

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

President Pickett explained the rules for speaking under Public Comments.

MINUTES:

1. GROM MOVED WITH A SECOND FROM MERKEL TO APPROVE THE REGULAR MEETING MINUTES OF MAY 20, 2002 AS SUBMITTED. MOTION PASSED BY VOICE VOTE.

PRESIDENT:

1. AT&T representatives were in attendance to answer questions concerning a change of control of the cable television system. This change will be presented for approval in a resolution at the next meeting. No terms or conditions of our current cable agreement are expected to change. The AT&T representatives said they are improving customer service to the residents. (Trustee Ziemba arrives)
2. There will be a public hearing on June 27th concerning an Elgin/West Dundee FPA amendment. Details will be available at the Village Hall.
3. The Federal Highway Administration is holding a public meeting on June 10th regarding transportation planning in northeastern Illinois.
4. President Pickett has received an application for a liquor license permit from the Service Club for the 4th of July festivities.
5. President Pickett appointed Trustee Malcolm Morris as the ex-officio representative of the Sleepy Hollow Village Board to the Cardinal Area Chamber of Commerce.

CLERK:

No report.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

No report.

ZBA:

No report.

ATTORNEY:

1. An executive session was requested for pending litigation. Mr. Schuster advised that our appeal filed on the circuit court's recent decision denying our motion to dismiss in the Pulte suit has been accepted by the Appellate Court for review.

ENGINEER:

1. MERKEL MOVED WITH A SECOND FROM ZIEMBA TO APPROVE THE PRELIMINARY ENGINEERING, FINAL ENGINEERING AND CONSTRUCTION GUIDANCE AGREEMENT FOR VILLAGE OF SLEEPY HOLLOW WATER MAIN SYSTEM IMPROVEMENTS, INCLUDING THE HOURLY RATES SET FORTH IN THE AGREEMENT. AYE: MERKEL, ZIEMBA, GROM, MORRIS. MOTION PASSED.

2. IDOT has approved the preliminary design and hydraulic work for the Jelke Creek bridge repair project.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM MERKEL TO APPROVE THE ACCOUNTS PAYABLE OF JUNE 3, 2002 IN THE AMOUNT OF \$47,291.99.
MORRIS MOVED WITH A SECOND FROM MERKEL TO AMEND THE MOTION TO REMOVE THE \$488 FROM THE VILLAGE ATTORNEY'S INVOICE UNTIL IT IS CLARIFIED WITH THE ATTORNEY.
ON AMENDMENT: MOTION PASSED BY VOICE VOTE.
ON MAIN MOTION: ZIEMBA, MERKEL, GROM, MORRIS. MOTION PASSED.
2. We will write off the damage to the Saddle Club entryway plantings by a motorist a few years ago.
3. The year end financial statements were presented and appear to be in order. The auditors will be here later this week for a planning day, and the audit work will start at the end of June.

COMMENTS FROM THE PUBLIC:

1. Hans Meng from the Service Club requested use of the Village symbols to again sell special, limited use license plates, which will be sold in the fall this year. MORRIS MOVED WITH A SECOND FROM GROM TO ALLOW THE SERVICE CLUB TO USE A FACSIMILE OF THE VILLAGE SYMBOLS/LOGOS AND WORDING FOR THE LIMITED PURPOSE OF SELLING LICENSE PLATES, WITH THE SERVICE CLUB PERMITTED TO RETAIN THE PROFITS. MOTION PASSED BY VOICE VOTE.

PARKS, ROADS & STREETS:

