

# **Village of Sleepy Hollow Board of Trustees**

## **Summary of Public Hearing (Special Service Area # 3 -- Brar Subdivision)**

**November 3, 2008**

A public hearing regarding the proposal to establish Village of Sleepy Hollow Special Service Area # 3 was convened by the Board of Trustees on Monday, November 3, 2008, at 7:00 p.m. at the Village Hall. Present were Village President Stephan Pickett and Village Clerk Norine Olson. Also present were Village Engineer Eric Weiss and Village Attorney Mark Schuster.

Mr. Schuster announced that notice of the public hearing had been published in the Courier News newspaper on October 17, 2008, and that notice had also been mailed to the person who had last paid real estate taxes on the property, Mr. and Mrs. Richard Collingbourne, on October 14, 2008.

Mr. Schuster further explained that the purpose for the Special Service Area was to provide a back-up vehicle to assure the proper maintenance of the detention basin and any other stormwater-related facilities to be constructed in the proposed Brar Subdivision. The Brar Subdivision is planned to be a 3-lot subdivision of approximately 4.5 acres, fronting IL 72, west of Spring Hill Meadows Subdivision, and to be improved with up to three commercial buildings.

The SSA is required under the provisions of the Village Code. A property owners' association will be created to bear the primary responsibility for the maintenance obligations. A special tax may be levied on the property, at a rate not greater than \$1.50 / \$100 of EAV, in order to provide funds for the Village to take up the maintenance work, if it is not performed by the property owners.

The property is owned by Mr. and Mrs. Richard Collingbourne, and is under contract for sale to Rick and Sonia Brar, who have petitioned the Village for the subdivision. The purpose of the public hearing is to take any comment from the public on the proposed Special Service Area and /or the proposed maximum tax rate.

The following persons addressed the Board on the matter: Richard Collingbourne, who identified himself as the owner of the property (together with his wife), and stated that he was opposed to the SSA. He said, "If [Brar] wants to act like the owner of this property, he should be the owner." Collingbourne said that Brar had failed to close to date. He also said he would file a written objection to the SSA, in accordance with statutory provisions.

No other persons appeared for the public hearing. The public hearing was closed at 7:10 p.m.

Respectfully submitted

  
Norine Olson, Village Clerk

VILLAGE OF SLEEPY HOLLOW  
REGULAR MEETING MINUTES

NOVEMBER 3, 2008

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

President Pickett explained the rules for speaking under the public comments section of the meeting and asked that all electronic devices be turned off or set on vibrate mode.

MINUTES:

1. GETZ MOVED WITH A SECOND FROM WIND TO APPROVE THE REGULAR MEETING MINUTES OF OCTOBER 20, 2008. MOTION PASSED.

PRESIDENT:

1. The Nicor/tree issue will be deferred to the December 1<sup>st</sup> board meeting.
2. The request from AT&T to dig on Sleepy Hollow Road is not an issue as the location is south of the Village limits.

CLERK:

1. WIND MOVED WITH A SECOND FROM GETZ TO APPROVE THE SALE OF CHRISTMAS TREES AT RANDY'S BY HAFEMAN'S EVERGREENS FROM NOVEMBER 24-DECEMBER 23, 2008. MOTION PASSED.

PLAN COMMISSION:

No report.

ZONING COMMISSION:

No report.

ZBA:

No report.

ATTORNEY:

No report.

ENGINEER:

1. A question of material quantity has been worked out with the contractor for the Glen Oak and police garage projects. The engineer is in agreement with their request to reduce the retainage to 5%, leaving \$1,687 for re-seeding in the spring.
2. After discussion of increased quantities with the contractor, the engineer also recommended reduction of the retainage to 2% for the MFT street program, leaving \$2,600 for minor repairs, including ruts in residents' yards.
3. The engineer said that MFT funds may be used to pay for an engineering study for a new 5 year street maintenance program, which would cost \$4,500. The Board agreed this could wait until next spring to be included in the new fiscal year budget.

