



VILLAGE OF FOX LAKE VILLAGE BOARD MEETING MINUTES

STATE OF ILLINOIS, }
Lake and McHenry Counties, } ss.

Village of Fox Lake

At the regular Board Meeting, held in said Village and County in the State of Illinois at 6:30 p.m. on September 22, 2015 meeting was called to order by Mayor Schmit. The following official business was transacted:

Roll Call

Present Mayor Schmit: Village Clerk Warden, Attorney Teegen; Trustees, Murrey, Jensen, Stochl, Marr, Konwent and Koske.

Staff also in attendance: Anne Marrin, Stephanie Hannon, Annette Wolf, Donovan Day, Rocky Horvath, Carol Ward, Tara Semenchuk, and several officers from The Fox Lake Police Department and FoxComm dispatchers.

I. Moment of Silence in Memory of Lt. Gliniewicz

II. Preliminary Audience Comments:

Stephen Legge from Buffalo Grove, IL stated that he was here in regards to the "Short Term" Rentals. I am came up in the spring and spoke with the Mayor, the Village Manager and Donovan Day and tried to coordinate a understanding of what the Village would be doing and how they might be regulating a short term rental. Mr. Legge stated that this is a big investment for him to come up to Fox Lake, purchase a home and convert it to something that could work for recreational use as well as business travelers that may come to Fox Lake. This is something that I want the Village to be on board with. He went on to state that he has a contingency on the home he is looking to purchase based on which way the Board reviews this. I wanted to point out a few items. I want to be a responsible homeowner, I want to follow rules and insure that that there are rules in place that other people would also be following in order to make sure this would be a good venture for the Village and something that would work. Mr. Legge stated that he wants to make his permanent home here in Fox Lake on this piece of property and possibly explore expanding to other properties if I show that he is worthy of maintaining a level of respect in and interest that the Village would be willing to license me to do such. He went on to state that the points that he is trying to bring out and laminate is that he saw a couple of preliminary pieces and one of those was stipulating some of the regulations and restrictions on the uses of the property. One of those is a time element for the number of times you can rent the property. It completely takes out of the equation of anybody being and able to do a property like a short term rental if it's limited to the number of times a person can rent the property. As soon as someone is renting in a

responsible manner it should not matter how often they rent the property. Secondly, in the same section the thought would be the duration of the time of the rental. Mr. Legge stated that he is looking at the economics of making the actually work as a way of creating income to maintain cost of the mortgage and upkeep of the property. If it is stipulated that it is a two day minimum, let's say, it actually takes away his opportunity to attract any business traveler that may be coming into Fox Lake. He then stated he would like to ask that the any kind of limitation on the duration of the rental could be omitted from the process.

Mr. Legge went into his professional background and how it could be useful for the community. He then thanked the Board for their time on this issue. Trustee Marr stated that he should work with Donovan Day, as these as Short Term rental regulations are still in the hands of the Planning Commission and they would like to his input on the conversation.

III. **Approval of Minutes**

*Trustee Koske made a **motion** to approve the Special Village Board Meeting Minutes of September 4, 2015 seconded by Trustee Konwent.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>

Motion Carried

*Trustee Murrey made a **motion** to approve the Village Board Meeting Minutes of September 8, 2015 seconded by Trustee Marr.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Abstain</i>

Motion Carried

IV. **Introductions of Interim Police Chief Michael Keller, Deputy Chief Scot Kurek and PIO Sgt. Chris Covelli and Recognition of Sgt. Michael Ostertag.**

Mike Trinski and Margaret Paull introduced Intern Police Chief Michael Keller, Deputy Scot Kureck and POI Sgt.Chris Covelli to the Board.

Mike Trinski and Margaret Paull then introduced and swore in Michael Ostertag as a new Sargent for the Fox Lake Police Department. Sargent Michael Ostertag then thanked the Commission, the Board and the audience on their vote of confidence to him.

V. **Presentation – Anthony Plucinski, Boy Scout Troop 188, (Troop Leader Randy Bernehart) Installation of patio at Veterans Park.**

Boy Scout Anthony Plucinski introduced himself to the Board and gave a brief summary of his project that will be located at Veterans Park. The Board thanked if for his service and that they look forward to seeing the completed project.

