

VILLAGE OF SLEEPY HOLLOW
REGULAR MEETING MINUTES

MAY 19, 2008

The regular meeting of the Sleepy Hollow Corporate Authorities was called to order at 7:32 p.m. In attendance were President Pickett, Trustees Finney, Fudala, Getz, Prigge, Wind, and Ziemba, Police Chief Montalbano, Finance Director Volkening, Village Attorney Schuster, 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 MAY 5, 2008. MOTION PASSED WITH PRIGGE ABSTAINING.

PRESIDENT:

1. President Pickett summarized the situation with Comcast. Their current contract extension expires at the end of the month. Passage of the proposed ordinances would enable Comcast to continue cable operations in the Village without a franchise agreement. Certain ordinances were passed last fall in response to the new state laws enacted as a result of AT&T's actions. Attorney Schuster was present to explain the ordinances regarding cable and video services. These ordinances modify prior ordinances established for AT&T to enable Comcast to continue to offer their services in the Village. An additional ordinance was also proposed to require insurance requirements for cable and video providers.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2008-8 ENTITLED "AN ORDINANCE AMENDING THE PROVISIONS FOR THE GRANT OF FRANCHISES FOR COMMUNITY CABLE TELEVISION SYSTEMS AND TO PROVIDE FOR THE REGULATION OF SUCH SYSTEMS IN THE VILLAGE." Trustee Prigge clarified that these ordinances would permit Comcast, or other future providers, to operate in the Village without an agreement. AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2008-9 ENTITLED "AN ORDINANCE AMENDING THE PROVISIONS ESTABLISHING A FEE FOR PROVIDING CABLE OR VIDEO COMMUNICATIONS SERVICES IN THE VILLAGE." AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2008-10 ENTITLED "AN ORDINANCE AMENDING THE CONSTRUCTION STANDARDS, TECHNICAL STANDARDS, AND STANDARD FOR OCCUPANCY IN VILLAGE RIGHTS-OF-WAY." AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE ORDINANCE NO. 2008-11 ENTITLED "AN ORDINANCE ESTABLISHING MINIMUM REQUIREMENTS FOR INSURANCE TO BE PROVIDED AND MAINTAINED BY CABLE OR VIDEO SERVICE PROVIDERS IN THE VILLAGE." AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

CLERK:

1. Information for the newsletter must be submitted to the clerk before the end of the month.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

No report.

ZBA:

1. The ordinance approving a variance at 751 Sycamore was presented. Mr. Schuster noted that the variance is subject to two conditions, which are listed in the ordinance. He also reviewed his memo on this variance and a list of variances approved by the Village in the past. FINNEY MOVED WITH A SECOND FROM FUDALA TO APPROVE ORDINANCE NO. 2008-12 ENTITLED "AN ORDINANCE VARYING THE FRONT YARD AND SIDE YARD SET BACK REQUIREMENTS OF THE R-1 RESIDENTIAL ZONING DISTRICT FOR THE PROPERTY LOCATED AT 751 SYCAMORE LANE IN THE VILLAGE." There was some discussion on granting a variance where there is no hardship and whether this could create a precedent. Some trustees felt each variance is reviewed independently and on its own merits. Trustee Prigge felt that we should follow the code and permit variances only if hardship is shown, or the Village should re-write the ordinances to allow more flexibility in granting variances. Trustee Ziemba felt we should generally follow the recommendations of the ZBA. AYE: FINNEY, FUDALA, GETZ, WIND. NAY: PRIGGE, ZIEMBA. MOTION PASSED.

ATTORNEY:

No report. (Attorney Schuster left the meeting.)

ENGINEER:

1. The Lake Sharon dam project was discussed. Trustee Prigge does not agree with the need, at this time, to spend the money for soil borings. This would be necessary only if one particular solution, piling, is used. The Environmental Committee had submitted several suggestions for repair of the dam and wanted more information on all possible solutions to the problem before making a decision. Trustee Prigge will discuss this further with the Engineer.
2. The Board reviewed the three suggestions for the MFT street program for 2008. The Board will consider these options and should make a decision at the next meeting so the project is not delayed.

