



## 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 August 9, 2016 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, and Marr. Absent: Trustee Konwent and Koske

Staff also in attendance: Anne Marrin, Stephanie Hannon, Donovan Day, Chief Russel Laine, and Annette Wolf

#### I. Preliminary Audience Comments:

There were no preliminary audience comments this evening.

#### II. Approval of Minutes

*Trustee Murrey made a motion to approve the Amended Village Board Meeting Minutes of July 26, 2016, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

*Motion Carried*

#### III. Administrator Update

Village Administrator Marrin presented the expenditures, warrants, and transfers for August 9, 2016. She asked if there were any questions, to which there were none. Administrator Marrin added that if there were no questions, there would be a motion to approve this evening under Finance.

Administrator Marrin informed the Village Board that Sayton Road will be closed from Friday, August 12 through Sunday, August 14, 2016 for a Metra Railroad project. Signs have been placed on the road advising of the closure. Administrator Marrin stated that

the prevailing wage for 2016 has yet to be released. Once it becomes available it will come before the Board for a vote. Administrator Marrin stated that Venetian Night was a great success and thanked everyone for their work on the event.

Administrator Marrin updated the Village Board regarding a letter received from ComEd notifying municipalities of an impending increase to ComEd's delivery charges, effective January 2017. This information will be posted to the Village's website.

#### IV. Recess to the Committee of the Whole

*Trustee Marr made a motion to recess into the Committee of the Whole Meeting at 6:34 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

#### V. Committee of the Whole

##### A. Finance

Trustee Stochl noted that the first motion for consideration at tonight's meeting was the Warrant List.

Trustee Stochl stated that final motion he would be asking for is a rate increase for the Village's Legal Counsel. Trustee Stochl stated that this is not a large increase from the current rate. He asked the Board if there were any questions. There were none.

##### B. Building and Zoning

Trustee Marr stated that he did not have anything to report regarding Building and Zoning.

##### C. Parks and Recreation

Trustee Jensen updated the Village Board on several events involving the Parks and Recreation Department, including the following:

- 2016 Venetian Night was amazing and the fireworks were fantastic. They had 12 boats in the Venetian Night parade. Winners were: 1<sup>st</sup> Place, "Robin Veach", 2<sup>nd</sup> Place, "Joe Girten" and 3<sup>rd</sup> Place, "Bob Domas." Thank you to each and every one who supported this event.
- "Land and Lakes Days" - a new Village celebration will be a 3-day celebration at Lakefront Park. It will begin on Friday, August 19<sup>th</sup> with a Movie by the Lake featuring "Jaws". Saturday, August 20<sup>th</sup> will be a full day of activities including a Boat Show, a Tattoo and Arts Fest, food and beverage vendors, musical entertainment and other family activities. Sunday, August 21<sup>st</sup> Fox Lake will host its 19<sup>th</sup> Annual Cardboard Boat race. On-site registration begins at 8 am; races begin at noon.
- Grant Township and the Fox Lake Parks and Recreation Department will be hosting their senior friends for Bingo and a Pizza Party on Thursday, August 18<sup>th</sup> at Grant Township Center.

Trustee Marr stated that he was in the boat parade this year and it was an amazing experience from that perspective. He hopes more boaters take advantage of that

opportunity next year. Trustee Stochl stated that he too watched from the water and it was a completely different perspective from that location and they thoroughly enjoyed the show and it has to be the best on the Chain O' Lakes. Mayor Schmit thanked the Fox Lake Police Department, Street Department, the Fox Lake Fire Protection District, and the Lake and McHenry County Sheriffs Marine Units. Mayor Schmit also thanked the volunteers who worked tirelessly on making this a huge success.

#### **D. Planning**

Trustee Marr noted that the Special Use transfer for 75 S. Route 12 will be tabled this evening as the petitioners are not present. Trustee Marr stated that his final motion will be for a Special Use at 1250 S. US Highway 12. He asked the Board if there were any questions. Trustee Stochl asked if there was anything more the Village would need to look into such as the placement of the playground. Trustee Marr stated that the State governs all Daycare Centers and what material is used for playgrounds and licensing for the center. There were no further questions.

#### **E. Public Safety**

Trustee Jensen stated that he would be asking for a motion for the purchase and installation of consoles for FoxComm 911 Center. He asked the Board if there were any questions. Trustee Jensen stated that this was a budgeted item and it came in under budget. He then as asked Annette Wolf to addressed the Board. Annette gave the Board information on how the Starcom 21 System works, financing of equipment and future goals for FoxComm 911 Center with obtaining this equipment. There was no further discussion.

#### **F. Sewer and Water**

Trustee Murrey stated that he would like the Board to read the Village Administrator report and keep themselves updated on the Departments. Trustee Murrey stated that the Wholesale Policy Committee met in July and informed that a percentage of the Externality Fee is due and he will work with staff to get those numbers. Finally, Trustee Murrey stated that the inter-connect is in its draft stages and he will give the Board an updated report once it becomes available.

#### **G. Streets**

Mayor Schmit stated that ComEd will be removing several Honey Locust trees from Grand Avenue as they have grown into their lines. Mayor stated that ComEd does have a tree replacement program that the Village is looking into and that he hopes we will be able to replace those trees.

