

PUBLIC HEARING  
MINUTES

JUNE 3, 1996

A public hearing on the Appropriation Ordinance #96-10 was called to order at 7:15 p.m. In attendance were President Shields; Trustees DeBolt, Harney, Johnson, and Tennis, Treasurer Panning; and Deputy Clerk Johnson. Trustees Fuqua, Williams, and Clerk Olson were absent.

Trustee Tennis stated that the Appropriation Ordinance was presented in the total amount of \$2,627,409, with the majority being from the general fund in the amount of \$1,161,150 along with other funds that brings the total to the 2.6 million. Trustee DeBolt questioned, on page 1, "Salaries - officials", Mr. Tennis stated that would be the village clerk and village treasurer. As there was no further discussion, questions, nor any objections, the ordinance will be voted on during the regular meeting.

TENNIS MOVED WITH A SECOND FROM HARNEY TO CLOSE THE PUBLIC HEARING AT 7:20 P.M.  
TENNIS, HARNEY, DeBOLT, JOHNSON. MOTION PASSED.

Respectfully submitted,



Nancy Johnson  
Deputy Village Clerk

REGULAR MEETING  
MINUTES

JUNE 3, 1996

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Shields; Trustees DeBolt, Fuqua, Harney, Johnson, Tennis, and Williams; Attorney Schuster; Engineer Koenig; Treasurer Panning; Police Chief Montalbano; and Deputy Clerk Johnson. Clerk Olson was absent.

MINUTES:

TENNIS MOVED WITH A SECOND FROM DeBOLT TO ACCEPT THE REGULAR MINUTES OF MAY 20, 1996 AS SUBMITTED. MOTION PASSED BY VOICE VOTE. WILLIAMS ABSTAINED.

PRESIDENT:

1. The plans for a covered bridge over the creek at the Village Hall were submitted by Joe Prang and are on the board in the back of the meeting room.
2. There is a problem with the locks not functioning properly or installed improperly in the police department. Several calls were made to the locksmith. As this locksmith is unreliable, we will call a different locksmith, i.e. Elgin Lock.
3. Received a call from Keith Rulon on Churchill Ct. regarding mowing of the detention area. Trustee Johnson stated that it had been too wet to mow.
4. There is still no part time employee for the public works department. Found someone who would be willing to do the job for 2 days a week, 10 hours per day, and wants \$10 per hour. Trustee Fuqua mentioned that he would be unsupervised for two hours a day, Trustee Harney stated that other part time employees would only be making \$7 per hour. His name would be submitted to Art.
5. Received a letter from the Bluffs Homeowners Association regarding the three street lights. Wrote a letter to Rick Gaston, dated May 20, 1996, giving him until June 1, 1996 to complete the repairs. It has not been done as of yet. Trustee Johnson had told Rich Ochal to write a letter to the Village Board and that we could fix the lights and pay for it out of the retainage funds.
6. On May 28, 1996 received a letter from Jay Nollman regarding finish work on his property due to the new water main on Boncosky Road. Suggest Art take a look and advise the board. Attorney Schuster stated that the bonding company is taking over the project, with Mr. DeBartalow acting as general contractor. Mr. Nollman's letter, under the Village's cover letter, can be forwarded to the bonding company stating it as an additional claim. Trustee Tennis questioned whether this will set up future easement problems.

CLERK:

1. Please submit any items to be included in the next newsletter.
2. Contact Don Rage to get an update on the status of the Randall Road improvement plans that might be incorporated into the newsletter.

PLAN COMMISSION:

No report.

ZONING BOARD:

No report.

) ZBA:

No report.