VILLAGE OF SLEEPY HOLLOW  
REGULAR MEETING MINUTES

NOVEMBER 3, 2008

DIRECTOR OF FINANCE:

1. WIND MOVED WITH A SECOND FROM GETZ TO APPROVE THE ACCOUNTS PAYABLE OF NOVEMBER 3, 2008 IN THE AMOUNT OF \$85,638.56. AYE: WIND, GETZ, FINNEY, PICKETT. MOTION PASSED.

COMMENTS FROM THE PUBLIC:

Sharon Ware of Sleepy Hollow Road stated her objections to AT&T installing a vault or other equipment on her property. She said AT&T had previously offered her a payment to install equipment on her property and she had refused. President Pickett explained that this work was approved for the Village right-of-way, not her property, and that a permit had been granted. AT&T may also have an easement on her property and it was suggested she review her plat of survey to determine the location of any easement. She requested written proof that AT&T has the right to do this work or install equipment in a right-of-way.

PARKS, ROADS & STREETS:

No report.

FINANCE:

No report.

WATER & SEWER:

1. The delinquent water/sewer resident is not an issue as the house is now in foreclosure. The Village has a lien on the property. The Board questioned whether the lien would remain on with the house in light of the foreclosure and asked Mr. Schuster to obtain that information for the Board.
2. A resident with a late water payment asked for the penalty to be waived. Trustee Finney did not feel it should be waived.
3. There is a delinquent water bill of over \$2,000 (with a \$200+ penalty) in the Bluffs and the owner has offered a settlement. GETZ MOVED WITH A SECOND FROM WIND TO SETTLE THIS DELINQUENT ACCOUNT BY WAIVING THE VILLAGE'S LATE PENALTY IF THE BILL IS PAID IN FULL. GETZ MOVED WITH A SECOND FROM WIND TO AMEND THE MOTION TO MAKE SETTLEMENT CONTINGENT ON FULL PAYMENT, LESS THE PENALTY FEE, WITHIN 30 DAYS. ON AMENDMENT: MOTION PASSED. ON MAIN MOTION. MOTION PASSED.

POLICE & PUBLIC SAFETY:

No report.

PUBLIC BUILDINGS & ENVIRONMENTAL:

No report.

BUILDING & ZONING ENFORCEMENT:

1. An issue concerning swale work on Joy Lane has been resolved.

VILLAGE OF SLEEPY HOLLOW  
REGULAR MEETING MINUTES

NOVEMBER 3, 2008

OLD BUSINESS:

1. Chief Montalbano talked to the City of Naperville regarding the program to locate missing people through a monitoring system. The Chief feels the Department can handle this type of situation without the program, and the Police Department does not have money in the budget to fund this program.

NEW BUSINESS:

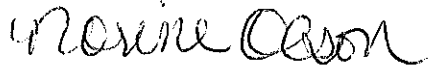
1. Trustee Wind referred to the recent Chicago Tribune article about Sleepy Hollow which contained comments from Sleepy Hollow, New York on our use of the name "Sleepy Hollow". Trustee Wind read a poem he composed and suggested we send it to New York, along with mugs and tee-shirts from our Village.

2. Trustee Wind noted that we have not yet put up a sign with the rededicated name of the Village buildings. Also, he would like to have a portable marquee sign for the Village Hall area to list upcoming events for the Village.

3. A non-resident asked that the fax number for the Village be listed on the website. The webmaster noted that this could cause the Village to receive more spam faxes. The Board decided to leave the fax number off the website. Also, there is a link on the website to the Disney cartoon *The Legend of Sleepy Hollow*. The Board asked that this link be removed because of copyright concerns.

WIND MOVED WITH A SECOND FROM GETZ TO ADJOURN THE MEETING AT 8:10 P.M. MOTION PASSED.

Respectfully submitted,



Norine Olson  
Village Clerk