VI. Administrator Update

Anne Marrin stated she would like to present the expenditures, warrants, and transfers for September 22, 2015. She asked if there were any questions. There were none. Anne stated if there were no questions there would be a motion to approve this evening under Finance.

Anne stated that today they had attended the Safe Communities Celebrating. The Safe Communities celebrating is a dual combination of Com Ed and the national Safety Council. They had a grant opening to award funds for safety projects. Anne stated that 125 communities applied and 17 were awarded and Fox Lake was one of their recipients'. Fox Lake received Ten-thousand dollars (\$10,000) and with that grant we are going to purchase AED machines and mannequins for CPR training. Of those AED machines we are going to purchase four to go in our Police Department squad cars, one to the Street Department, and one to the Water Department and several of the mannequins to continue our CRP training. Anne stated that Fox Lake has a great training center and that all of our 911 dispatchers are certified to teach CPR.

Anne went on to state that they had attended a Lake County Department of Transportation meeting regarding STP funding. They are looking at revamping the program. Anne stated there is still around 144 million dollars still outstanding and they want to know how we can spend it more quickly. She went on to state that they are also looking at revamping the program for the sharing to be 80/20 which is an additional savings to us on future road projects. Anne stated that there are several future meetings and will keep the Board updated on any information.

VII. Recess to the Committee of the Whole

Trustee Konwent made a motion to recess into the Committee of the Whole Meeting at 6:49 p.m., Seconded by Trustee Marr.

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

VIII. Committee of the Whole

A. Finance

Trustee Stochl stated that he would be asking for a motion for a raffle License request from Pug Mahones. He asked the Board if they had any questions. There were none.

Trustee Stochl asked if there were any questions regarding the Revised Discrimination and Harassment Policy for the Village of Fox Lake's Employee Personnel Manual. There were none.

Trustee Stochl asked if there were any questions regarding the New Workplace Violence and Anti-Bullying Policy for the Village of Fox Lake's Employee Personnel Manual. There were none.

B. Building and Zoning

Trustee Marr stated that he is seeking an approval for the Outdoor Music application for Pug Mahones, to allow outdoor music at 282 E. Grand Avenue on Saturday, October 10, 2015 from 4:30PM to 12:00 AM . There were no questions.

Trustee Marr stated that he would be asking for a motion to approve the adoption of FEMA Floodplain Map Revisions. Trustee Marr stated that this does not affect any of Fox Lake however we still need to adopt the revisions. There were no questions from the Board.

C. Parks and Recreation

Trustee Koske went through the following events and programs in the Village. All events and programs can be found on the Village website at foxlake.org

- Tuesday, September 29th Teen Painting Party at the Lakefront Park from 6 pm – 8:30 pm.
- Fall Sports have begun
- Sunday, October 4th is the Fox Lake and Grant Township Fall Festival at Grant Township grounds off of Molidor Rd. from 11am – 3 pm.
- Thursday, October 15th The Fox Lake Area Chamber of Commerce presents the “SPOOKTACULAR” Senior Fair at Maravela’s from 10am-2pm.
- Saturday October 24th, at 10am is a free Halloween movie at Classic Cinemas in Fox Lake for the movie “CASPER.” Kids are encouraged to wear their Halloween costumes. Admission is free. Doors will open at 9:30am.

Trustee Koske stated that the Mayor’s 5K Challenge went well and everyone had a great time.

C. Planning

Trustee Marr stated that the would be asking for a motion to approve the Plan Commission Recommendation regarding the petition William Dam and Taso Marvelas, of Pistakee Lake Development, Inc., requesting an amendment to the existing Planned Unit Development. He asked the Board if there were any questions. Trustee Stochl asked if this recommendation coming through for approval for this. Trustee Marr stated that it was approved through the Planning Commission. There was discussion regarding what the changes that were approved and what that entailed. There were no further questions.

Trustee Marr stated that be asking for a motion to approve the Plan Commission Recommendation regarding a zoning amendment for Thelen Sand and Gravel, Inc. Trustee Marr asked if there were any questions. There was discussion amongst the Board on the foundation of the pole barn. Donovan Day updated that Board on the regulations on the foundation and that Thelen is in compliance with the Ordinances that are in place.

D. Public Safety

Trustee Jensen stated he had nothing to report this evening.

E. Sewer and Water

Trustee Murrey stated he is looking for two motions regarding the approval of the contract for preliminary Engineering for the north water tower and the South - North Interconnect preliminary Engineering. He asked if there were any question. There were none.