### **VI. Motion to adjourn from Committee of the Whole and Reconvene Village Board Meeting**

*Trustee Murrey made a motion to adjourn from the Committee of the Whole and reconvene the Village Board Meeting at 6: 50p.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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

*Motion Carried*

**VII. Motions for Approval**

- **Finance**

*Trustee Stochl made a motion to approve the total Expenditures of \$335,930.34, Externality Payment of \$18,677.25, IMRF \$59,721.90, 7/29/16 Payroll of \$227,406.65, and Police Pension payments of \$0; Dated August 9, 2016 in the total amount of \$641,736.14, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

***Motion Carried***

*Trustee Stochl made a motion to approve the Increased Billing Rates proposed by Legal Counsel, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

***Motion Carried***

- **Planning**

*Trustee Marr made a motion to table the Application for Transfer of Special Use, at 75 South Route 12, for Garber Realty, LLC in Accordance with Section 9-1-6-10E of the Zoning Ordinance, and Authorize the Attorney to Prepare the Necessary Ordinance, Seconded by Trustee Stochl.*

*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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

***Motion Carried***

*Trustee Marr made a motion to approve the Plan Commission Recommendation for a Special Use to Allow Operation of a Daycare Facility on the Property Commonly Known as 1250 South Route 12, in Accordance with Section 9-1-6-10C, Items 1-6 of the Village of Fox Lake Zoning Ordinance, with Conditions, and Authorize the Attorney to Prepare the Necessary Ordinance, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>

*Trustee Koske Absent*

***Motion Carried***

• **Public Safety**

*Trustee Jensen made a motion to Authorize the Village Administrator to Sign and Accept the Proposal from Radicom Business Communications System of McHenry IL in the amount of \$315,099.12 for the Purchase and Installation of 6 Zetron Max Dispatch Console Systems and 6 Harris Radio Starcom Control Stations for FoxComm 911, Seconded by Trustee Marr.*

*A roll call vote was taken as follows:*

*Trustee Murrey Aye*

*Trustee Jensen Aye*

*Trustee Stochl Aye*

*Trustee Konwent Absent*

*Trustee Marr Aye*

*Trustee Koske Absent*

***Motion Carried***

**VII. Items to be Removed from the Consent Agenda**

**VIII. Consent Agenda**

*Trustee Jensen made a motion to move that item A be established as the Consent Agenda for this meeting by unanimous vote, seconded by Trustee Marr.*

*A roll call vote was taken as follows:*

*Trustee Murrey Aye*

*Trustee Jensen Aye*

*Trustee Stochl Aye*

*Trustee Konwent Absent*

*Trustee Marr Aye*

*Trustee Koske Absent*

***Motion Carried***

*Trustee Marr made a motion that the consent agenda as established by the prior motion be passed, seconded by Trustee Jensen.*

*A roll call vote was taken as follows:*

*Trustee Murrey Aye*

*Trustee Jensen Aye*

*Trustee Stochl Aye*

*Trustee Konwent Absent*

*Trustee Marr Aye*

*Trustee Koske Absent*

***Motion Carried***

**IX. Items removed for the Consent Agenda**

**X. Attorney Comments**

Village Attorney Teegen stated that the two agreements that were passed at the last Village Board meeting are in the final stages. The Fratellos agreement is making its rounds for signatures. The Volo agreement has been approved by all parties except Volo. Howard stated that he has tried to reach the contact person in Volo to discuss the

change that they are requesting. He stated that he would assume this will be ready for the next Board meeting.

#### **XI. President's Comments**

Mayor Schmit stated that that he would like to congratulate the American Legion Post 703 Baseball Team for their 2<sup>nd</sup> place finish in state this year in the American Legion Baseball League.

Mayor Schmit stated that the Town Hall meeting was tentatively planned for Thursday, September 22<sup>nd</sup>, however that is the same time the IML is beginning and there are several Trustees going. The other date that is available is Thursday, September 29<sup>th</sup> and to please look at your schedules so we can confirm that date. Mayor went onto state that the newsletter will be coming out soon and we will have information on the electrical aggregation and the new Smart Grid that coming to Antioch and Fox Lake. Mayor stated that he wants to make sure the public is informed on how it works. Finally, Mayor stated that there is an "Art Studio" that would like to come into Fox Lake on Nippersink Rd in between Prunella's and Papagus's. They are requesting a BYOB license. Mayor stated that he has spoken with Chief Laine, Donovan, and Anne. They have had a lot of ideas and will insist: that the proprietors are all basset trained, limited hours of use for the BYOB, Dram Shop Insurance and other conditions. Once all of the information is in place, staff will send their recommendation to the Board.

#### **XII. Audience Comments**

There were no comments from the audience.

#### **XIII. Executive Session**

*Trustee Jensen made a motion to retire into Executive Session at 7:02 p.m. for Threatened Litigation and to include Anne Marrin Village Administrator, and the Village Attorney, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

#### **XIV. Reconvene the Village Board Meeting**

*Trustee Jensen made a motion to reconvene the Village Board Meeting at 7:18 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

*Trustee Stochl made a motion to approve the settlement agreement with Vernon Randolph, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

***Motion Carried***

**XV. Adjournment**

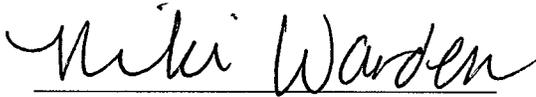
*Trustee Stochl made a motion to adjourn the Village Board Meeting at 7:19 p.m., seconded by Trustee Jensen.*

*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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

***Motion Carried***

Meeting was adjourned at 7:19 p.m.



Niki Warden, Village Clerk

**Consent Agenda**

- A. A Motion to Approve Ordinance #2016-27, an Ordinance Amending the Zoning Ordinance of the Village of Fox Lake, by Granting a Special Use to Double S Ranch, Ltd. to Operate an Automobile Sales, Storage, Detailing and Service Business at the Property at 27 North Route 12, Fox Lake, Illinois.**