

REGULAR MEETING
MINUTES

AUGUST 21, 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; and Clerk Olson.

MINUTES:

1. The minutes of August 7, 2000 will be approved at the next meeting.

PRESIDENT:

CZERNIAWSKI MOVED WITH A SECOND FROM PICKETT TO CHANGE THE AGENDA TO ALLOW THE VILLAGE ATTORNEY TO SPEAK WHEN HE ARRIVES AT THE MEETING. MOTION PASSED BY VOICE VOTE.

CLERK:

No report.

PLAN COMMISSION:

No report.

ZONING BOARD:

The Village Board has not received the proposed text amendments for review. The Zoning Board has been waiting for any comments so they can proceed with public hearing. These amendments relate to sign height and lighting standards.

ZBA:

1. File #216 relates to an undersized lot on Rainbow Drive. Penny Wuestman, the builder, made a presentation of her plans for the lot. Septic and well have been approved as this lot is not "in district". The Board did not receive the information until tonight and preferred to defer action to the next meeting.
2. File #217 also relates to an undersized lot on Willow Lane. This lot is "in district" and water and sewer are available. The Board also deferred action to the next meeting.
3. The ZBA is short one member.

ATTORNEY:

No report.

ENGINEER:

Trustee Rzonca reported that Engineer Heinz had contacted West Dundee concerning the flooding problem/drain tile matter at Locust and Sycamore that occurred when Homelife was constructed. West Dundee requested a written request to review the matter and Mr. Heinz will do so.

TREASURER:

1. CZERNIAWSKI MOVED WITH A SECOND FROM NEMEC TO APPROVE THE WARRANTS OF AUGUST 21, 2000 IN THE AMOUNT OF \$53,689.60. AYE: CZERNIAWSKI, NEMEC, MERKEL, MORRIS, PICKETT, RZONCA. MOTION PASSED.
2. The financial statements ending July 31st were presented. Trustee Nemec requested information on where certain funds come from and what they cover. This information will probably be included in the next audit report, which may be presented at the next meeting.

COMMENTS FROM THE PUBLIC:

1. Linda Schleh, Sue Sheehan and Peter Freemann, all discussed their concerns with the water quality in their area (Hillcrest) and low water pressure. Trustee Nemec explained the status of the pigging project and said Public Works would test their water pressure. It was also requested that the drone police car be parked in their area as they have many speeders.

ROADS & PARKS:

1. The new equipment at Sabatino Park should be installed within a couple weeks. We will then work on a parking area.

FINANCE:

No report.

WATER:

No report.

POLICE:

1. The Kane County Animal Control contract will be deferred to the next meeting.
2. MORRIS MOVED WITH A SECOND FROM MERKEL TO ACCEPT THE RESIGNATION OF ROBERT M. RYCRAFT WITH REGRET. MOTION PASSED BY VOICE VOTE.
3. MORRIS MOVED WITH A SECOND FROM MERKEL TO APPROVE THE EMPLOYMENT OF JACK CAUDILL AS A PART TIME POLICE OFFICER AT A PAY RATE OF \$10.00 PER HOUR. AYE: MORRIS, MERKEL, CZERNIAWSKI, PICKETT, RZONCA. MOTION PASSED WITH NEMEC ABSTAINING. Mr. Caudill has been employed by the Kane County Sheriff for over 20 years.
4. Trustee Morris will report on the manpower issue at the next meeting.
5. A letter has been sent to a former officer to collect reimbursement on his training costs.

HEALTH & SANITATION:

1. The free leaf pick ups will be the first Tuesday of October, November and December.
2. Residents should be reminded of the burning restrictions.

BUILDING:

No report.

OLD BUSINESS:

1. The Board agreed we have not made donations to any organization in the past to and should not set a precedent by giving to the Fine Arts Council.
2. Trustee Nemec said they have a rough draft of the revised trustee duties. This will be given to the board for discussion at the next meeting.

NEW BUSINESS:

1. Trustee Nemec suggested that all matters not completed at each meeting be added to the next meeting's agenda.

MERKEL MOVED WITH A SECOND FROM CZERNIAWSKI TO ADJOURN TO EXECUTIVE SESSION AT 8:40 P.M. FOR THE PURPOSE OF REVIEWING EXECUTIVE MINUTES PURSUANT TO §2(C)(21) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

AUGUST 21, 2000

The regular meeting reconvened at 8:50 p.m. (Attorney Schuster arrived.)

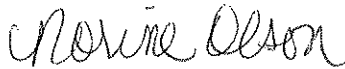
MERKEL MOVED WITH A SECOND FROM CZERNIAWSKI TO ADJOURN TO EXECUTIVE SESSION AT 8:50 P.M. FOR THE PURPOSE OF DISCUSSING PENDING LITIGATION PURSUANT TO 2(C)(11) OF THE OPEN MEETINGS ACT. MOTION PASSED BY VOICE VOTE.

The regular meeting reconvened at 9:20 p.m.

Village Attorney Mark Schuster updated the audience on the status of the Pulte litigation and upcoming court dates and answered questions from the audience.

MORRIS MOVED WITH A SECOND FROM CZERNIAWSKI TO ADJOURN THE MEETING AT 9:25 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk

Released 12/16/02

EXECUTIVE MEETING
MINUTES

AUGUST 21, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at 8:40 p.m. for the purpose of reviewing executive minutes pursuant to §2(c)(21) of the Open Meetings Act. In attendance were President Shields; Trustees Czerniawski, Merkel, Nemec, Morris, Pickett and Rzonca; and Clerk Olson.

1. Following the semi-annual review of executive minutes, the Board chose not to release to the public the executive minutes from April 5, 1999, November 3, 1997, August 19, 1996, February 20, 1995 and November 13, 1993.

2. PICKETT MOVED WITH A SECOND FROM CZERNIAWSKI TO APPROVE THE AMENDED EXECUTIVE MINUTES OF THE 9:05 P.M. MEETING ON JULY 5, 2000. MOTION PASSED BY VOICE VOTE.

3. NEMEC MOVED WITH A SECOND FROM PICKETT TO APPROVE THE JULY 17, 2000 EXECUTIVE MINUTES AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH CZERNIAWSKI, MERKEL AND RZONCA ABSTAINING.

4. NEMEC MOVED WITH A SECOND FROM PICKETT TO APPROVE THE JULY 24, 2000 EXECUTIVE MINUTES AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH MERKEL ABSTAINING.

MORRIS MOVED WITH A SECOND FROM MERKEL TO ADJOURN THE EXECUTIVE SESSION AT 8:50 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk

EXECUTIVE MEETING
MINUTES

Released 4-19-04

AUGUST 21, 2000

The executive session of the Sleepy Hollow Board of Trustees was convened at 8:50 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 on the status of matters concerning the pending litigation, Village of Sleepy Hollow v. Pulte Home Corporation, Case No. 00 CH K 519. Mr. Schuster also informed the Board that West Dundee's Village Board had accepted the last draft of a proposed agreement at its meeting on Thursday, August 17th. However, on Friday, August 18th, the Illinois Appellate Court, Second District, granted a motion filed by Stroick and DeCosta in their pending suit against West Dundee, "to maintain the status quo during appeal", thereby restraining Pulte from any development on the property while the appeal is pending. As a result, Pulte informed both West Dundee and Sleepy Hollow that it would not join in any agreement at this time. It is not known if West Dundee would be willing to proceed with an agreement between the two villages, and without Pulte.

The Village's Motion for Leave to File an Action in Quo Warranto is continued for hearing to tomorrow, Tuesday, August 22nd. Stroick and DeCosta have also filed a Motion to Consolidate their latest case, challenging the re-annexation of the Enclave area by West Dundee, with the Village's pending case; the Motion to Consolidate will also be heard on August 22nd.

Mr. Schuster is prepared to argue the Village's Motion for Leave to File tomorrow morning. The Illinois Attorney General has declined the Village's request to file a Quo Warranto action against the re-annexation; the Village has not yet heard from the Kane County State's Attorney regarding this request.

MERKEL MOVED WITH A SECOND FROM RZONCA TO ADJOURN THE EXECUTIVE SESSION AT 9:20 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson
Village Clerk