Trustee Murrey updated the Board on the Northwest Wholesale Policy Advisory committee meeting and updated the status on C-MOM compliance contact and where it stands in the select committees that branch out of that main committee. Trustee Murrey advised that a meeting has been scheduled and that he would advise the Mayor and the Village Administrator to attend.

Trustee Murrey stated that the NWRWRF was able to keep up with the latest storm that passed through that gave the area several inches of water in a short amount of time. He went on to state that there were a few mechanical problems however staff was able to handle the situation with stellar performance.

F. Streets

Trustee Konwent stated she would be making a motion for Stage II on the Road project with Construction Observation Services from Gewalt Hamilton Proposal. She asked if there were any questions. There were none.

IX. Motion to adjourn from Committee of the Whole and Reconvene Village Board Meeting

*Trustee Koske made a **motion** to adjourn from the Committee of the Whole and reconvene the Village Board Meeting at 7:03 p.m., Seconded by Trustee Jensen.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>

Motion Carried

VII. Motions for Approval

• Finance

*Trustee Stochl made a **motion** to approve the Expenditures of \$820,703.38, 9/11/15 Payroll of \$273,761.21, Externality Fee \$0, IMRF \$41,443.15 and Police Pension payments of \$0 dated September 22, 2015 in the total amount of \$1,135,907.74 , Seconded by Trustee Konwent.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>

Motion Carried

*Trustee Stochl made a **motion** to approve the Raffle License request from Pug Mahones to conduct Raffles on October 10, 2015 and to waive the Bond requirement for a raffle in according to our Municipal Code, .Seconded by Trustee Marr.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
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Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

Trustee Stochl made a **motion** to approve the Revised Discrimination and Harassment Policy for the Village of Fox Lake's Employee Personnel Manual Seconded by Trustee Marr.

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

Trustee Stochl made a motion to approve the New Workplace Violence and Anti-Bullying Policy for the Village of Fox Lake's Employee Personnel Manual, Seconded by Trustee Konwent.

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

• **Building and Zoning**

Trustee Marr made a **motion** to approve an Outdoor Music Application by Pug Mahones, to allow outdoor music at 282 E. Grand Avenue on Saturday, October 10, 2015 from 4:30P.M. to 12:00A.M., Seconded by Trustee Jensen.

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

Trustee Marr made a **motion** to approve the adoption of FEMA Floodplain Map Revisions dated February 17, 2016 for Appendix C to the Lake County Watershed Development Ordinance, approved as amended by the County of Lake, State of Illinois, on February 17, 2016, the addition of FEMA Floodplain Map Revisions for McHenry County, IL to Watershed Development Ordinance, and authorize the Attorney to prepare the necessary ordinance, Seconded by Trustee Koske.

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

Planning

*Trustee Marr made a **motion** to approve the Plan Commission Recommendation regarding the petition William Dam and Taso Marvelas, of Pistakee Lake Development, Inc., requesting an amendment to the existing Planned Unit Development regarding Lot 1, Lot 2 and Lot 3 of Bella Terra Townhomes Subdivision. Parcel Identification Numbers: 05-09-415-002, 05-09-415-003 and 05-06-416-002, in accordance with section 9-1-6-11, item K-2, of the Zoning Ordinance, and authorize the Attorney to prepare the necessary ordinance, Seconded by Trustee Konwent.*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Nay
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

*Trustee Marr made a **motion** to approve the Plan Commission Recommendation regarding the petition by Thelen Sand and Gravel, Inc., requesting a Zoning Amendment from M-2 to A-1 to accommodate construction of a pole barn at 42614 N. Converse Road, Fox Lake, IL 60020. Parcel Identification Number: 01-09-200-009, in accordance with section 9-1-6-9C, items 1-4, of the Zoning Ordinance; with the condition of consolidation of the existing lot and the petitioned lot into one parcel, and authorize the Attorney to prepare the necessary ordinance, Seconded by Trustee Koske*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

*Trustee Marr made a **motion** to approve the Plan Commission Recommendation as Amended regarding the petition of the Village of Fox Lake requesting a text amendment to Zoning Ordinance Sections 9-1-4-2 Table 1 and 9-1-2 Definitions to include Short Term Rentals as presented, as an allowed in Zoning Districts R1, R- 1, R-3, R-4, D, B-2, B-3, B-4 and B-5, with definition, and authorize the Attorney to prepare the necessary ordinance, Seconded by Trustee Konwent.*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Nye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

