

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:30 p.m. In attendance were President Pickett, Trustees Ander, Finney, Getz, Prigge, Wind, and Ziemba, Police Chief Montalbano, Finance Director Volkening, Village Attorney Schuster, Village Engineer Weiss, and Clerk Olson.

President Pickett explained the rules for speaking under the public comments section of the meeting.

MINUTES:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE REGULAR MEETING MINUTES OF SEPTEMBER 19, 2005. The minutes should be amended on page 3 under Building, paragraph #1, by deleting the second sentence, and under paragraph #2 by adding to the end of that paragraph that ICCI may be able to fill any gaps for commercial code inspection. MOTION PASSED.

PRESIDENT:

1. WIND MOVED WITH A SECOND FROM GETZ TO PROCLAIM OCTOBER AS UNITED WAY MONTH IN SLEEPY HOLLOW. MOTION PASSED.

2. President Pickett attended the quarterly District 300 leadership council meeting where the Pingree Grove charter school was discussed.

3. NIPC is holding a public hearing on October 26th in Elgin regarding amendment of the water quality management plan for Elgin. The details of the plan are available for review at the Village Hall.

4. The Kane County State's Attorney and Illinois Attorney General's offices have both responded to complaints filed by Linda Nuneman concerning the Plan Commission minutes. Both agencies indicated that they do not believe there were violations of the Act and are not pursuing the matter. The Attorney General also suggested that we should not have "draft" minutes available to the public, only "approved" minutes. Trustee Ander disagreed with their responses and feels the minutes were not always prepared in compliance with the Act. He also felt minutes should be approved in a timely manner and released to the public, and that all boards should meet monthly to do so.

CLERK:

The newsletter will be finalized this week.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

1. Chairman Neil said the Commission met to discuss ordinance changes regarding garage sale and open house signage. Mr. Neil distributed and reviewed the proposed zoning amendments based on their meeting. Board discussed the issue of parking during garage sales, which should be restricted to one side of the street only. While they agreed on requiring permits to hold a garage sale, only a nominal fee should be charged to the resident for the permit. The signs should be placed at least 15' back from the pavement. The Board and Police Chief Montalbano also discussed the "no parking" restrictions in the Village.

2. The Zoning Commission is available for a public hearing on November 9th concerning the pre-annexation agreement with Dundee Township.

3. Mr. Neil responded to earlier comments about monthly board meetings. He noted that members of the Zoning Board are all volunteers, have all been on the Board many years, and meet only as needed for a specific

REGULAR MEETING MINUTES

-) purpose. He does not object to releasing "draft" minutes of their meetings prior to approval. However, he feels if they are required to meet monthly simply to approve minutes, he will have a difficult time obtaining a quorum, and members will also not be interested in serving on the board with this requirement.

ZBA:

1. Chairman Kedzior discussed the ZBA variance recommendation form and the relevant section of the code that refers to "practical confiscation." The ZBA wishes to keep this language in the draft recommendation form as long as it is part of village code. The Board directed the Village Attorney to review and compare the ordinance language with state law and suggest possible modifications. The ZBA, at its last meeting, also discussed their public hearing format. Member Nuneman suggested they use the Zoning Board hearing procedures (required by law), which include cross examination/questions, etc. Attorney Schuster noted that the ZBA is not legally required to run its hearings in that manner but could do so if they wish. The Board discussed this and Mr. Kedzior explained the ZBA's current procedures for public hearings. The Board was comfortable with current ZBA hearing procedures and there will be no changes at this time.
2. Chairman Kedzior also commented on mandatory monthly committee meetings. He noted that the ZBA volunteer members will attend public hearings or meetings on matters of substance, but are not interested in regular monthly meetings to approve minutes, nor is he. Two members have resigned this year because of board issues and others are also considering resignation.

ATTORNEY:

1. A draft ordinance to amend provisions for certificates to be attached to plats of subdivision was presented. This will amend language on our plat to conform to state statutes. Mr. Schuster is making modifications to this draft and it will be submitted for board consideration at a future meeting.
2. The current draft of the Pre-Annexation Agreement with Dundee Township was reviewed and the Board discussed paragraphs 11 and 12 on IDNR Approval and Reimbursement, as well as road ownership after annexation. A public hearing must be held on this agreement prior to final approval and could be done prior to a regular board meeting. WIND MOVED WITH A SECOND FROM ZIEMBA TO SET THE PUBLIC HEARING ON DECEMBER 5, 2005 AT 6:45 P.M. MOTION PASSED.
3. An ordinance setting the procedure to allow swale modification by residents was presented. FINNEY MOVED WITH A SECOND FROM ZIEMBA TO APPROVE ORDINANCE NO. 2005-18 ENTITLED "AN ORDINANCE ESTABLISHING CERTAIN REGULATIONS FOR MODIFICATION OF THE DESIGN STANDARDS FOR OPEN CHANNEL SWALES IN THE VILLAGE." AYE: FINNEY, ZIEMBA, ANDER, GETZ, PRIGGE, WIND. MOTION PASSED.

