

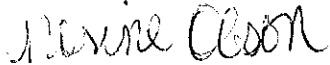
PUBLIC HEARING  
MINUTES

JULY 5, 2000

The public hearing on the appropriation ordinance began at 7:15 p.m. In attendance were President Shields, Trustees Czerniawski, Morris, Pickett and Rzonca, Treasurer Panning and Clerk Olson.

Trustee Czerniawski said the total appropriations were \$3,135,952. Our approved budget is less than the appropriations. There was a very brief discussion between the trustees but no questions from audience members.

The public hearing was closed at 7:20 p.m.



Norine Olson  
Village Clerk

REGULAR MEETING  
MINUTES

JULY 5, 2000

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; Treasurer Panning; Attorney Schuster; Engineer Heinz, and Clerk Olson.

MINUTES:

1. PICKETT MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE REGULAR MEETING MINUTES OF JUNE 5, 2000. MOTION PASSED BY VOICE VOTE.
2. PICKETT MOVED WITH A SECOND FROM MERKEL TO APPROVE THE REGULAR MEETING MINUTES OF JUNE 19, 2000. MOTION PASSED BY VOICE VOTE WITH CZERNIAWSKI, MORRIS, NEMEC, AND RZONCA ABSTAINING.

PRESIDENT:

1. The Board discussed the proposal received from West Dundee concerning Sleepy Hollow Road, sewer capacity and other issues. The Board did not agree with several items in the proposal and noted that no boundary agreement was mentioned in the proposal. Trustees Morris and Rzonca will prepare a written response and submit to the Board for review.
2. Trustee Czerniawski suggested a committee be formed to approach Elgin officials concerning sewer and water options. President Shields and Village Attorney Mark Schuster have previously met with Elgin and Trustee Czerniawski will be included in the next meeting.

CLERK:

No report.

PLAN COMMISSION:

Chairman Markey said his committee has reviewed the open space areas in the Village as requested and are meeting to prepare recommendations on how to maintain these Village properties.

ZONING BOARD:

1. Chairman Neil presented proposed amendments to the zoning ordinances. After discussion, the Board directed him to move forward in the process to amend the zoning ordinance on all items presented in his report, except the issue of limits on the height and size of residential dwellings.
2. Trustee Morris asked about a statute restricting county property to the subdivision provisions of the adjacent municipality. The Village Attorney gave him the appropriate statute citation to review.

ZBA:

No report.

ATTORNEY:

1. MORRIS MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE ORDINANCE NO. 2000-13 ENTITLED "AN ORDINANCE AMENDING TITLE 3: BUSINESS AND LICENSE REGULATIONS, CHAPTER 3, LIQUOR CONTROL, IN THE SLEEPY HOLLOW VILLAGE CODE". Board discussion followed and we should include a reference to internet sales. CZERNIAWSKI MOVED WITH A SECOND FROM NEMEC TO AMEND THE MOTION TO ELIMINATE CLASS D LICENSES. This refers to the sale of hard liquor. MORRIS MOVED WITH A SECOND FROM RZONCA TO AMEND THE MOTION TO CHANGE THE HOURS OF OPERATION FOR CARRY OUT SALES. In view of the

number of changes to be made, a revised ordinance will be presented to the Board for approval at the next meeting. The Trustees withdrew their motions and seconds.

ENGINEER:

1. We received six bids for the MFT road program. PICKETT MOVED WITH A SECOND FROM CZERNIAWSKI TO RATIFY THE PHONE VOTE TAKEN ON JUNE 28<sup>TH</sup> TO ACCEPT THE ARROW ROAD CONSTRUCTION COMPANY LOW BID IN THE AMOUNT OF \$98,709.60 AND THAT THE VILLAGE PRESIDENT AND CLERK BE AUTHORIZED TO EXECUTE THE CONTRACT DOCUMENTS AND ALL OTHER MFT FORMS REQUIRED DURING THE COURSE OF THIS PROJECT, SUBJECT TO I.D.O.T.'S REVIEW AND APPROVAL. AYE: PICKETT, CZERNIAWSKI, MERKEL, NEMEC, RZONCA. ABSTAIN: MORRIS. MOTION PASSED.