ATTORNEY:

1. Has a draft of a Take Over Agreement with the bonding company that states the bonding company, up to the limits of the performance and payment bonds will take over the project. The Village is obligated to pay into the bonding company whatever contract funds that are not paid out. The bonding company takes care of full completion and payment (with attorney approval). Mr. Tennis questioned how to deal with performance problems if the additional work is not done to satisfaction. We would work with them or they could be sued on their performance bond to do what the contract required. There would be a retainage that would be released once everything was completed, and the bond would be good for one year after that. TENNIS MOVED WITH A SECOND FROM FUQUA TO AUTHORIZE APPROVAL FOR ENTERING INTO A TAKE OVER AND COMPLETION AGREEMENT SUBJECT TO REVIEW BY DAVE WILLIAMS AND TO AUTHORIZE THE VILLAGE PRESIDENT TO EXECUTE THE ACCEPTABLE AGREEMENT. AYE: TENNIS, FUQUA, DeBOLT, HARNEY, JOHNSON, WILLIAMS. MOTION PASSED.
2. Received from clerk reports of action taken on petitions for variations by the ZBA. Ordinances have been drafted, however, there is more information needed on some of them which the ZBA Chairman will provide to complete the ordinances.
3. Insurance company has retained counsel regarding lawsuit against one of our officers.
4. Request Executive Session to discuss pending and imminent litigation.

) ENGINEER:

1. Brought the contracts for the MFT Arrow Road that will need the Village President and Clerk's signatures.
2. The Windsor Development/Route 72 detention facility project is over 90% completed and the landscape has been done. Will offer a more detailed written report shortly.
3. Regarding the water main, prepared an estimate of contract time and liquidated damages, and found that they had exceeded their contract time by 29 days. Recommend a liquidated damage to be assessed in the amount of \$14,500 against the contract.

TREASURER:

1. TENNIS MOVED WITH A SECOND FROM FUQUA TO APPROVE THE APRIL 30, 1996 WARRANTS IN THE AMOUNT OF \$1,447.80. AYE: TENNIS, FUQUA, DeBOLT, HARNEY, JOHNSON, WILLIAMS. MOTION PASSED.
2. TENNIS MOVED WITH A SECOND FROM FUQUA TO APPROVE THE MAY 31, 1996 WARRANTS IN THE AMENDED AMOUNT OF \$36,964.05. AYE: TENNIS, FUQUA, DeBOLT, HARNEY, JOHNSON, WILLIAMS. MOTION PASSED.
3. Submitted the year end financial statements for twelve months ending April 30, 1996, which includes the cash and investments report. Mr. Tennis noted that there is a slight rate advantage to the local government investment trust. Also, the audit will start the week of June 3, 1996.
4. JOHNSON MOVED WITH A SECOND FROM TENNIS TO RELEASE FROM ESCROW ACCOUNT THE AMOUNT OF \$3,513.62 TO MR MILLER AT 47 KATRINA LANE. AYE: JOHNSON, TENNIS, DeBOLT, FUQUA, HARNEY, WILLIAMS. MOTION PASSED. Trustee Johnson requested to set up one escrow in the Village account to cover all jobs and to make it easier for the release of the escrowed amounts as the jobs are completed. This would be authorized by the building trustee, on the advice of the building inspector. This way the homeowner will be able to pay off his contractor in a timely

) fashion. Mr. Tennis questioned who has rights to the interest of the escrow funds. The attorney will report at the next meeting.

5. TENNIS MOVED WITH A SECOND FROM JOHNSON TO APPROVE ORDINANCE #96-10 AS DRAFTED BY THE VILLAGE TREASURER APPROPRIATING FOR FISCAL YEAR ENDING APRIL 30, 1997 IN THE AMOUNT OF \$2,627,409. AYE: TENNIS, JOHNSON, DeBOLT, FUQUA, HARNEY, WILLIAMS. MOTION PASSED.

