



VILLAGE OF FOX LAKE VILLAGE BOARD MEETING MINUTES

STATE OF ILLINOIS, }
Lake and McHenry Counties, }

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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 July 14, 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.

I. Preliminary Audience Comments:

There were no preliminary audience comments this evening.

II. Approval of Minutes

Trustee Marr made a *motion* to approve the Village Board Meeting Minutes of June 23, 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

III. Presentation

Mayor Schmit presented Certificates of Appreciation Michele Kowalski, Mary Ann Boland, Nikki Boland, and Neal Watson who are on the Chain O' Lakes Fireworks Committee for their fundraising efforts, dedication and contributions to the July 4, 2015 Fireworks over Nippersink Lake. Mayor Schmit also thanked Bobby Beyers, who not present, for his contributions to the 4th of July Fireworks.

IV. Administrator Update

Anne Marrin stated she would like to present the expenditures, warrants, and transfers for July 14, 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.

V. Recess to the Committee of the Whole

*Trustee Murrey made a **motion** to recess into the Committee of the Whole Meeting at 6:33 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>

Motion Carried

VI. Committee of the Whole

A. Finance

Trustee Stochl stated that he will be looking for a motion for a raffle request for the American Legion Post 703. He asked if there were any questions. There were none.

Trustee Stochl stated that he will be looking for a motion for a raffle request for the Fox Lake Venetian Night fundraiser. He asked if there were any questions. There were none.

Trustee Stochl stated that he will be looking for a motion for a raffle request for Promote Fox Lake. He asked if there were any questions. There were none.

Trustee Stochl asked the Board if there were any questions regarding the Cost Allocation Plan. There were none.

B. Building and Zoning

Trustee Marr stated that he is seeking a motion for an Outdoor Music application for Chain O' Lakes Marina at 500 E. Grand Avenue, on Saturday, July 18, 2015 from 5 p.m. to 11p.m. He asked if there were any questions. There were none.

Trustee Marr stated that he is seeking a motion for an Outdoor Music application for Dwight House at 35366 N. Highway 12, on Saturday, July 18, 2015 from 1 p.m. to 10 p.m. He asked if there were any questions. There were none.

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

Trustee Koske stated that Celebrate Fox Lake was wonderful and wanted to thank the individuals, organizations and Departments who helped make the day a success. Trustee Koske then thanked the following for their time, efforts and dedication to the event:

- Fox Lake Police Department
- Fox Lake Police Explorers
- Fox Lake Street Department
- Promote Fox Lake: (Trustee Marr, Anne Marie Toby, Kim Kiesgen, Dan Miller, Ruth Michniewicz, Janet Solar, Sherri

Doyle, Kathleen Skoli, David Urbina, Michael Lescher, Amy Serafin)

- Chain O' Lake's Firework Committee
- Fox Lake's Parks and Recreation – Amy Serafin and Linda Jackson
- Trustee Konwent

Trustee Koske stated that the Fox Lake Venetian Night Fundraiser will be held Wednesday, July 15, 2015 at Docker's starting at 6 p.m. Tickets are \$25 each and include two drinks of choice and all you can eat appetizers. Trustee Koske went on to state that Fox Lake's 8th Annual Venetian Night will be held on Saturday, August 1st beginning at 6 p.m.

C. Planning

Trustee Marr asked if there were any questions regarding the Zoning Ordinance for Gunsmiths. There were none.

Trustee Marr stated that if anyone from the Board did not attend the Planning meeting for Short-term rentals, Donovan has included in their packets the minutes from the Plan Commission meeting to get them updated on what was discussed and that if they had any questions to please speak to Donovan. Trustee Marr praised the committee as they looked at both sides of the debate and did a very thorough review of the information presented.

D. Public Safety

Trustee Jensen stated he did not have anything to report from Public Safety this evening.

E. Sewer and Water

Trustee Murrey stated that he would be asking for a motion to waive the Bid for the repairs to the generator at the Main Lift Station and approve the Proposal from LLD Electric to repair the Main Lift Station at 56 S. Route 12 for the anticipated amount of \$58,600 and not to exceed \$66,100.00. He asked the Board if there were any questions. There were none.

Trustee Murrey stated that they are still working on the Intergovernmental Agreement with Volo regarding water and sewer. Trustee Murrey stated that Volo sells the water to the customers within its jurisdiction, and Fox Lake provides the sewer service. Trustee Murrey stated that where the problem lies is when one of the customers does not pay their sewer bill we cannot go and shut off the water for non-payment. He went on to state that they are still working on a few issues and will update the Board when more information is available.