1. Trustee Grom attended a seminar on the Illinois Open Meetings Act and FOIA. After she has reviewed the information received, she will make leave it at the Village Hall for review by others.
2. Trustee Grom has obtained information on viruses and insects that are in this area and it may be included in the newsletter. She is also compiling information concerning environmental issues that she will make available for resident review.
3. Trustee Grom read a statement to be sent to the Park District concerning the Board's position on the bike path issue. GROM MOVED WITH A SECOND FROM MERKEL TO FORWARD THE FOLLOWING: THE VILLAGE OF SLEEPY HOLLOW, AS AN INTEGRAL PART OF THE COMMUNITY, RESPECTS AND ENCOURAGES THE DUNDEE TOWNSHIP PARK DISTRICT'S PLANNING EFFORTS TO FACILITATE BICYCLE AND PEDESTRIAN MOVEMENT THROUGHOUT THE REGION. HOWEVER, THE VILLAGE OF SLEEPY HOLLOW DOES NOT, AND WILL NOT, ENDORSE ANY PLAN THAT CALLS FOR THE CONSTRUCTION OR THE INCLUSION OF A PERMANENT PATH OR TRAIL ON SLEEPY HOLLOW ROAD OR UTILIZING THE ROAD RIGHT OF WAY. BE IT FURTHER NOTED THAT, WHILE THERE MAY BE ROUTES OR PASSAGES THROUGH THE VILLAGE NOTED ON PLANNING MAPS, THE VILLAGE OF SLEEPY HOLLOW WILL MAKE NO EXPRESSED OR IMPLIED WARRANTY AS TO THE SAFETY OR CONDITION OF THE ROADS INDICATED TO CYCLISTS/PEDESTRIANS FOR SHARED USE WITH MOTORIZED VEHICLES." Board discussed; there is still concern about liability, and this motion does not remove Sleepy Hollow Road from the map. Trustee Grom's motion would allow for possible paths, but they would be located off the road and right of way. MERKEL MOVED WITH A SECOND FROM ZIEMBA TO AMEND THE MOTION TO ADD: THE VILLAGE BOARD SPECIFICALLY REQUESTS THAT SLEEPY HOLLOW ROAD BE PERMANENTLY REMOVED FROM ANY PLANNING MAPS AND ANY FUTURE MAPS.
ON AMENDMENT: ON VOICE VOTE, THE AMENDMENT PASSED WITH MERKEL AND ZIEMBA VOTING AYE, GROM VOTING NAY, AND MORRIS ABSTAINING.
ON MAIN MOTION: ON VOICE VOTE, THE MOTION DID NOT PASS WITH GROM, MORRIS, AND PICKETT VOTING NAY, AND MERKEL AND ZIEMBA VOTING AYE.

FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM MORRIS TO APPROVE THE AGREEMENT FOR GROUP INSURANCE FOR FISCAL YEARS 2003 AND 2004. The rates are in effect for only the first year; new rates will be submitted for the second year of the contract. AYE: ZIEMBA, MORRIS, GROM, MERKEL. MOTION PASSED.

2. A draft of the proposed changes to the personnel policy manual were presented. Trustee Morris offered to edit the draft and present at the next meeting for approval.

3. We have not started work on bids for a new trash/recycling contracts. The office staff has obtained costs for surrounding villages and will present a comparison report for the Board.

WATER:

1. Modifications have been made to the proposed contract for reading the Village water meters and the contract has been returned to the vendor for comment.

POLICE & PUBLIC SAFETY:

1. GROM MOVED WITH A SECOND FROM MERKEL TO APPROVE THE HIRING OF KURT HERMAN AS A FULL TIME OFFICER, EFFECTIVE JUNE 10, 2002 AT A YEARLY SALARY OF \$30,243. AYE: GROM, MERKEL, MORRIS, ZIEMBA. MOTION PASSED.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. We received a recycling summary from the waste hauler.

BUILDING & ZONING ENFORCEMENT:

No report.

OLD BUSINESS:

1. MERKEL MOVED WITH A SECOND FROM ZIEMBA TO DIRECT PRESIDENT PICKETT TO SEND A LETTER TO JIM MILLER OF THE DUNDEE TOWNSHIP PARK DISTRICT ADVISING THAT IT IS THE WISH OF THE BOARD TO REMOVE SLEEPY HOLLOW ROAD PERMANENTLY FROM ANY CONCEPT PLANS FOR BICYCLE TRAILS, PATHS OR ROUTES, PRESENTLY AND IN THE FUTURE. AYE: MERKEL, ZIEMBA. NAY: GROM, PICKETT. ABSTAIN: MORRIS. MOTION DID NOT PASS. The Village Attorney was asked to research the law on abstention votes and the president voting on motions.

NEW BUSINESS:

No report.

MORRIS MOVED WITH A SECOND FROM GROM TO ADJOURN TO EXECUTIVE SESSION AT 9:00 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.

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

Respectfully submitted,
Norine Olson, Village Clerk

Norine Olson

) EXECUTIVE MEETING MINUTES

Released 4-19-04

JUNE 3, 2002

The executive session of the Sleepy Hollow Board of Trustees was convened at 9:00 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, Grom, Merkel, Morris, and Ziemba; Village Attorney Schuster; and Clerk Olson. Trustees Getz and Rzonca were absent.

The Board and Mr. Schuster discussed the pending Pulte litigation, review of materials from the Village Attorney, and the Appellate Court's acceptance of our petition for reconsideration of our motion to dismiss.

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

Respectfully submitted,



) Norine Olson
Village Clerk