mid-month written narrative to President Pickett which reports the Village 2019 Road Program proposal has been approved by IDOT. The bidding has begun with the letting to start on 8/23/2019. The board should have an opportunity to review and approve the winning bid by the next board meeting scheduled for 9/3/2019.

The Village Engineer reported that some of the Village Codes are out-of-dates. Specifically, the storm water drain codes need to be revised to meet the new requirements adopted by Kane County (since Sleepy Hollow does not have its own engineering department, the Village has agreed to adopt the codes adopted by Kane County). There are other revisions which need to be made and the Village Engineer believes the review and changes will require three (3) hours at his rate of \$108/hour plus attorney fees. It was the consensus of the board to approve the review and revision.

DIRECTOR OF FINANCE

1. Trustee Ziemba moved with a second from Trustee Nemec to approve the accounts payable of August 19, 2019 in the amount of \$123,028.53. Trustee Merkel suggested that the Village Engineer's billing statements lack sufficient information for his assessment of the services performed. President Pickett stated he would contact the Village Engineer to discuss the changes

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needed to add the clarity requested by Trustee Merkel. Trustee Ziembra inquired as to the engineer's billing protocol and whether we are provided a summary of all charges on a project basis. Director of Finance Mionskowski said that he is provided a monthly spreadsheet of all charges by project number. Trustee Ziembra requested that the spreadsheet be included in the warrants for the board review and approval. Aye: DeAtley, Piraino, Nemec, Ziembra and Harney. Nay: Merkel. Motion passed.

2. Director Mionskowski reported he has completed the July month end closing and that he will be submitting his reports in the near future. Trustee Ziembra inquired as to the current audit and requested Mionskowski to set up a meeting of the finance committee to review the audit results.
3. Director Mionskowski presented to the board a revised gas card application which contained lower ATM and POS (point of sale) daily limits. The board expressed concern regarding having a card which has the ability to use an ATM to withdraw cash – as opposed to a strict gas card which limits purchases to gasoline only. The card provider will not issue a card without an ATM and POS limit. This issue was tabled to investigate other options. COMMENTS FROM THE PUBLIC
1. Bill Hof 145 Hilltop Lane addressed the board on the issue of allowing sheds in the village. Citing a nostalgic view of rolling and open prairies, Mr. Hof stated he was opposed to allowing sheds and fences in the Village. He further cited cost to the village and problems with code enforcement issues as additional reasons not to permit sheds in the Village. It is his opinion that allowing sheds with negatively impact village property values. He recommended that residents who need more storage add a third car garage, addition to their home or renting a public storage space. He believes that the issue of shed and fences be left up to the residents and not just the board.

PARKS, ROADS AND STREETS

Trustee Harney provided an update of Judson College's request to use the soccer fields for football practice. Judson has agreed to sign the necessary permit/use application and provide sufficient guarantees (\$250 damage deposit) to protect the fields. The fields will not be used during inclement weather. Trustee Merkel expressed concern about the potential damage to the park and stated he believes the park should be limited to the use by residents and not for soccer and/or football teams. He stated he would monitor the use of the fields to make sure it was not damaged.

FINANCE

No Report

WATER AND SEWER

No report.

POLICE AND PUBLIC SAFETY

No report.

PUBLIC BUILDINGS AND ENVIRONMENTAL

No report.

BUILDING AND ZONING ENFORCEMENT

Trustee Piraino brought to the board's attention for discussion purposes the topic of allowing sheds in the village. He is not suggesting the board approve the erection of fences. This was one of the talking points brought out in his Saturday morning open coffee with village residents. He

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presented to the board a document which listed the thoughts and suggestions which came from his discussion with Chief Michael Rivas and the Village Code Enforcement officer Jeff Fleck. This issue will be discussed in greater detail under NEW BUSINESS.