\*\*\*\*\*OPEN TO THE PUBLIC\*\*\*\*\*

1. Peg Ringham at 734 Jamestown Road, Greg Warner at 739 Jamestown Road, Des Drotos at 737 Jamestown Road, Robert Jozefowicz at 747 Jamestown, and other Deer Creek residents were present to complain about the heavy rain water flow in the swales coming from the land across Randall Road which includes mud and debris, etc. Mrs. Ringham brought pictures showing damage to her driveway from the swift moving water, as well as some of the other problems caused by the rain water run off. President Shields stated that after the last 100 year rains, Windsor reconstructed the under-drains and put flow restrictors into the detention area behind their houses. The pictures show that the water is in the swales and that is exactly what the swales are designed to do, so that no water gets into the basements. There was a lengthy discussion regarding this issue. The Board suggested possibly getting together with our county board representative, Don Rage, to see if anything can be done with the help of the County. Engineer Koenig suggested he could contact people he knows in the City of Elgin to express our village's concerns with the rain water run off from the property, find out the status of the development of that area, and to make Elgin and Motorola aware of the run off problems. It was requested to Mr. Fuqua to jet out the under drains. Mr. Fuqua will look into this.

) Mr. Tennis suggested to the residents that they prepare a petition for relief, signed by everyone, and pass it on to Elgin and possibly to someone at Motorola's planning organization to let them know about the run off situation. Darrell Rawlinson of 224 Darien complained about the snowplowing.

2. Dave Schneider at 732 Jamestown is concerned about the erosion of his driveway due to the running water in the swales. Engineer Koenig suggested and the board agreed that a cement headwall at the side of the driveway could be installed, and he should draw up plans and submit them to the building department.

3. Jim Markey of 148 Hilltop stated there have been an increase of cars coming down Joy Lane to Hilltop from Randall Road. He would like to restrict cars turning off Randall onto Joy. The board said it is a public road and cannot restrict traffic.

4. Rob Gresko, 204 Crane Ct, stated he has experienced water problems in his basement due to blacktop of the road. He had requested that a speed bump type dam be installed across his driveway when the road was blacktopped, but it still hasn't solved the problem.

5. Joel Hale, 900 Glen Oak Drive, said that often he has observed people dumping lawn trash at his back property line. Trustee Harney suggested that there should not be any dumping, and the fire department is willing to burn off what is already on the Halloween pile. Future vegetation dumping for the Halloween bon fire should be put behind the village hall, and that should discourage residents from dumping on their own.

JOHNSON MOVED WITH A SECOND FROM HARNEY TO MOVE INTO EXECUTIVE SESSION AT 9:45 P.M. TO DISCUSS MATTERS OF LITIGATION AS STATED IN SECTION 2 (c) (11) OF THE OPEN MEETINGS ACT. AYE: JOHNSON, HARNEY, DeBOLT, FUQUA, TENNIS, WILLIAMS. MOTION PASSED.

) Regular session resumed at 10 p.m.

#### ROADS & PARKS:

1. The fire department will burn the lawn waste pile in Sabatino Park.
2. Received 3 applications for summer help. They are; Tim Wilson from Carpentersville, Timothy Stubinger on Gail Ln in Sleepy Hollow, and Jason Leader from West Dundee, all are 18 years of age. FUQUA MOVED WITH A SECOND FROM HARNEY THAT THE VILLAGE HIRE TIM WILSON, TIM STUBINGER, AND JASON LEADER FOR SUMMER HELP AT A RATE OF \$7 PER HOUR, AND THAT THE TWO WHO HAVE NOT WORKED FOR THE VILLAGE PASS ALL APPLICABLE REQUIREMENTS FOR EMPLOYMENT. AYE: FUQUA, HARNEY, DeBOLT, JOHNSON, TENNIS, WILLIAMS. MOTION PASSED.
3. HARNEY MOVED WITH A SECOND FROM FUQUA THAT WE RENT 5 PORTABLE TOILETS: ONE HANDICAP AND FOUR STANDARD, AT A COST OF \$550 FOR THE FOURTH OF JULY. AYE: HARNEY, FUQUA, DeBOLT, JOHNSON, TENNIS, WILLIAMS.

#### FINANCE:

TENNIS MOVED WITH A SECOND FROM FUQUA TO AUTHORIZE THE VILLAGE EMPLOYEE TO SECURE A FIRE KING FILE CABINET FROM CARDUNAL OFFICE SUPPLY AT A COST OF \$958. AYE: TENNIS, FUQUA, DeBOLT, HARNEY, JOHNSON, WILLIAMS. MOTION PASSED.

