

SPECIAL MEETING  
MINUTES

JULY 24, 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 7:30 p.m. In attendance were President Shields; Trustees Czerniawski, Morris, Nemec, Pickett and Rzonca; Attorney Schuster; and Clerk Olson. Trustee Merkel was absent.

CZERNIAWSKI MOVED WITH A SECOND FROM MORRIS TO ADJOURN TO EXECUTIVE SESSION AT 7:35 P.M. FOR THE PURPOSE OF DISCUSSING 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 8:55 p.m.

MORRIS MOVED WITH A SECOND FROM RZONCA TO AUTHORIZE THE VILLAGE ATTORNEY TO PROCEED ON A QUO WARRANTO WITH RESPECT TO THE PURPORTED RE-ANNEXATION OF THE GALVIN PROPERTY. MOTION PASSED BY VOICE VOTE.

MORRIS MOVED WITH A SECOND FROM PICKETT TO DIRECT THE VILLAGE ATTORNEY TO RESPOND TO THE REQUEST OF THE KANE COUNTY STATE'S ATTORNEY REGARDING THEIR TAKING QUO WARRANTO ACTION, SUGGESTING THAT THEY SHOULD DO SO, AND THAT THE BOARD PREPARE A LETTER SIGNED BY THE VILLAGE PRESIDENT AND SEND IT THE STATE'S ATTORNEY AND ILLINOIS ATTORNEY GENERAL REQUESTING THAT THEY TAKE UP THE QUO WARRANTO ACTION WITH RESPECT TO THE PURPORTED RE-ANNEXATION. MOTION PASSED BY VOICE VOTE.

MORRIS MOVED WITH A SECOND FROM TO ADJOURN THE MEETING AT 9:00 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk

EXECUTIVE MEETING  
MINUTES

Released 4-19-04

JULY 24, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at July 24, 2000 at 7:35 p.m. for the purpose of discussing litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Morris, Nemec, Pickett and Rzonca; Village Attorney Schuster, and Clerk Olson.

Mr. Schuster said that the hearing set for today was postponed to July 31<sup>st</sup>. The preliminary injunction order remains in effect against Pulte, who have filed a notice of appeal to that order. Mr. Schuster explained the general timetable for the appeal. On July 31<sup>st</sup>, Mr. Schuster will file the motion for leave to file the quo warranto and also file the complaint at the same time. Pulte has sent a letter to Mr. Schuster that they intend to seek damages against the Village if the court finds the injunction was wrongfully issued. He has also received a phone call from the West Dundee village attorney about discussions to settle this matter before it proceeds further. West Dundee has re-annexed a portion of the Pulte property. A private resident has asked the State's Attorney to review West Dundee's actions in re-annexing this property and the State's Attorney has asked Mr. Schuster if we have any input for them in their consideration of this quo warranto request to their office. Board discussed West Dundee's re-annexation of the Enclave parcel and our legal options in objecting to this action which would require another quo warranto action.

Board discussed the possibility of the property again being available for purchase in the future. Trustee Czerniawski will contact Jim Peterson regarding Township plans should that occur.

The Board discussed a possible meeting with Pulte and West Dundee. Our main concerns would include no access to Sleepy Hollow Road, sewer to the Regan property with an additional 20,000 gallons sewer capacity for other development, green space and/or berms between our residents and the development, no participation in the intersection realignment by the Village (except a possible commitment to collect \$200,000 from John Regan), and a reduction of overall density in the development. The Board directed the Village Attorney to meet with Pulte to present our concerns and determine if a meeting with village officials would be beneficial.

The Board agreed to send the letters to the Attorney General and Kane County State's Attorney requesting them to file a quo warranto action on the re-annexation of a portion of the Galvin property by West Dundee, that the Village Attorney should request a continuance of the hearing scheduled for July 31<sup>st</sup> to enable him to file both quo warrantos together, and to send a letter to the State's Attorney regarding their review of West Dundee's re-annexation, suggesting they pursue action on the matter.

MORRIS MOVED WITH A SECOND FROM CZERNIAWSKI TO ADJOURN THE  
EXECUTIVE SESSION AT 8:55 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,

*Norine Olson*

Norine Olson  
Village Clerk