F. Streets

Trustee Konwent stated that she would be asking for a motion to approved Ordinance 2015-33, An Ordinance Amending Section 8-4-14 of the Village Code Related to Commuter Parking Rates and Fines and Section 8-4-13 Related to General Parking Violation Fines. Trustee Konwent went on to state that she would like to propose a different amount in fees as the fine increase in the Ordinance is steep.

Discussion ensued amongst the Board regarding Metra Parking fines, Monthly Metra parking placards and general parking fines for the Village. The increase in the monthly Metra parking placards was agreed upon with the monthly rate increasing to

thirty- dollars a month for a 20 day month rate pass. At this time the rate is Twenty-Seven dollars for an 18-day month pass. The general consensus of the Board was to direct the Village Attorney to amend the Ordinance with the changes discussed and bring back to the Board at the July 28th Village Board meeting.

Trustee Konwent stated that she would be asking for a motion to approve the purchase of one (1) 2016 Ford F-350 4x4 with a 9 foot service body and tailgate lift from Bob Ridings Inc. under State of Illinois Contract #4017340 in the amount of \$38,820.00 for the Local Sewer and Water Department. She asked if there were any questions from the Board. There were none.

Trustee Konwent stated that she would be asking for a motion to purchase a new 2016 Ford F-550 XL 4x4 with a Monroe Truck Equipment 9 ft. stainless steel dump body from Currie Motors 9423 W. Lincoln Hwy. Frankfort, IL 60423 through N.W.M.C. Suburban Purchasing Cooperative Contract #146 in the amount of \$67,218.00 for the Street Department. She asked if there were any questions from the Board. There were none.

VII. 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 7:02 p.m., 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

VII. Motions for Approval

• Finance

*Trustee Jensen made a **motion** to approve the Expenditures, Warrants and Transfers dated July 14, 2015 in the amount of \$1,720,859.18, Seconded by Trustee Koske.*

A roll call vote was taken as follows:

Trustee Murrey Aye

Trustee Jensen Aye

Trustee Stochl Abstain

Trustee Konwent Aye

Trustee Marr Aye

Trustee Koske Aye

Motion Carried

*Trustee Stochl made a **motion** to approve Resolution 2015-R-21, A Resolution Authorizing the Mayor of the Village of Fox Lake, to Sign and Thereby Accept the Contract with Maximus, Inc. for Providing a Cost Allocation Plan for the Village, 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 Stochl made a **motion** Directing Special Counsel to draft the approved adjustments to the Redevelopment Agreement by and between the Village of Fox Lake, Lake and McHenry Counties and FXLK,LLC (the “Developer”), Seconded by Trustee Marr.*

Mayor Schmit stated that the changes that are going to be made are minor text changes such as LLC to a LC and the redevelopment agreement there are some language changes but the intent of the agreement will stay the same.

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** approve the Raffle License Request from the American Legion to conduct Raffles on August 15, 2015 and to waive the bond requirement for the Raffle in accordance with the Municipal Code, 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

*Trustee Stochl made a **motion** to approve the Raffle License Request from the Fox Lake Venetian Night Committee to conduct Raffles on July 15, 2015 and to waive the bond requirement for the raffle in accordance with the Municipal Code 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 Stochl made a ***motion*** to approve the Raffle License Request from Promote Fox Lake to conduct Raffles on August 23, 2015 and to waive the bond requirement for the Raffle in accordance with the Municipal Code, 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

- **Building and Zoning**

Trustee Marr made a ***motion*** to approve an Outdoor Music Application by Chain O' Lakes Marina, to allow outdoor music at 500 E. Grand Avenue on Saturday, July 18, 2015 from 5pm to 11pm., 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

Trustee Marr made a ***motion*** to approve an Outdoor Music Application by Dwight House, to allow outdoor music at 35366 N. Highway 12, on Saturday, July 18, 2015 from 1pm to 10pm., 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 a text amendment to the Zoning Ordinance defining Gunsmith and including it as a Special Use within section 9-1-4-2 Table 1-Uses in Zoning Districts M-1 and M-2 and 9-1-2 Definitions, Gunsmith as defined in the narrative per the Bureau of Alcohol, Tobacco, Firearms and Explosives 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 Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Koske Aye

