

REGULAR MEETING
MINUTES

JUNE 21, 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 Merkel, Morris, Nemec, Pickett and Rzonca; Police Chief Montalbano; Treasurer Panning; Engineer Heinz; and Clerk Olson. Trustee Czerniawski was absent.

MINUTES:

1. The June 7th minutes should be amended as follows: 1) page 3, under Water, second motion should read "Morris moved...*not receiving appropriate water quality.*" 2) page 3, under Water, #3, "A resident *requested to fill* a pool..." 3) page 4, under Building, #2, change second sentence to: "They have also installed a *temporary sedimentation basin.*" 4) page 2, under Roads & Parks, #3, change second motion by deleting "amend the motion to". MORRIS MOVED WITH A SECOND FROM NEMEC TO APPROVE THE JUNE 7, 1999 REGULAR MINUTES AS AMENDED. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

1. The State of Illinois has enacted a gift ban act with which all municipalities must comply. MORRIS MOVED WITH A SECOND FROM PICKETT TO APPROVE ORDINANCE NO. 99-20 ENTITLED "AN ORDINANCE PROHIBITING THE SOLICITATION AND ACCEPTANCE OF GIFTS AND ADOPTING THE STATE GIFT BAN ACT (5 ILCS 425/1 ET SEQ.). AYE: MORRIS, PICKETT, MERKEL, NEMEC, RZONCA. MOTION PASSED.
2. President Shields talked to Senator Rauschenberger's office who has committed to paying 50% of the cost of seven bullet-proof vests for our police department.
3. President Shields would like to make his presentation on the recent flooding during the "open to the public" session. RZONCA MOVED WITH A SECOND FROM PICKETT TO CHANGE THE AGENDA TO DEFER THE PRESIDENT'S REPORT TO "OPEN TO THE PUBLIC". MOTION PASSED BY VOICE VOTE.

CLERK:

1. The first meeting in July will remain as scheduled on Monday, July 5th.
2. MORRIS MOVED WITH A SECOND FROM RZONCA TO APPROVE ORDINANCE NO. 99-21 ENTITLED "AN ORDINANCE ASCERTAINING THE PREVAILING RATE OF WAGES FOR LABORERS, MECHANICS, AND OTHER WORKERS EMPLOYED ON PUBLIC WORKS FOR THE VILLAGE OF SLEEPY HOLLOW, KANE COUNTY, ILLINOIS". AYE: MORRIS, RZONCA, MERKEL, NEMEC, PICKETT. MOTION PASSED.

PLAN COMMISSION:

1. Chairman Markey said there was a recent joint meeting of Zoning and Planning. They have copies of ordinances from other communities and feel we need an overlay map for the Village, which has been quoted at \$5-7,000. President Shields noted that Kane County is holding a meeting at Hemmons in Elgin on August 11 and some members of the boards should attend.

ZONING BOARD:

1. Chairman Neil also noted the need for a map, especially as it relates to the commercial areas in the Village. He would also like further direction and input from the Village Board on this matter. Trustees will receive the ordinance text prepared by Planning and a meeting should be scheduled with the Trustees and Boards. It was noted that a letter should be sent to Kane County Board member Don Rage requesting monetary assistance for an overlay map for the Village.

ZBA:

No report.

ATTORNEY:

No report.

ENGINEER:

1. The MFT documents for this year's program have been prepared and include road work on Willow Lane, Locust, and Beau Brummel and swale work on Beau Brummel and Van Tassel.

PICKETT MOVED WITH A SECOND FROM RZONCA TO APPROVE THE APPROPRIATION OF \$95,000 FOR THIS YEAR'S MFT ROAD WORK. AYE: PICKETT, RZONCA, MERKEL, MORRIS, NEMEC. MOTION PASSED.

PICKETT MOVED WITH A SECOND FROM RZONCA TO APPROVE THE ESTIMATED COST OF MAINTENANCE OPERATIONS OF \$126,992.33. AYE: PICKETT, RZONCA, MERKEL, NEMEC. ABSTAIN: MORRIS. MOTION PASSED.

PICKETT MOVED WITH A SECOND FROM MERKEL TO APPROVE THE MAINTENANCE ENGINEERING AGREEMENT. Engineer Heinz explained the engineering agreement which is based on percentages of the MFT program and is approved by IDOT. AYE: PICKETT, MERKEL, MORRIS, NEMEC, RZONCA. MOTION PASSED.