#### WATER:

There will be major construction on the new interchange at Randall Road that may involve our water main.

) There is a good possibility that the water main could be broken. Part of the project will be to encase the main to protect it when it goes under the new access road. The contractor has been informed that the main is plastic and it is our only source of water. Trustee Williams has had several discussions with Elgin and they are now agreeable to us connecting to the new main that will be going up the west side of Randall Rd. and crossing Randall to service the 40 acres between Saddle Club and the Tollway.

#### POLICE:

The Quad Comm Union has been certified by the Illinois Labor Relations Board. Bids for the building will be opened on June 27, 1996.

#### HEALTH & SANITATION:

1. TENNIS MOVED WITH A SECOND FROM HARNEY TO PURCHASE FIVE (5) MORE SEWER PUMPS AT A COST OF \$1600 EACH. AYE: TENNIS, HARNEY, DeBOLT, FUQUA, JOHNSON, WILLIAMS. MOTION PASSED.
2. We will need to replace three manholes on Locust due to corrosion. The cost will be \$7000 each. The size of each manhole is 5 feet wide by 14 feet deep and they need to have a special coating to prevent corrosion from sewer gases. Trustee Harney has checked with two suppliers
3. The DuKane County Counsel will be putting together a list of items they are lobbying the legislature for if anyone is interested in having input. They are having a dinner to network with other people on the committee on July 11th or 25th. If anyone is interested in going, talk to Sue Harney. One item is triple trucks on the highways.

) BUILDING:

1. There was a problem with one of the phone cables getting flooded. They will be laying new cable between the existing cable and the road, because the new water main goes along the other side of the road.
2. The Code Enforcement Officer is doing a fine job. He will be going for compliance on the warnings that he had given out. There is an old car at a residence on Joy and Hilltop which needs to be checked out to determine if it is in running condition.
3. Will be checking on the asphaltting of the parking lot and will include the road over the creek to Sleepy Hollow Road. \$30,000 last year and \$30,000 this year has been budgeted, and the two amounts can be combined to do the whole thing this year. The paving company will come in and do all the grading and Art will do all the minor work. Trustee Johnson will check on laying Petro-mat over stone that will flex with heavy weighted trucks.

OLD BUSINESS:

No report.

NEW BUSINESS:

No report

FUQUA MOVED WITH A SECOND FROM HARNEY TO ADJOURN THE MEETING AT 10:35 P.M.  
AYE: FUQUA, HARNEY, DeBOLT, JOHNSON, TENNIS, WILLIAMS.

) Respectfully submitted,

*Nancy Johnson*

Nancy Johnson  
Deputy Village Clerk

Released  
6-2-97

EXECUTIVE MEETING  
MINUTES

JUNE 3, 1996

The Executive Meeting of the Sleepy Hollow Corporate Authorities was called to order at 9:45 p.m. In attendance were President Shields; Trustees DeBolt, Fuqua, Harney, Johnson, Tennis, and Williams; Attorney Schuster; Police Chief Montalbano; and Deputy Clerk Johnson.

1. Dr. Herbert Seidel called Attorney Schuster to inform him that the Hickory Hollow Homeowners Association was prepared to file suit against the Village of Sleepy Hollow. He states that the Saddle Club Estates subdivision is causing problems with sump pump discharge directly into the drainage system, resulting in water run off and erosion problems for Hickory Hollow. Their association has no detailed engineering study to support this nor do they have any proposal as to what the Village is to do.
2. Had a court date today to review status of the buildings on Willow. Metropolitan proposed they will deposit sufficient funds, under specific contract, to demolish the buildings, including the asbestos. They request that once the funds are deposited, the Village will disconnect the one acre and take steps to rezone the two parcels.

FUQUA MOVED WITH A SECOND FROM TENNIS TO ADJOURN TO THE REGULAR MEETING. AYE: FUQUA, TENNIS, DeBOLT, HARNEY, JOHNSON, WILLIAMS. MOTION PASSED.

Respectfully submitted,

*Nancy Johnson*

Nancy Johnson  
Deputy Village Clerk