2. The Board reviewed the bid specs for the "pigging" project. Trustee Czerniawski asked about No. 9 of the proposal regarding any additional work for the project and the reference to "Section 9-4" of certain state guidelines. NEMEC MOVED WITH A SECOND FROM RZONCA TO ADVERTISE FOR BIDS FOR THE SLEEPY HOLLOW 2000 WATER SYSTEM IMPROVEMENTS "CLEANING (PIGGING) OF THE EXISTING WATER MAINS". AYE: NEMEC, RZONCA, CZERNIAWSKI, MERKEL, MORRIS, PICKETT. MOTION PASSED.

3. Engineer Heinz discussed the Jelke Creek cracked bridge on Sleepy Hollow Road. Mr. Heinz is awaiting an evaluation from a structural engineer on the urgency of the repairs and a cost estimate. He recommended a reduced weight load on the road until the report is received. PICKETT MOVED WITH A SECOND FROM NEMEC TO TEMPORARILY RESTRICT TRAFFIC ON SLEEPY HOLLOW ROAD BY LIMITING VEHICLE TRAFFIC TO PASSENGER AND "B" LICENSE PLATES ONLY FROM ROUTE 72 TO THE SOUTHERN CORPORATE LIMITS. MOTION PASSED BY VOICE VOTE.

TREASURER:

1. CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO APPROVE THE WARRANTS OF JULY 1, 2000 IN THE AMOUNT OF \$134,568.27. AYE: CZERNIAWSKI, MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED.

2. The one month financial statements were distributed.

3. CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO APPROVE ORDINANCE NO. 2000-13 ENTITLED "APPROPRIATION ORDINANCE". AYE: CZERNIAWSKI, MORRIS, MERKEL, NEMEC, PICKETT, RZONCA. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

1. Mona Auer of 1925 Sleepy Hollow Road read a statement concerning the preservation of Sleepy Hollow Road.

2. Greg Raab of 933 Saratoga Pkwy. spoke on behalf of the Service Club. They have the funds available for the defibrillator and asked that the Village proceed with the purchase of this piece of equipment for the police department.

MERKEL MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 9:05 P.M. FOR THE PURPOSE OF DISCUSSING PENDING LITIGATION PURSUANT TO §2(C)(11) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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The regular meeting resumed at 9:35 p.m.

ROADS & PARKS:

1. The amount approved at the June 5<sup>th</sup> meeting for the new dump truck was incorrect. PICKETT MOVED WITH A SECOND CZERNIAWSKI TO CHANGE THE AMOUNT FOR THE PURCHASE OF THE DUMP TRUCK FROM 64,921.00 TO \$68,986.67. AYE: PICKETT, CZERNIAWSKI, MERKEL, MORRIS, NEMEC, RZONCA. MOTION PASSED.

2. A petition has been circulated among property owners on Sleepy Hollow Road to classify the road, per state statute, as a pleasure driveway. The Village has been asked to sign the petition as its signature is necessary to meet the signature requirements of more than 2/3 of the owners of land fronting the road. PICKETT MOVED WITH A SECOND FROM NEMEC TO AUTHORIZE THE VILLAGE PRESIDENT TO SIGN THE PETITION ON BEHALF OF THE VILLAGE, WHO IS A PROPERTY OWNER ON THE ROAD. Board discussed. Per the statute, the owners of "pleasure driveways" can control the type of traffic on the road. AYE: PICKETT, NEMEC, MERKEL, MORRIS, RZONCA. NAY: CZERNIAWSKI. MOTION PASSED. PICKETT MOVED WITH A SECOND FROM MERKEL TO DIRECT THE VILLAGE ATTORNEY TO DRAFT AN ORDINANCE TO DECLARE SLEEPY HOLLOW ROAD A "PLEASURE DRIVEWAY" IN ACCORDANCE WITH ILLINOIS MUNICIPAL CODE 65 ILCS 5/11-97-1. Board again discussed. It was suggested we should set parameters for the road, including speed limits, criteria for business traffic, etc. Also was suggested a couple trustees should work on these parameters. Trustees would like to receive input from all residents along Sleepy Hollow Road. MOTION PASSED BY VOICE VOTE WITH CZERNIAWSKI VOTING NAY. MOTION PASSED.