MORRIS MOVED WITH A SECOND FROM NEMEC TO AUTHORIZE THE VILLAGE PRESIDENT AND VILLAGE CLERK TO EXECUTE THE IDOT/MFT DOCUMENTS. MOTION PASSED BY VOICE VOTE.

MORRIS MOVED WITH A SECOND FROM RZONCA TO AUTHORIZE THE VILLAGE CLERK TO ADVERTISE FOR BIDS FOR THE MFT PROGRAM. MOTION PASSED BY VOICE VOTE.

Trustee Morris requested that the trustees have access to any contracts or money matters for review prior to voting on them at a meeting. President Shields noted that this type of information is to be included in the trustee packets that are distributed the weekend before each meeting.

TREASURER:

1. There were two additions to the warrants. The mileage reimbursement total to Robert Rycraft should be reviewed as it may have been miscalculated. NEMEC MOVED WITH A SECOND FROM MERKEL TO APPROVE THE WARRANTS OF JUNE 18, 1999 IN THE AMOUNT OF \$83,707.40, SUBJECT TO REVIEW OF THE RYCRAFT AMOUNT. AYE: NEMEC, MERKEL, MORRIS, PICKETT, RZONCA. MOTION PASSED.

2. There were no comments on the financial statements.

3. There will be a Finance Committee meeting on June 29th.

4. The appropriation public hearing will be held at 7:15 p.m. on July 19th.

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

(8:15 - 9:40 p.m.)

President Shields reported on the recent flooding in the village and where the major problems areas are located. He explained some possible solutions to certain areas. He recently spoke with Sen. Rauschenberger who has committed \$20,000 toward our flooding problems. The Board will determine where this money is to be used. He also called Sen. Hastert's office who said the Army Corps of Engineers will be contacted for possible assistance to us in wetland areas of the Village. It was felt the construction development west of Randall contributed additional water into the Village. Trustee Rzonca described his discussions with Wispark, the developer, and their future plans concerning water detention facilities for the property which should reduce the

flow of water into Deer Creek. He has also been advised by Elgin engineers that their ordinances will further restrict the amount of water discharged from the development. However, these steps will not be complete for another year. This property encompasses over 200 acres.

J.W. and Joanne Holcomb of 604 Arlington feel the Randall Road widening also contributed to their current problems and noted that there is a lot of water flowing underground into the Village also. Greg Warner of 739 Jamestowne distributed photographs of the recent flooding and feels the development west of Randall and trenches and detention holes recently dug will continue to cause severe water problems for Sleepy Hollow. Greg & Susan Raab of 933 Saratoga said the water in their basement before this development was clean; it is now muddy. Des Drotos of Deer Creek said there is a large amount of silt in the swales and drain pipes that impedes the flow of water. The water discharge into Deer Creek is substantially more since the development began. The residents would like to file an injunction against the developers to stop all work until this water problem is corrected. The Board felt this type of action would need to be taken by the individual homeowners. This development is under Elgin's jurisdiction. Bob Feller lives adjacent to the detention area on Saratoga and described the history and changes of this detention area and culvert pipes over the years. He said this detention could hold more water, but the water is not getting there from surrounding areas.

MORRIS MOVED WITH A SECOND FROM NEMEC TO DIRECT THE VILLAGE PRESIDENT TO ASK THE VILLAGE ATTORNEY TO DETERMINE (1) WHETHER THE VILLAGE CAN MAINTAIN A CAUSE OF ACTION FOR WATER DRAINING ONTO ITS PUBLIC PROPERTY BY A DEVELOPER FROM OUTSIDE THE VILLAGE, AND (2) CAN THE VILLAGE ATTORNEY ACCEPT AUTHORIZATION FROM INDEPENDENT RESIDENTS OF THE VILLAGE TO REPRESENT THEM. MOTION PASSED BY VOICE VOTE.

It was suggested that Trustee Rzonca, in further discussions with Elgin, advise them that it is our opinion that the trenched ditch appears to have exasperated the problem and request their assistance in alleviating this problem immediately. Trustee Rzonca noted that Hey & Associates will evaluate what our current system in the Deer Creek area is capable of handling as well as the culverts under Randall Road. That information will then be used to determine whether we are receiving more water than Elgin's ordinance allows. The information obtained by Hey & Associates may also help our position if the Pulte subdivision is built on the Galvin property. Trustee Rzonca also noted that Elgin should have an erosion control plan for the development that would cover the silt flowing into Deer Creek.

