

SPECIAL MEETING  
MINUTES

JULY 1, 2000

) A special meeting of the Sleepy Hollow Corporate Authorities, called by the Village President with proper notice having been given, was called to order at 10:00 a.m. In attendance were President Shields; Trustees Czerniawski, Merkel, Morris, Pickett and Rzonca; Attorney Schuster; and Clerk Olson. Trustee Nemec was absent.

President Shields explained that the purpose of the meeting was to discuss the effects of a new law regarding annexation of property and forest preserve property on the Pulte annexation by the Village of West Dundee and any action to be taken by Sleepy Hollow in response. He also gave a brief history of this matter and said we would adjourn to executive session.

MERKEL MOVED WITH A SECOND FROM TO RZONCA ADJOURN TO EXECUTIVE SESSION AT 10:05 A.M. FOR THE PURPOSE OF DISCUSSING LITIGATION PURSUANT TO §2(C)(11) OF THE OPEN MEETINGS ACT. Trustee Morris requested we first open the meeting for one-half hour for input from the standing-room only audience. The Board did not wish to open the meeting to public comment. AYE: MERKEL, RZONCA, CZERNIAWSKI, PICKETT. NAY: MORRIS. MOTION PASSED.

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The regular meeting resumed at 11:25 a.m.

The Village Attorney briefly explained to the audience the recent clarification of the law and described the process that must be followed to challenge the legality of the West Dundee annexation of the Galvin property.

PICKETT MOVED WITH A SECOND FROM RZONCA TO (1) AUTHORIZE THE VILLAGE ATTORNEY TO PREPARE AND SEND APPROPRIATE LETTERS TO THE ILLINOIS ATTORNEY GENERAL AND KANE COUNTY STATE'S ATTORNEY TO FILE AN ACTION QUO WARRANTO, CHALLENGING THE ANNEXATION OF THE GALVIN PROPERTY BY WEST DUNDEE, (2) AUTHORIZE THE VILLAGE ATTORNEY TO PREPARE AND FILE A TEMPORARY RESTRAINING ORDER REQUESTING THAT NO FURTHER DEVELOPMENT OR STEPS BE TAKEN IN THE DEVELOPMENT OF THE GALVIN PROPERTY, (3) DIRECT THE VILLAGE ATTORNEY TO PREPARE AND DELIVER A LETTER TO THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WEST DUNDEE TO INFORM THEM OF THE ACTIONS THAT WE ARE TAKING TO CHALLENGE THE VALIDITY OF THE ANNEXATION OF THE GALVIN PROPERTY, AND (4) AUTHORIZE THE VILLAGE PRESIDENT TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO CARRY OUT THESE ACTIONS. AYE: PICKETT, RZONCA, CZERNIAWSKI, MERKEL, MORRIS. MOTION PASSED.

MORRIS MOVED WITH A SECOND FROM TO ADJOURN THE MEETING AT 11:30 A.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*

) Norine Olson  
Village Clerk

EXECUTIVE MEETING  
MINUTES

Released 4-19-04

JULY 1, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at July 1, 2000 at 10:05 a.m. for the purpose of discussing litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Merkel, Morris, Pickett and Rzonca; Village Attorney Schuster, and Clerk Olson.

Mr. Schuster explained the recent clarification of the old law concerning annexations of property through forest preserve district property and how it relates to the Galvin annexation. He then explained the procedure we must follow to challenge the legality of the West Dundee annexation, based on this clarification. Before any suit can be filed, we must first ask both the Illinois Attorney General and Kane County State's Attorney to handle the lawsuit on behalf of Sleepy Hollow. If both agencies decline to take the case, however, the Village can then only file a suit if it has a private (not a public or governmental) interest that could be claimed in the action. A lawsuit filed by an individual would have a private interest. Mr. Schuster and the Board then discussed various issues related to this potential lawsuit.

The Board agreed to make a motion in regular session authorizing the Village Attorney to send the letters to the Attorney General and State's Attorney, file a temporary restraining order with the Circuit Court on Monday to prevent Pulte from taking any steps to further develop the property, and deliver a letter to the West Dundee Village Board on Monday advising them of our intended action in this matter.

CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO ADJOURN THE EXECUTIVE SESSION AT 11:25 A.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk