

REGULAR MEETING  
MINUTES

JANUARY 5, 1998

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

MINUTES:

1. NEMEC MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE REGULAR MEETING MINUTES OF DECEMBER 15, 1997 AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

PRESIDENT:

1. President Shields, Trustee DeBolt and Attorney Schuster met with several West Dundee officials regarding the proposed improvements to the Route 72/Sleepy Hollow Road intersection. West Dundee has been approached by Tom Galvin, who is interested in annexing his vacant property along Route 72 into their village and this was apparently their motive for improving the intersection, since those improvements would move a corner of the intersection out of Sleepy Hollow village limits and possibly allow West Dundee to legally annex the parcel. President Shields feels we should consider removing ourselves as one of the agencies on the grant application for these intersection improvements.

CLERK:

1. The sign to be posted on any property which is subject to a public hearing has been made.
2. Clerk received petition sheets signed by approximately 260 residents asking that the police pension fund question be put on the March 17, 1998 ballot.
3. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO PURCHASE THE LATEST EDITION OF ROBERT'S RULES OF ORDER. MOTION PASSED BY VOICE VOTE.
4. NEMEC MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE ORDINANCE NO. 98-1 ENTITLED "AN ORDINANCE ESTABLISHING DATES OF REGULAR MEETINGS OF THE BOARD OF TRUSTEES OF THE VILLAGE OF SLEEPY HOLLOW, KANE COUNTY, ILLINOIS, FOR THE CALENDAR YEAR 1998". MOTION PASSED BY VOICE VOTE.
5. The resolution adopting the new zoning map will be deferred to the next meeting and both the old and new maps will be put in the trustee's office for review by the trustees.

PLAN COMMISSION:

No report.

ZONING BOARD:

There will be a joint meeting of the zoning and planning boards on January 12<sup>th</sup> regarding the wetland overlay conservancy district.

ZBA:

1. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE APPOINTMENT OF LINDA IMHOFF TO THE ZONING BOARD OF APPEALS. MOTION PASSED BY VOICE VOTE.
2. President Shields stated that ZBA Chairman Kedzior said no hearing had been scheduled on the Hickory Drive house because the homeowner had not submitted the proper documents to the him.

HARNEY MOVED WITH A SECOND FROM DEBOLT TO ADJOURN TO EXECUTIVE SESSION AT 7:55 P.M. FOR THE PURPOSE OF DISCUSSING EXECUTIVE MINUTES AND THREATENED LITIGATION PURSUANT TO SECTIONS 2c(21) AND 2c(11) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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The regular meeting reconvened at 8:00 p.m.

ATTORNEY:

1. We have received a settlement proposal in the Lenz Oil matter.
2. Attorney Schuster has discussed the Bluffs subdivision with their attorney and paperwork should be received soon to complete this matter.
3. Attorney Schuster will discuss settlement of the Twin Sewer matter with Trustee Williams and then forward documents to the Texas attorney.
4. Trustee Czerniawski explained the proposed resolution concerning the police pension issue where a questions to residents on the ballot would ask them to approve a tax increase to fund the pension. If the police pension passes, it would cost about \$70,000 yearly. This would include an additional IMRF plan for all other employees, other than police. The unfunded portion of the pension for accumulated years of service is about \$500,000. The Sleepy Hollow portion of resident tax bills would increase by approximately 24% and would be a separate line item on their tax bills. This will cost the average homeowner approximately \$63 a year. If the residents vote for the pension, but not the tax increase, the Village will have to come up with the money. All information will be given to residents through the newsletter. CZERNIAWSKI MOVED WITH A SECOND FROM HARNEY TO APPROVE RESOLUTION NO. 262 ENTITLED "A RESOLUTION PROPOSING A REFERENDUM TO INCREASE THE AGGREGATE MAXIMUM LEVY FOR THE VILLAGE OF SLEEPY HOLLOW". AYE: CZERNIAWSKI, HARNEY, DEBOLT, MERKEL, NEMEC, WILLIAMS. MOTION PASSED.

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

(8:25 - 8:30 p.m.)

1. Resident Jay Cameron asked questions about the police pension plan which were answered by President Shields and Trustee Williams.

ENGINEER:

1. The findings on the water quality issue will be submitted by the engineer very shortly. The Board indicated that we wish to proceed with the first step in this matter and directed the Engineer to apply to the EPA for the permit which could take 90 days to receive. The chemical treatment work would be anticipated to start in the spring. The Engineer indicated they would also be available to help in the public relations aspect of this project in advising the affected residents.
2. Completion of the 1997 MFT project is waiting for resolution of the disputed amount due. The bid specs for the 1998 MFT program should be prepared. We should also prepare specs for crack sealing.
3. The Bullfrog culvert information from the EPA and other agencies should be available in February. The Engineer indicated that if we proceed with the Bullfrog work, we would probably need to also include work in the Locust area. Completion of the permit work and a recommendation from the Engineer should be available within 60 days.
4. The final Kindercare plans are being reviewed. Sewer has still not been approved by West Dundee, which appears to be held up by a drainage problem.
5. The Thorobred culvert project will be discussed at the next meeting with a possible presentation by the engineers.

6. A traffic analysis proposal was distributed. Engineer Naylor explained the proposal which would use another company to assist in the study. The total proposal cost would be \$11,000, which is not in the current budget. The Board questioned streets that were included and others that were omitted from the proposal. The Board will review this proposal and discuss at the next meeting.