Motion Carried

- **Sewer and Water**

*Trustee Murrey made a **motion** to waive the Bid for the repairs to the generator at the Main Lift Station and approve the Proposal from LLD Electric to repair the Main Lift Station at 56 S. Route 12 for the anticipated amount of \$58,600 and not to exceed \$66,100.00 with the understanding that the contractor is to provide a Certificate of Liability Insurance and to comply with the Village's Prevailing Wage Ordinance and to have the Attorney draft the necessary Resolution, 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 Murrey made a **motion** to approve Ordinance 2015-34, An Ordinance Amending Section 1-8-2 of the Village Code to make the Director of the Northwest Regional Water Reclamation Facility a Hired Position instead of an Appointed Position, 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

- **Streets**

*Trustee Konwent made a **motion** to approve to purchase one (1) 2016 Ford F-350 4x4 with a 9 foot service body and tailgate lift from Bob Ridings Inc. under State of Illinois Contract #4017340 in the amount of \$38,820.00 for the Local Sewer and Water Department, 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 to a new 2016 Ford F-550 XL 4x4 with a Monroe Truck Equipment 9 ft. stainless steel dump body from Currie Motors 9423 W. Lincoln Hwy. Frankfort, IL 60423 through N.W.M.C. Suburban Purchasing Cooperative Contract #146 in the amount of \$67,218.00 for the Street Department Secoded 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

VIII. Attorney Comments

There were no attorney comments this evening.

IX. President's Comments

Mayor Schmit stated that Celebrate Fox Lake is a huge undertaking and that it takes many people to run such an event. Mayor Schmit thanked the Police and Fire Department for their planning and execution for Celebrate Fox Lake and the fireworks. He went on to state that he did thank the Lake County Sheriffs Department for their support and that once the Village gets a list we will be sending out thank you notes and that follow-up meetings will be taking place soon.

Mayor Schmit stated that it was brought up earlier regarding the intergovernmental agreement with Volo. Mayor Schmit stated that right now our Ordinance states that they provide the water to the customers within its jurisdiction, and Fox Lake provides the sewer service but the Ordinance does not allow them to shut the water off if they do not pay their sewer bill as well as they are current on their water bill. Mayor stated that he had several meeting with the Mayor of Volo and the working relationship between the two Villages is very good and we hope it gets better.

Mayor Schmit stated that on the development front, you saw that we are changing the LLC name. There has been a change in ownership and the process they are going through is that the bank is selling the property to a developer and they should be closing on it soon. Mayor Schmit stated that they are reviewing the redevelopment agreement and they wanted the language change and the next step is that they think they have one of the out lots sold. Mayor stated that they have not told us what they having going for that area but there should be some movement by the end of the year.

Mayor Schmit stated that County Club Hills project is waiting on soil reports and that Bright Oaks is down to one piece of paper and once that one piece of paper reflects everyone agreement between their bank and Bright Oaks we should see some activity.

Mayor Schmit stated that Reva Bay has 36 units in the works yet that causes a bit of a problem once these Units get built at County Club Hills and Reva Bay our North end sewer system is at capacity and will have to be addressed.

Trustee Marr asked if the Village is opening up the LLC to discussion and questions. Trustee Marr stated that it was mentioned that they might have sold the out lot and he asked if that lot was going to be built first as he thought the hotel would be to be built first. Mayor Schmit stated that the RDA if it was an establishment acceptable to the Board such as Panera Bread or a reputable chain, the Village would allow those to be built. However, it does state that no residential would be built until the Hotel is built. Mayor Schmit also added that the Board would have a vote on it before it would occur.

Mayor Schmit stated that we are still working on making the Village Board meeting packets available online. The public should be able to see those soon. The Village has also set up a Facebook page for the Village and the Parks and Recreation Department.

X. Audience Comments

There were no comments from the audience this evening.

XI. Executive Session

*Trustee Konwent made a **motion** to retire into Executive Session at 7:20 p.m. for Personnel and Threatened Litigation to include Anne Marrin Village Administrator, Deputy Clerk Carol Ward, 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>

Motion Carried

XII. Reconvene the Village Board Meeting

*Trustee Konwent made a **motion** to reconvene the Village Board Meeting at 8:04 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>

Motion Carried

Trustee Stochl asked a few extra questions regarding the Short-term rentals. Trustee Marr advised the Board to see Donovan Day with their questions and attend the Planning Commission meetings to get a clear perspective on what is being discussed.

XIII. Adjournment

*Trustee Konwent made a **motion** to adjourn the Village Board Meeting at 8:15p.m., 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

Meeting was adjourned at 8:15 p.m.

Niki Warden, Village Clerk