

REGULAR MEETING  
MINUTES

MAY 17, 1999

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, Merkel, Morris, Nemec, Pickett and Rzonca; Police Chief Montalbano; Office Administrator Volkening; and Clerk Olson.

MINUTES:

1. NEMEC MOVED WITH A SECOND FROM PICKETT TO APPROVE THE REGULAR MINUTES OF MAY 3, 1999 AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

PRESIDENT:

1. We have been invited to attend the Flag Day ceremony on June 13<sup>th</sup> in Carpenter Park.
2. We have also been invited to participate in the annual Memorial Day parade in Dundee.
3. The town of Cicero has requested support of their ordinance on gang free zones.
4. The Illinois Municipal League and Kane County have both requested our support of Gov. Ryan's new \$12 billion program.

CLERK:

1. Requested passage of the ordinance distributed at the last meeting making minor corrections to our village code. CZERNIAWSKI MOVED WITH A SECOND FROM RZONCA TO APPROVE ORDINANCE NO. 99-17 ENTITLED "AN ORDINANCE AMENDING TITLE 9: SUBDIVISIONS, CHAPTER 4: DEDICATION OF PUBLIC AREAS, IN THE VILLAGE CODE". AYE: CZERNIAWSKI, RZONCA, MERKEL, NEMEC, PICKETT. ABSTAIN: MORRIS. MOTION PASSED.
2. An ordinance was presented that incorporated the changes to the Sears Home Life building discussed at the last meeting. Jim Loarie presented new drawings with the proposed changes. RZONCA MOVED WITH A SECOND FROM NEMEC TO APPROVE ORDINANCE NO 99-18 ENTITLED "AN ORDINANCE CONFIRMING THE ZONING MAP AMENDMENT APPROVED BY ORDINANCE NO. 98-29 AND AMENDING THE VARIANCE FOR BUILDING HEIGHT APPROVED BY ORDINANCE 98-30 (THE RUBLOFF PROPERTY)" WITH REFERENCE TO REVISED DRAWINGS A-12 AND A-13 DATED MAY 17, 1999. AYE: RZONCA, NEMEC, CZERNIAWSKI, MERKEL, MORRIS, PICKETT. MOTION PASSED.

ZONING BOARD:

Chairman Neil said there was a joint meeting of the Zoning and Plan Commission boards on the wetlands ordinance and the two boards have differing opinions on how to proceed with this issue. A map outlining the wetland areas in the village is necessary and they would like a workshop with the trustees.

ZBA:

No report.

ATTORNEY:

No report.

ENGINEER:

No report.

TREASURER:

1. CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO APPROVE THE WARRANTS OF APRIL 30, 1999 IN THE AMOUNT OF \$53,667.77. AYE: CZERNIAWSKI, MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED.
2. Add to the warrants \$75 for Mobile Com, \$17.48 for Amoco, and \$1,089.56 for Speedway. CZERNIAWSKI MOVED WITH A SECOND FROM NEMEC TO APPROVE THE WARRANTS OF MAY 14, 1999 IN THE AMOUNT OF \$13,657.15. AYE: CZERNIAWSKI, NEMEC, MERKEL, MORRIS, PICKETT, RZONCA. MOTION PASSED. The sewer pumps purchase will be encumbered for last year's budget although they were picked up this year.
3. CZERNIAWSKI MOVED WITH A SECOND FROM MERKEL TO APPROVE ORDINANCE NO. 99-19 ENTITLED "AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR CORPORATE PURPOSES FOR THE FISCAL YEAR BEGINNING MAY 1, 1998 AND ENDING APRIL 30, 1999". AYE: CZERNIAWSKI, MERKEL, MORRIS, NEMEC, PICKETT, RZONCA. MOTION PASSED.
4. CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO APPROVE THE AMENDED PROJECTED HEALTH INSURANCE COSTS FOR BUDGET PURPOSES. AYE: CZERNIAWSKI, MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED.
5. CZERNIAWSKI MOVED WITH A SECOND FROM RZONCA TO APPROVE THE TRANSFER AMOUNTS FOR THE FISCAL YEAR ENDED APRIL 30, 1999. AYE: CZERNIAWSKI, RZONCA, MERKEL, MORRIS, NEMEC, PICKETT. MOTION PASSED.
6. The resolution for capital improvement fund balance reserves will be deferred to the next meeting.
7. PICKETT MOVED WITH A SECOND FROM NEMEC TO WAIVE THE PERSONNEL POLICY TO ALLOW CHIEF MONTALBANO TO CARRY OVER ACCRUED TIME OF FOUR VACATION DAYS AND ONE HOLIDAY. MOTION PASSED BY VOICE VOTE.
8. Approval of the independent contractors agreements will be deferred as Trustees Morris and Rzonca have several questions and concerns about the independent contractor agreement which they will discuss with the Village Attorney. Joel Kruse has indicated it will cost him \$2,000 to obtain the insurance the village requires through the agreement. Trustee Rzonca is obtaining additional quotes for this type of insurance coverage.