DIRECTOR OF FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE ACCOUNTS PAYABLE OF MAY 19, 2008 IN THE AMOUNT OF \$118,248.27. AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

1. Betsy Bianchi of 718 Pimlico Parkway said she has attempted to contact board members over the past year to advise them that the Saddle Club Park is overrun with weeds and not maintained by the Village. She also asked why one homeowner of Saddle Club does not have the white stone along the street edge, but instead has planted grass. She was advised that the homeowner will be removing the grass and stone will be laid.
2. Kaye Gamble of 5 Pine Cone Lane expressed her concerns about the many negative effects of the proposed Super WalMart in West Dundee, including run off into the waterways of Sleepy Hollow, and asked everyone to attend an upcoming meeting on the proposed development.
3. David Williams of 729 Jamestowne Road asked the Village to enforce the height of grass and weeds, which has become more common with homes vacant or in foreclosure. He then distributed a picture and discussed the water drainage issues on Jamestowne Road where there are two culverts along with a manhole cover. The manhole appears to have been clogged for years and water does not drain properly when it comes from the retention area on Belmont. President Pickett believed that the Village attempted access this area several years ago, but the property involved was private and the residents would not grant easements to the Village. Mr. Williams noted that the problem has become worse in the past year.

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4. Jim Kenaga of 731 Jamestowne Road also discussed the water problems in the area. He said there are now sink holes on his property that were not present a year ago when he first came to the Board to discuss this problem last year. The Village Engineer reviewed the area then and said the problems appeared to be on private property. Mr. Kenaga suggested the Village clear the pipes and manhole of debris and said it has never been done in the 12 years he has lived in the Village. He also feels there is a crushed pipe in the area that is contributing to the problem. There is a question of who is responsible for these problems. The Village will review the area again.

5. Anastasia Epstein, the principal of Sleepy Hollow Elementary School, thanked Trustee Prigge and the Board for the recent hand out of tree saplings to all students at the school. She read a few of the students' thank you notes and showed pictures drawn by the students.

PARKS, ROADS & STREETS:

No report.

FINANCE:

1. ZIEMBA MOVED WITH A SECOND FROM GETZ TO APPROVE THE FISCAL YEAR 2009 OPERATING BUDGET AS PRESENTED. AYE: ZIEMBA, GETZ, FINNEY, FUDALA, PRIGGE, WIND. MOTION PASSED.

2. Trustee Ziemba is talking to a resident who may become a member of the Finance Committee.

WATER & SEWER:

No report.

POLICE & PUBLIC SAFETY:

1. The new squad car has been received and the old car should be put out to bid.

2. The Police Dept. is selling a model of the first Sleepy Hollow squad car with all proceeds going to the Special Olympics.

PUBLIC BUILDINGS & ENVIRONMENTAL:

1. Trustee Prigge said we have received the Tree City USA signs; one could be placed near the Village Hall and another at the entrance to the Village on Sleepy Hollow Road. There is also a large flag which could be added to the flagpole if desired.

2. The trees have not yet been measured; there are 52 entries to date and the winner will be announced on the 4th of July.

3. There should be an article for the newsletter concerning the use of lawn fertilizers that contain phosphorus.

4. The Environmental Committee will be discussing the issue of the wild life in the Village, especially the large deer population.

BUILDING & ZONING ENFORCEMENT:

1. The building inspector, Tony Lopez, has resigned, due to differences with the Village. He has not yet turned in his key to the Village. The Village's outside inspector, ICCI, could take over inspections temporarily and will attend the next meeting to explain their services to the Board. Trustee Fudala also offered to take over these duties in the interim until we have hired a new inspector. There was some question if this could be a conflict of interest, but it was noted that several years ago, the building trustee was also the inspector. There are currently seven open permits in the Village.

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OLD BUSINESS:

No report.

NEW BUSINESS:

No report.

ZIEMBA MOVED WITH A SECOND FROM GETZ TO ADJOURN THE MEETING AT 9:05 P.M.
MOTION PASSED.

Respectfully submitted,



Norine Olson
Village Clerk