- **Sewer and Water**

*Trustee Murrey made a **motion** award the bid to H. Linden and Sons Construction, in the amount of \$325,461.00 to construct the North Avenue and Glen Avenue Water Main Replacement Project for the Local Water and Sewer Department (pending IEPA construction permit issuance) and authorize the Village Attorney to prepare the necessary Resolution, seconded by Trustee Marr.*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

Streets

*Trustee Konwent made a **motion** to accept Gewalt Hamilton Associates, Inc. Proposal No. 2015.CS070 Stage III Road Project for Construction Observation Services in the amount of \$44,150.00, Seconded by Trustee Jensen.*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

*Trustee Konwent made a **motion** to approve Resolution 2015-R-31, A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake, to Sign and Thereby Accept the Proposal from Chicagoland Paving Contractors, Inc. for the 2015 Roadway Improvements Stage III Project., Seconded by Trustee Marr.*

A roll call vote was taken as follows:

Trustee Murrey Aye
Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

X. Attorney Comments

Village Attorney Howard Teegen stated that at Rocky's request he has prepared a Force Main Maintenance Agreement for the Tammy's property on State Park Road. Howard stated that Tammy's is tying into the sewer manhole at the corner of State Park and Grass Lake Road. The Village has a small lift station and they are pumping it up there. Howard went on to state that he prepared the maintenance agreement and gave it to the engineers so they could get it approved by McHenry County.

XI. President's Comments

Mayor Schmit stated that he would like to thank Interim Chief Keller, Deputy Chief Kureck, and Public Information Officer Chris Covelli and that through this trying time they have been a pleasure to work with and given us direction and given this situation bearable. Mayor Schmit stated that he looks forward to working with them until we can find a permeant replacement.

Mayor Schmit stated that it has always been our goal to be transparent and provide the public with as much information that we can. We have placed the Village Board meeting packets online and the public can see around 95% of what we see.

Mayor Schmit stated that our Town Hall Meeting, with the advice of Lake County Sheriff, was postponed until further notice. Mayor Schmit stated that part of the issue is that when we had the Sewer and Water increase he told everyone we would not go another 8-10 years without an increase then have another massive increase again. We all agreed that the way to go was a Cost of Living plus 1% increase. Mayor went on to state that some of the major housing units are doing their budgets for the next year. I promised that he would let them know by October 1st what the rate increase would be. Stephanie Hannon did the number and on average \$200 bill would be \$5.60 or \$2.80 per month, so that what cost of living plus 1% comes to. This will in turn generate \$84,000 which will go along may in paying the Bond for the water tower that we are going to have to put up on the North End of the Village. Mayor stated that with there being no Town Hall meeting, Carol Ward and I are starting to schedule meetings with local HOA and the major buildings. Mayor Schmit stated that we also need to decide on the referendum quickly as we have to place it on the ballot in December. Mayor stated that as soon as we can reschedule the Town Hall meeting we will notify the residents.

XII. Audience Comments

There were no comments from the audience this evening.

XIII. Executive Session

Trustee Koske made a motion to retire into Executive Session at 7:21 p.m. for Personnel and Threatened Litigation to include Anne Marrin Village Administrator, Labor Attorney Yvette Heintzelman, Chief Michael Keller, Deputy Chief Kurek, PIO Chris Covelli, Jimmy Lee and Deputy Clerk Carol Ward, seconded by Trustee Konwent.

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

XIV. Reconvene the Village Board Meeting

*Trustee Murrey made a **motion** to reconvene the Village Board Meeting at 9:00 p.m., seconded by Trustee Koske.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

*Trustee Jensen made a **motion** to approve the Amended Resolution 2015-R-32, A Resolution Authorizing the Execution of an Intergovernmental Agreement with the County of Lake Related to Emergency Law Enforcement Personnel Assistance, Seconded by Trustee Marr.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

XV. Adjournment

*Trustee Stochl made a **motion** to adjourn the Village Board Meeting at 9:01 p.m., seconded by Trustee Konwent.*

A roll call vote was taken as follows:

<i>Trustee Murrey</i>	<i>Aye</i>
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

Meeting was adjourned at 9:01p.m.

Niki Warden, Village Clerk