ROADS & PARKS:

1. The Village Hall siding should be complete in another week.
2. In the recent review of the Village concerning the flooding, it was suggested we may wish to make the wildlife area at Sabatino Park into a detention area to hold water during heavy rains. The Village Engineer was authorized to obtain a cost estimate for an engineering study on making this area into a water retention area. As this involves wetland area, it would require involvement from the Army Corps.

FINANCE:

No report.

WATER:

1. Trustee Nemec has had further discussions with our engineer on the water treatment program. It is Engineer Heinz' opinion that we can increase the phosphate concentration into the system which should help the effectiveness of the program. We will make some changes in our flushing program to increase its effectiveness also. The Engineer also recommends we replace all 4" water mains.

2. Some residents on Rainbow are again requesting hook up to our water system which has previously been estimated at a very high cost. Various financing options will be presented to these residents, but there were mixed opinions on whether any Village funds should be used for this expense.
3. Of the resident responses to our question on the last water bill, 8 felt their water was better, and 17 felt it was worse. Our Village Engineer is confident that with the changes described above, the treatment program will show positive results.

POLICE:

1. MORRIS MOVED WITH A SECOND FROM NEMEC TO ACCEPT WITH REGRET THE RESIGNATION OF CHRISTOPHER J. PISHOTTA AFTER JULY 4TH. MOTION PASSED BY VOICE VOTE.
2. Police interviews begin next week with the Police Committee.
3. Our Copsfast application is being followed up by Ellen Volkening.
4. Trustee Rzonca said the police department is offering gun locks to our residents at no cost upon proof of residency and a firearms registration card. We should also prepare a simple waiver for the village that must be signed by anyone accepting a lock. This information is in the newsletter.
5. The Board asked Chief Montalbano to also obtain traffic counts for Beau Brummel and Thorobred Road.

HEALTH & SANITATION:

No report.

BUILDING:

1. The mobile showroom in the Verlo Mattress parking lot has been asked to move.
2. The Hey & Associates contract will be presented for approval at the next board meeting. Authorization for Hey to proceed with any work prior to the next week meeting can be obtained through a phone vote.
3. The KinderCare driveway was created to allow emergency vehicles to easily turn around and buses the ability to enter one end and exit the other end of the parking lot.

OLD BUSINESS:

1. Trustee Nemec noted that we will be selling an old water main on Randall to the City of Elgin per an agreement when the new main was installed. This will be presented at the next meeting.

MERKEL MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 10:10 P.M. FOR THE PURPOSE OF DISCUSSING EXECUTIVE MINUTES PURSUANT TO §2(C)(21) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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

RZONCA MOVED WITH A SECOND FROM MERKEL TO APPROVE THE RELEASE OF EXECUTIVE MINUTES FROM OCTOBER 7, 1996 AND JANUARY 6, 1997. MOTION PASSED BY VOICE VOTE.

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

Respectfully submitted,



Norine Olson
Village Clerk

EXECUTIVE MEETING
MINUTES

Released 12/20/99

JUNE 21, 1999

The executive session of the Sleepy Hollow Board of Trustees was convened at 10:10 p.m. for the purpose of discussing executive minutes pursuant to §2(c)(21) of the Open Meetings Act. In attendance were President Shields; Trustees Merkel, Nemec, Morris, Pickett and Rzonca; and Clerk Olson. Trustee Czerniawski was absent.

1. Discussed the executive minutes proposed for release to the public and agreed that minutes from October 7, 1996 and January 6, 1997 will be released at this time.
2. Residents named Leahy on Winmoor are being evicted from their rented home. There is a vacant home on Surrey owned by the Bluffs' developer that has a lien on the house because of grass cutting by the Village.
3. RZONCA MOVED WITH A SECOND FROM MERKEL TO APPROVE THE EXECUTIVE MINUTES OF MAY 25, 1999 AS SUBMITTED. MOTION PASSED BY VOICE VOTE.

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

Respectfully submitted,



Norine Olson
Village Clerk