ROADS & PARKS:

1. The Lake Sharon restoration project is underway.
2. The Service Club has requested that the Village pay for the electrical hook up to the new flagpole area. They have a quote of about \$2200 for electrical work only. The two lights are about \$250 each. Public Works can trench from the pavillion to the flagpole area for the hook up for substantially less and the Board agreed to have Public Works do this work for the Service Club.
3. A proposed letter to the Service Club allowing bingo on the 4<sup>th</sup> of July was discussed. The proceeds of the games would be shared between the Service Club and St. Catherine's Church, who has the necessary license to allow bingo. PICKETT MOVED WITH A SECOND FROM CZERNIAWSKI THAT WE APPROVE THE AGREEMENT WITH THE SERVICE CLUB TO GRANT THEM A BINGO GAME ON JULY 4, 1999. Trustee Morris did not feel this was appropriate and that there are issues of church and state separation. AYE: PICKETT, CZERNIAWSKI, MERKEL, NEMEC, RZONCA. NAY: MORRIS. MOTION PASSED.
4. We have not yet received the shingles for the new roof.
5. A resident questioned why there are two, rather than three swing seats in the Saddle Club park. Trustee Nemec said new standards in playground equipment allow only two swing seats per structure.

Robbie Migacz presented awards, on behalf of M.A.D.D., to the Sleepy Hollow police making the most d.u.i. arrests during the past year. First place went to Sgt. Richard Childs and second place was tied by Officers Rick Nelson and Al Kasiba.

#### PLAN COMMISSION:

1. Chairman Markey said they all agree we need a map indicating all wetland areas in the village. He is obtaining a quote from an engineer who prepared this type of map for another village.
2. KinderCare has requested permission to have a temporary 20' balloon/sign in their parking lot as advertising. RZONCA MOVED WITH A SECOND FROM CZERNIAWSKI TO ALLOW KINDERCARE TO TEMPORARILY ERECT A 20' DIAMETER BALLOON FOR A PERIOD OF 30 DAYS COMMENCING MAY 21, 1999. MOTION PASSED BY VOICE VOTE.

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

(8:30 - 9:30 p.m.)

1. The discussion centered on the proposed residential development of the Galvin property adjoining Sleepy Hollow. Lori Pepper of 514 Stevens Court, Ralph Tileston of 743 Hillcrest Drive, resident Dan Stroick, Bill Gauthier of 512 Stevens Court, Ray Bullock of 1016 Beau Brummel, a resident of 1014 Beau Brummel, Linda Imhoff of 706 Deer Lane, Jay Landgraf of 140 Hilltop Lane, Greg Raab of Saratoga Pkwy, and Don Huber, all expressed their concerns about this project and its impact on our residents and property values. Many urged the Board to do all possible to maintain this property in its natural state or help protect the residents from the negative effects of its development by hiring a consultant to evaluate these effects on Sleepy Hollow as quickly as possible. President Shields noted that the Board has budgeted \$10,000 for this purpose. There were many concerns about potential flooding of Sleepy Hollow homeowners if this development is built. It was noted that West Dundee requested, but was denied a 45 day extension of the August 15<sup>th</sup> deadline to annex this property. Resident Don Rage, a member of the Kane County Board, said he believes we must look at the impact of this development on the entire community, not just Sleepy Hollow. He said the Kane County Forest Preserve is currently considering condemnation of the property. President Shields also noted that he does not feel Sleepy Hollow should become involved in another village's administrative procedures or take any action until West Dundee takes some type of definite steps toward this project. The Board was asked if they would have representation at the West Dundee public hearing on June 1<sup>st</sup>. Some board members may attend, but will probably not speak.
2. Resident of 937 Willow Lane expressed concern about the use of village owned green space behind Willow Lane being used as private property by residents adjoining this space. He said dog runs have been set up on the village owned portion.
3. Don Rage said there may be money available from the Kane County Riverboat funds to have a wetland map made for Sleepy Hollow. He will check and advise.