PRIGGE MOVED WITH A SECOND FROM ZIEMBA TO AMEND THE AGENDA TO MOVE THE POLICE REPORT TO BE HEARD NOW. MOTION PASSED.

POLICE

1. Chief Montalbano introduced a part-time police candidate who previously lived in New York. PRIGGE MOVED WITH A SECOND FROM ZIEMBA TO HIRE JOHN TYLER HAASE AS A PART TIME OFFICER AT \$11/HOUR EFFECTIVE OCTOBER 3, 2005. MOTION PASSED.

ENGINEER:

1. The engineer and attorney will be reviewing and finalizing the Dundee Township Plat of Annexation and Plat of Easement as they relate to the Pre-Annexation Agreement.

2. The 2005 MFT road improvements should begin this week and will be completed this month. The engineer was asked if they had an electronic version of Village streets with the actual street addresses, rather than lot numbers. They do not.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE ACCOUNTS PAYABLE OF OCTOBER 3, 2005 IN THE AMOUNT OF \$59,996.47. AYE: ZIEMBA, GETZ, ANDER, FINNEY, PRIGGE, WIND. MOTION PASSED.

2. We received a revised quote from Dell which replaces the quote approved at the last board meeting. That quote did not include the office bundle software for the computers. ZIEMBA MOVED WITH A SECOND FROM PRIGGE TO APPROVE THE PURCHASE OF THREE DELL COMPUTERS FOR THE SUM OF \$4,657.23. Trustee Getz requested that the three old police computers that are being replaced be donated to Lutheran County Services, an agency for troubled children. The Village is usually not able to sell these old computers. The Board agreed to this donation. AYE: ZIEMBA, PRIGGE, ANDER, FINNEY, GETZ, WIND. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

1. Steve Ondera of Sharon Drive suggested that the resident holding a garage sale should have the cars parked on the seller's side of the street. He also suggested that the no parking restrictions of the village may need some modification.
2. Barbara Ferguson of Hillcrest Court spoke on behalf of United Way and thanked the Board for approval of the proclamation. She also complimented President Pickett on his representation of the Village at a recent League of Women Voters meeting.

PARKS, ROADS & STREETS:

No report.

FINANCE:

1. Trustee Ziemba reviewed the four month financial statements and noted that revenues are about the same as last year. Expenses are about \$26,000 higher, which is attributed to earlier payment of the audit, amortization of general insurance expenses throughout the year, and higher payroll/benefits expenses. He also noted there have not been any wetland mitigation sales yet this year, which are budgeted at \$39,000.

WATER & SEWER:

No report.

POLICE & PUBLIC SAFETY:

1. President Pickett thanked Officers Rodeback and Pokorney, who resolved the problem of appropriate video recording equipment, which is now required by law for certain offenses, at a very nominal cost.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. Arc Disposal wants to change the Village pick up day from a Monday/Tuesday split to the entire Village on Wednesday. The Board prefers a Monday or Tuesday pick up if possible and Arc will be so advised. Arc has also asked the Board to consider their request to require all residents to rent a 95 gallon cart/toter at \$1.50-2.00 per month. A second smaller toter would be provided to residents at no cost for recycling materials. The

) toters would be compatible with their trucks/equipment and would not go into effect until next spring. The Board will consider this request at a later date.

BUILDING & ZONING ENFORCEMENT:

1. Tony Lopez, the new code enforcement officer has completed his first few weeks of work for the Village.

OLD BUSINESS:

1. Banning motorized vehicles on the new pathway from the Village Hall south to the Dundee Township property will be discussed after the path is finished, which is not expected until next year. Public Works advised that the proposed path is over the water main. President Pickett noted that some funds may be available downstate to make more permanent improvements to the pathway.

2. The IEPA intern has been unable to give the Board his final report due to a conflict with his school schedule and our board meeting dates. The Board suggested he come to a December meeting during his school break.

3. Trustee Ander advised that the Village Hall passed the re-inspection by the Fire Department, except for the back barn storage area which still needs to be cleaned out.

NEW BUSINESS:

No report.

) ANDER MOVED WITH A SECOND FROM ZIEMBA TO ADJOURN THE MEETING AT 9:45 P.M.
MOTION PASSED.

Respectfully submitted,

Norine Olson

Norine Olson
Village Clerk