OLD BUSINESS

President Pickett brought to the board the issue of ownership and financial responsibility for repairs to the water shut off valves "buffalo box". This was an issue discussed at the regular meeting on August 5, 2019 at which time the Village Attorney was authorized to draft a new ordinance reflecting the board's determination that responsibility for repairs to or replacement of such shut-off valve ought to be the obligation of the Village. Trustee Nemec moved with a second from Trustee Harney to approve ordinance 2019-13 AN ORDINANCE AMENDING THE REGULATIONS GOVERNING WATER SHUT-OFF VALVES IN THE VILLAGE. Aye: Piraino, DeAtley, Nemec, Ziembra and Harney. Nay: Merkel. Motion passed.

President Pickett reminded the board of the issue of the need to revise the NOISE CONTROL PERMIT/BLOCK PARTY which was an issue discussed at the regular board meeting on 8-5-2019. There is no charge for securing this permit. However, the permit does not allow for the sale and consumption of alcohol on village property which requires a separate liquor license. Chief Rivas presented the revised permit which limits the time for the BLOCK PARTY until 10:00 p.m., as well as board approval of the permit request 30 days in advance of the scheduled party. It was the consensus of the board to accept the revisions to the permit as drafted.

NEW BUSINESS

President Pickett, noting it was a sure sign that summer is over, brought to the board's attention the issue of setting the date for accepting the resident's contributions to the burn pile. Trustee Nemec moved with a second from Trustee Harney that the village will start accepting brush and small tree branches on October 1, 2019 and ending October 24, 2019; no tree limbs or trunks larger than 4" diameter. It is open to residents only; commercial disposal is prohibited. By voice vote this motion was unanimously approved.

President Pickett reminded the board that the next regular board meeting is Tuesday, September 3, 2019 and not the first Monday of September. The first Monday is Labor Day.

The discussion on the proposed Drainage Proposal was tabled until the next regular board meeting scheduled for September 3, 2019.

Trustee Piraino presented for discussion by the board the issue of permitting sheds in the village. He reiterated his discussions with various residents at his Saturday morning coffee meeting as well as his discussions with Chief Rivas and the Village Code Enforcement officer Jeff Fleck. To assist the trustees in their discussion Trustee Piraino presented a single page word document of talking points as well as copies of similar ordinances currently in use by the Village of Huntley and St. Charles. Many of the items in the word document addressed concerns expressed by code enforcement and that of the residents. Each trustee took the opportunity to weigh in on the proposal which lead to a spirited discussion by those on each side of the issue. Many of the trustees opined that this issue would be best left to the residents of the village.

Trustee Piraino forwarded to the Village Attorney a copy of his document who then prepared a memorandum regarding sheds at the request of President Pickett. This memorandum was presented to the board as part of the agenda packet. The gist of the memo was the following:

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- a) Consensus of the Board to move forward with the proposal.
- b) An amendment to the Zoning Regulations to allow such a use in residential zoning districts.
- c) A public hearing before the Planning & Zoning Commission to take comment on and for a recommendation regarding, such amendment.
- d) Final action by the Board based on the public hearing comments and the recommendation of the Planning & Zoning Commission after public hearing.

Trustee Piraino responded in part to some of the earlier comments about the rural character of the village, the issue of protecting property value, the potential of sheds to attract new home buyers, by suggesting that the village has changed since its founding and that there are multiple sides to this issue.

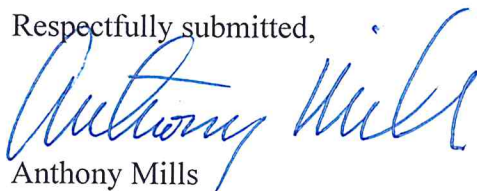
Trustee Piraino moved with a second from Trustee Merkel for a consensus of the board to move forward with the proposal to engage the Village Attorney, call a meeting of the Planning & Zoning Commission, and have a public hearing thereby incurring the cost to have the process move forward. Aye: Piraino and Merkel. Nay: DeAtley, Nemec, Ziemba and Harney. Motion failed.

President Pickett commented for the record his appreciation to Todd Prigge and his two sons for their working in the rain to clean up the overpass on Jelke Creek.

ADJOURNMENT

Ziemba moved with a second from Merkel to adjourn the meeting at 8:35 p.m. Motion passed unanimously.

Respectfully submitted,



Anthony Mills
Village Clerk