Board discussed hiring a consultant. Trustee Pickett said consultant Gayle Miller could address many of the concerns raised by residents with her proposal previously submitted to the village. The engineers hired by West Dundee to evaluate the property, Christopher Burke, are highly rated, and other board members felt we should consider hiring them to evaluate our concerns. Trustee Rzonca will contact Mr. Burke to see if his firm is interested in meeting with the Board to consider our proposal. A special meeting will be scheduled for later this week after he has been contacted and the day and time will be posted. Don Rage explained how the open space offer will take effect when the Pulte option expires on August 15, 1999. Board discussed publication of any report presented by the consultant we hire. It is highly unlikely any report could be complete for presentation at the West Dundee public hearing June 1<sup>st</sup>. Trustee Morris was concerned that all the questions and information presented by our residents be available to any consultant or engineer we hire. This information should be given to the Board in writing by the residents.

#### FINANCE:

1. CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO APPROVE RESOLUTION NO. 278, ORGANIZATION DEPOSITORY AUTHORITY TO INVEST CD MONEY IN AMCORE BANK.  
AYE: CZERNIAWSKI, MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED.

2. There are some outstanding items in the budget. The dump truck bed will cost about \$10,000. Discussed the condition of the truck and its relatively low miles. The hourly rate for the part time waterworks employee will remain the same, regardless of the type of work he does. We may approve the budget at the next meeting.

WATER:

1. We need a report from our engineer on the water treatment program for the lower part of the village. Trustee Nemec felt we should begin to regularly monitor the water to chart its progress for improvement. Because of the high iron content of the water, it has been questioned whether our current program is the most effective way to handle this problem. Trustee Rzonca suggested the rep for the chemical company should be contacted to discuss our problems. Trustee Nemec should request a report from Engineer Heinz within the next month.

POLICE:

1. An newspaper advertisement has been placed for four part time police officers. Trustee Morris and Chief Montalbano discussed targeting retired officers, but did not feel it was appropriate to put this in the current ad.  
2. The committee working on the Police Chief's retirement package will meet soon and will consist of President Shields and Trustees Czerniawski and Morris.

HEALTH & SANITATION:

1. Trustee Merkel has a map showing who has sewer in the village and where potential sewer sites are located. This will be used in an attempt to determine how much capacity we have left.

BUILDING:

1. Received letter from the village engineers recommending our approval of Home Life plans. RZONCA MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE CIVIL/SITE PLANS FOR THE SEARS HOME LIFE PROJECT WITH THE CONDITION THAT THE VILLAGE ENGINEER APPROVE REVISED PLANS AS SUBMITTED. MOTION PASSED BY VOICE VOTE. Trustee Rzonca will check with the engineer about possible landscape discrepancies with our ordinance.

OLD BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 10:05 P.M. FOR THE PURPOSE OF DISCUSSING PERSONNEL PURSUANT TO §2(C)(1) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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The regular meeting resumed at 10:20 p.m.

NEW BUSINESS:

Please submit any suggestions or articles for the next newsletter prior to the next meeting (June 7<sup>th</sup>). The newsletter must go out in mid-June.

MORRIS MOVED WITH A SECOND FROM NEMEC TO ADJOURN THE MEETING AT 10:20 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*  
Norine Olson, Village Clerk

EXECUTIVE MEETING  
MINUTES

MAY 17, 1999

The executive session of the Sleepy Hollow Board of Trustees was convened at 10:05 p.m. for the purpose of discussing personnel pursuant to §2(c)(1) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Merkel, Nemec, Morris, Pickett and Rzonca; and Clerk Olson.

2. NEMEC MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE EXECUTIVE MINUTES OF APRIL 19, 1999 AS SUBMITTED. MOTION PASSED BY VOICE VOTE.

3. NEMEC MOVED WITH A SECOND FROM RZONCA TO APPROVE THE EXECUTIVE MINUTES OF MAY 3, 1999 AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

4. Briefly discussed John Regan and the 34 acre parcel on Route 72. President Shields said that Mr. Regan is willing to wait another two years for a settlement of the sewer lagoon issue. Discussed the suggested condemnation of the property for diverting Sleepy Hollow Road to meet Route 72 further east. Trustee Morris does not feel this will solve all the problems of this area.

RZONCA MOVED WITH A SECOND FROM PICKETT TO ADJOURN THE EXECUTIVE SESSION AT 10:20 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*

Norine Olson  
Village Clerk

Released 6-16-03