FINANCE:

1. A spreadsheet report of purchase order discrepancies was reviewed and trustees were asked to follow all purchase guidelines.

WATER:

1. Springhill Apts. mailed their water bill in adequate time but it was late due to the postal service and they have requested our late fee be waived. NEMEC MOVED WITH A SECOND FROM CZERNIAWSKI TO WAIVE THE LATE FEE TO SPRINGHILL APTS. IN THE AMOUNT OF \$275.71. AYE: NEMEC, CZERNIAWSKI, MERKEL, MORRIS, PICKETT, RZONCA. MOTION PASSED.

POLICE:

No report.

HEALTH & SANITATION:

1. MERKEL MOVED WITH A SECOND FROM CZERNIAWSKI TO AUTHORIZE THE PURCHASE OF FIVE PUMPS FROM BIEHLER TECH IN THE AMOUNT OF \$8,625.00. AYE: MERKEL, CZERNIAWSKI, MORRIS, NEMEC, PICKETT, RZONCA. MOTION PASSED.

2. We have received complaints of the new waste service missing pick ups on some houses. These complaints are being directed to the company.

BUILDING:

On a question from a trustee, it was reiterated that *no* sheds are allowed in the Village.

OLD BUSINESS:

1. President Shields asked all trustees to read the master water shed plan for Sleepy Creek as soon as possible as we should move forward with this project.

NEW BUSINESS:

No report.

JULY 5, 2000

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN TO EXECUTIVE SESSION AT 10:00 P.M. FOR THE PURPOSE OF DISCUSSING PERSONNEL AND EXECUTIVE MINUTES PURSUANT TO §§2(C)(1) AND 2(C)(21) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

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

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*

Norine Olson  
Village Clerk

EXECUTIVE MEETING  
MINUTES

Released 4-19-04

JULY 5, 2000  
9:05 P.M.

The executive session of the Sleepy Hollow Board of Trustees was convened at 9:05 p.m. for the purpose of discussing pending litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Merkel, Nemec, Morris, Pickett and Rzonca; Village Attorney Schuster, and Clerk Olson.

Mr. Schuster informed the Board that a Temporary Restraining Order in favor of the Village and against Pulte Home Corporation had been entered by the judge of the Circuit Court on July 3, 2000, and that the court had set a date for hearing on the Motion to Dissolve the TRO filed by Pulte (July 7), and for hearing on the Village's Motion for a Preliminary Injunction (July 14). The judge assigned to the case is Judge Dixon. After discussion, the Board directed Mr. Schuster to file a Motion for Change of Judges in the case. Mr. Schuster also discussed with the Board that the Village could be held liable to Pulte for any damages suffered because of the TRO, or a Preliminary Injunction, if a court later finds that either was wrongfully issued.

MORRIS MOVED WITH A SECOND FROM RZONCA TO ADJOURN THE EXECUTIVE SESSION AT 9:35 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*

Norine Olson  
Village Clerk

Released 12-15-03

EXECUTIVE MEETING  
MINUTES

JULY 5, 2000  
10:00 P.M.

The executive session of the Sleepy Hollow Board of Trustees was convened at 10:00 p.m. for the purpose of discussing personnel and executive minutes pursuant to §2(c)(1) and §2(c)(21) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Merkel, Nemec, Morris, Pickett and Rzonca; and Clerk Olson.

2. We have lost one part time summer employee and may be close to losing another. Board suggested we put a sign in the front office window, post it on the Village web site and next water bill, and advertise if necessary.
3. Trustee Morris spoke with Chief Montalbano about the status of using police officers from area police departments. This will not be an option because if an officer is injured while working for Sleepy Hollow, he will lose his pension benefits since we are not in the state police pension program.
4. RZONCA MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE EXECUTIVE MINUTES OF JUNE 5, 2000 AS SUBMITTED. MOTION PASSED BY VOICE VOTE.

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

Respectfully submitted,

*Norine Olson*

Norine Olson  
Village Clerk