#### TREASURER:

1. CZERNIAWSKI MOVED WITH A SECOND FROM DEBOLT TO ACCEPT THE WARRANTS OF JANUARY 2, 1998 IN THE AMOUNT OF \$62,581.16. AYE: CZERNIAWSKI, DEBOLT, HARNEY, MERKEL, NEMEC, WILLIAMS. MOTION PASSED.

2. As Elgin has increased their water rates by 8%, we are increasing our rates to residents. The average monthly bill will increase by 5.9%. The Board discussed Section 7 (6-3-9D, Bulk Water Usage) and decided to omit that section from this ordinance, make modifications and present it at the next meeting as a separate ordinance. WILLIAMS MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE ORDINANCE NO. 98-2 ENTITLED "AN ORDINANCE AMENDING SECTION 6-3-3C, SECTION 6-3-7B 2b, SECTION 6-3-8-1, SECTION 6-3-9B.1, SECTION 6-3-9C.1, SECTION 6-3-10C, SECTION 6-3-10F, SECTION 6-3-10G, SECTION 6-3-10H OF TITLE 6, CHAPTER 3, TITLES VILLAGE WATER AND SEWER, AND REMOVING SECTION 6-3-10H OF THE VILLAGE CODE OF SLEEPY HOLLOW, KANE COUNTY, ILLINOIS", WITH SECTION 7 OMITTED. AYE: WILLIAMS, CZERNIAWSKI, DEBOLT, HARNEY, MERKEL, NEMEC. MOTION PASSED. The Board briefly discussed a water treatment facility in the Village and those costs versus what we currently pay Elgin.

3. We would again like to have ERM request reimbursement for our costs incurred in the clean up of the leaking storage tank. We have received reimbursement for previous costs. HARNEY MOVED WITH A SECOND FROM NEMEC TO APPROVE THE CONTRACT WITH ERM NORTH CENTRAL NOT TO EXCEED \$3,000 TO PREPARE THE PAPERWORK FOR FINAL REIMBURSEMENT FOR THE LEAKING UNDERGROUND STORAGE TANK. AYE: HARNEY, NEMEC, CZERNIAWSKI, DEBOLT, MERKEL, WILLIAMS. MOTION PASSED.

4. We have received a de minimis settlement proposal from the USEPA on the Lenz Oil hazardous waste clean up in the amount of \$599.40. HARNEY MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE OFFER OF THE DE MINIMIS SETTLEMENT WITH LENZ OIL FOR \$599.40 WITH THE USEPA. AYE: HARNEY, CZERNIAWSKI, DEBOLT, MERKEL, NEMEC, WILLIAMS. MOTION PASSED.

5. We have not yet received any fees from the Steffen or Fahy properties.

#### ROADS & PARKS:

1. The salt bin is complete.
2. Trustee DeBolt will check on the lights in Saddle Club.

#### FINANCE:

1. The purchase order approval proposal will be presented at the next meeting.

#### WATER:

1. Tessendorf is not willing to reduce his water filtration system installation proposal, but felt we should bill him on a time and expense basis for each installation instead. Board agreed to try this and tell Tessendorf that he must advise us if any one installation will exceed \$200. Discussed the draft letter to residents regarding installation of the water filtration system. A separate letter will be sent which explains the chemical treatment process. The Village will purchase and give Tessendorf a one year supply of 12 replacement filters to give each resident upon installation of their system.

POLICE:

1. We have received the resignation of Corp. Chris Solesky who is going with the village of Bartlett. The Police Chief is looking within the department for a replacement.

HEALTH & SANITATION:

No report.

BUILDING:

1. The ZBA has a hearing scheduled for January 15<sup>th</sup> on the three pending matters. Trustee Harney feels a Village staff person should take over the hearing work for all committees, rather than the volunteer committee chairmen. Plan Commission Chairman Jim Markey noted that they are short one member.

OLD BUSINESS:

1. There is a Kindercare meeting on January 24<sup>th</sup> at the Village Hall. A report on this site is available for review.

NEW BUSINESS:

1. Trustee Merkel stated that the Service Club is willing to repaint all fire hydrants in the Village and will also supply the paint brushes—the Village need only supply the paint. The hydrants should be cleaned before they are painted. Trustee Nemec noted that a couple fire hydrants may need to be replaced. The Service Club is also planning to clean out the back barn in the spring.

CZERNIAWSKI MOVED WITH A SECOND FROM NEMEC TO ADJOURN THE MEETING AT 9:40 P.M. AYE: CZERNIAWSKI, NEMEC, DEBOLT, HARNEY, MERKEL, WILLIAMS. MOTION PASSED.

Respectfully submitted,



Norine Olson  
Village Clerk

Released 12-21-98

EXECUTIVE MEETING  
MINUTES

JANUARY 5, 1998

The executive session of the Board of Trustees was convened at 7:55 p.m. for the purpose of discussing threatened litigation and executive minutes pursuant to Sections 2c(11) and 2c(21) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, DeBolt, Harney, Merkel, Nemec, and Williams; Attorney Schuster; and Clerk Olson.

1. Attorney Schuster discussed the Geske road work settlement with their attorney, Mr. Feetterer and called him back several times, but has not yet received a response back.

2. Attorney Schuster received a letter from an attorney representing resident John Bohanek regarding his water problem. Attorney Schuster will discuss this matter with former trustee Dan Johnson.

3. HARNEY MOVED WITH A SECOND FROM NEMEC TO APPROVE THE EXECUTIVE MEETING MINUTES OF DECEMBER 15, 1998 AS PRESENTED. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

DEBOLT MOVED WITH A SECOND FROM MERKEL TO ADJOURN THE EXECUTIVE SESSION AT 8:00 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk