

)The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Pickett; Trustees Getz, Grom, Merkel, Morris, Rzonca, and Ziemba; Village Attorney Schuster; Village Engineer Heinz; Police Chief Montalbano; Treasurer Panning; and Clerk Olson.

President Pickett explained the rules for speaking under Public Comments.

MINUTES:

1. MORRIS MOVED WITH A SECOND FROM MERKEL TO APPROVE THE REGULAR MEETING MINUTES OF JANUARY 21, 2001 AS SUBMITTED. MOTION PASSED BY VOICE VOTE WITH RZONCA ABSTAINING.

PRESIDENT:

1. AT&T Broadband sent the signed contracts for cable service.

CLERK:

1. MORRIS MOVED WITH A SECOND FROM RZONCA TO APPROVE THE PERMIT REQUESTS FROM AT&T FOR WORK ON WINDSOR COURT AND HILLCREST DRIVE. MOTION PASSED BY VOICE VOTE.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

1. Chairman Art Neil said the Board met concerning a zoning amendment resulting from the Dundee Township special use application. A public hearing is scheduled for February 12<sup>th</sup> at 7:30 p.m. (Trustee Getz arrives at 7:40 p.m.) All trustees were encouraged to attend the public meeting if possible.
2. Zoning also discussed the request for a neon sign which is not permitted under our current zoning. The Village Board agreed that the request for internally illuminated neon lights at the HomeLife building would be acceptable and we should change our zoning to allow this particular type of neon sign use. The Board directed Zoning to schedule this matter for hearing as soon as possible to make the appropriate revisions to the ordinance.

ZBA:

Board discussed the variance that was denied on Hilltop and questions concerning resident notification of the public hearing. The Board would like the ZBA to reschedule this for a new hearing. The Board also suggested that future notification to residents of any ZBA hearings be via certified mail.

8:00 P.M. Tom Mammoser of the Dundee Township Park District updated the Board on the Sleepy Hollow pool. It is about 40 years old and has been leaking for the past few years. The pool will remain in operation for several more years until the Park District decides to replace the pool or abandon it and fill it in.

ATTORNEY:

1. Mr. Schuster said it appears that we can enforce the Pleasure Drive fine regulations through the normal traffic citation process and distributed a memo on this matter, which suggests additional signs for the road.
  2. Mr. Schuster presented ordinances for all variances recently approved by the Board.
- RZONCA MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2002-1 ENTITLED "AN ORDINANCE VARYING THE REQUIREMENTS FOR LOCATION OF POOL"

EQUIPMENT FOR THE PROPERTY LOCATED AT 223 SALEM COURT IN THE VILLAGE".  
GROM MOVED WITH A SECOND FROM MERKEL TO AMEND THE ORDINANCE BY MODIFYING  
THE LANGUAGE UNDER LETTER E ON PAGE 2.

ON AMENDMENT: MOTION PASSED BY VOICE VOTE.

ON MAIN MOTION: AYE: RZONCA, ZIEMBA, GETZ, GROM, MERKEL, MORRIS. MOTION PASSED.

MERKEL MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2002-2  
ENTITLED "AN ORDINANCE VARYING THE MINIMUM LOT SIZE REQUIREMENT OF THE  
RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 907 HOLLY COURT IN THE  
VILLAGE". AYE: MERKEL, ZIEMBA, GETZ, GROM, MORRIS, ZIEMBA. MOTION PASSED.

MERKEL MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2002-3  
ENTITLED "AN ORDINANCE VARYING THE MINIMUM LOT SIZE REQUIREMENT OF THE  
RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 1834 MAPLE LANE IN THE  
VILLAGE". AYE: MERKEL, ZIEMBA, GETZ, GROM, MORRIS, ZIEMBA. MOTION PASSED.

MERKEL MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2002-4  
ENTITLED "AN ORDINANCE VARYING THE MINIMUM LOT SIZE REQUIREMENT OF THE  
RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 903 HOLLY COURT IN THE  
VILLAGE". AYE: MERKEL, ZIEMBA, GETZ, GROM, MORRIS, ZIEMBA. MOTION PASSED.

MERKEL MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2002-5  
ENTITLED "AN ORDINANCE VARYING THE MINIMUM LOT SIZE REQUIREMENT OF THE  
RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 718 DEER LANE IN THE  
VILLAGE". AYE: MERKEL, ZIEMBA, GETZ, GROM, MORRIS, ZIEMBA. MOTION PASSED.

ENGINEER:

1. Preparation work for the culvert project is proceeding. Soil borings and final engineering plans will be available soon.
2. Mr. Heinz has not received any Hilltop Lane water samples from Public Works.
3. The culvert work on Locust is on hold until the West Dundee lawsuit is complete.

TREASURER:

1. ZIEMBA MOVED WITH A SECOND FROM MERKEL TO APPROVE THE FEBRUARY 4, 2002  
WARRANTS IN THE AMOUNT OF \$47,479.67. It was noted that one of the Illinois police membership fees should be deleted as the officer has resigned. ZIEMBA MOVED WITH A SECOND FROM GROM TO  
AMEND THE WARRANTS TO REDUCE THE TOTAL BY \$35.00.

ON AMENDMENT: MOTION PASSED BY VOICE VOTE.

ON MAIN MOTION: AYE: ZIEMBA, MERKEL, GETZ, GROM, MORRIS, RZONCA. MOTION PASSED.

2. Budget packets should be returned to Finance by March 4<sup>th</sup>.
3. ZIEMBA MOVED WITH A SECOND FROM MERKEL TO APPROVE ORDINANCE NO. 2002-6  
ENTITLED "AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR CORPORATE  
PURPOSES FOR THE FISCAL YEAR BEGINNING MAY 1, 2001 AND ENDING APRIL 30, 2002." AYE:  
ZIEMBA, MERKEL, GETZ, GROM, MORRIS, RZONCA. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

1. Mike Ander of Sharon Drive expressed concern that Sleepy Hollow Road not be used as a bicycle route for safety reasons and possible disruption to wildlife.
2. Mona Auer of Sleepy Hollow Road expressed the same concerns about Sleepy Hollow Road as well as other roads in the Village.

PARKS, ROADS & STREETS:

1. Trustee Grom said she will not pursue approval of the proposed bike route in view of case law that could affect Village liability.

FINANCE:

No report.

WATER:

No report.

POLICE & PUBLIC SAFETY:

1. Trustee Getz thanked Office Nelson for his recent assistance when he had car problems.
2. Brief discussion of the make of vehicle used for squad cars. The Department recently tested a different vehicle from those currently in use by the Department.
3. The "community/kids" squad car is still under renovation by volunteers.
4. GETZ MOVED WITH A SECOND FROM GROM TO ACCEPT THE RESIGNATION OF OFFICER MATTHEW ANDRES. MOTION PASSED BY VOICE VOTE.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. The Board discussed the bid specs for the Village Hall janitorial services. It was suggested we obtain bids for a two year contract, rather than one year.
2. Our current waste pick up service has requested a meeting concerning our contract, which expires 12/31/02 and a meeting will be scheduled. It was questioned whether we are required by statute to go out to bid when this contract expires. The Village Attorney will research this issue and advise the Board.

BUILDING & ZONING ENFORCEMENT:

1. The gazebo project is still in the works; there may be some action in the spring on this project.

OLD BUSINESS:

1. Mr. Schuster and the Board discussed the issue of Village boundaries and control over our roads exiting onto Route 72 if we do not have jurisdiction on Route 72. Also discussed other boundary roads, including Sleepy Hollow Road. This matter will be brought up for discussion again in the near future.
2. The newsletter and resident survey should be approved by the next board meeting. Trustee Ziemba will draft an information article for the newsletter regarding the pension referendum.
3. Board discussed the drainage/easement matter in Deer Creek. We have not yet determined who is responsible for maintenance of this area. The easement and the drainage/creek area do not match and one will need to be moved into the other, which will involve substantial survey expenses, and recording fees. CMT, the previous Village engineers, may have the information indicating who is responsible for maintenance. The Board asked Mr. Schuster to contact CMT to request a search of their records after advising President Pickett of a cost estimate for their services.
4. President Pickett will draft an addendum to the personnel manual concerning overtime in the Public Works Department.

NEW BUSINESS:

1. Trustee Ziemba will review the current Village stickers and animal tags in terms of a possible price increase to residents this year.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO ADJOURN TO EXECUTIVE SESSION AT 9:35 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 reconvened at 10:02 p.m.

GETZ MOVED WITH A SECOND FROM ZIEMBA TO APPROVE THE PROPOSED SETTLEMENT AGREEMENT WITH WEST DUNDEE, EXCEPT FOR PARAGRAPH 9 WHICH IS TO BE MODIFIED BY THE VILLAGE ATTORNEY, AND TO AUTHORIZE THE VILLAGE PRESIDENT AND CLERK TO SIGN THE AGREEMENT. AYE: GETZ, ZIEMBA, GROM, MERKEL, MORRIS, RZONCA. MOTION PASSED.

MORRIS MOVED WITH A SECOND FROM ZIEMBA TO ADJOURN THE MEETING AT 10:05 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk

EXECUTIVE MEETING MINUTES

Released 4-19-04

FEBRUARY 4, 2002

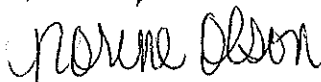
The executive session of the Sleepy Hollow Board of Trustees was convened at 9:35 p.m. for the purpose of discussing pending litigation pursuant to §2(c)(11) of the Open Meetings Act. In attendance were President Pickett; Trustees Getz, Grom, Merkel, Morris, Rzonca, and Ziemba; Village Engineer Heinz; Village Attorney Schuster; and Clerk Olson.

1. West Dundee v. Sleepy Hollow. Mr. Schuster explained the proposed Settlement Agreement. The consensus of the Board was to settle this matter as described in the Agreement. The only change to the proposed Agreement should be a modification to paragraph #9, which will be written by Mr. Schuster and suggested to attorneys for West Dundee for approval. The purpose of the suggested modification is make clear that this settlement will not affect the Village's existing waste water agreements with West Dundee. Mr. Heinz was advised of the requirements of the Agreement concerning installation of the meter at the former Home Life Property and creation of a map showing all tap-ons in the Village's wastewater transmission system.

2. Pulte Home Corporation v. Sleepy Hollow. The Judge denied the Village's motion to dismiss Pulte's Petition for Damages. Mr. Schuster and Mr. Kurnik expect to request leave to appeal the decision to the Appellate Court. (Mr. Heinz leaves the meeting at 9:55 p.m.) The Board and Mr. Schuster discussed in general how the case may proceed. The next pending court date is February 21<sup>st</sup> for case management conference.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO ADJOURN THE EXECUTIVE SESSION  
AT 10:02 P.M. MOTION PASSED BY VOICE VOTE.

Respectfully submitted,



Norine Olson  
Village Clerk