

**VILLAGE OF FOX LAKE  
VILLAGE BOARD MEETING MINUTES**

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

Village of Fox Lake

**This meeting is held in accordance with State of Illinois Executive Order 2020-07 Section 6**, held in said Village and County in the State of Illinois at 6:30 p.m. on January 12th, 2021, held via Zoom conference. The meeting was called to order by Mayor Schmit. The following official business was transacted:

**1. Call to Order**

**Roll Call**

Present Mayor Schmit; Village Attorney Howard Teegen; Trustees: Jensen, Konwent, Stochl, Koske, Marr and Moore.

Staff also in attendance via Zoom conference: Anne Marrin, Laura Linehan, Donovan Day, Ryan Kelly, Susan Griffin, Jimmy Lee Jr. and Kealan Noonan.

**2. Approval of Minutes**

*Trustee Koske made a motion to approve the Village Board Meeting Minutes for December 8, 2020 as presented, seconded by Trustee Konwent.*

*New guidelines state that all votes must be taken via roll call vote in order to record all individual responses.*

*A roll call vote was taken as follows:*

*Trustee Jensen           Aye  
Trustee Stochl           Aye  
Trustee Konwent        Aye  
Trustee Marr            Aye  
Trustee Moore           Aye  
Trustee Koske           Aye  
**Motion Carried***

**3. Approval of the Warrant**

*Trustee Marr made a motion to approve the Expenditures/Warrants/ Transfers for December 8th, 2020 in the amount of \$1,892,741.67, Seconded by Trustee Moore.*

*Anne reminded the Board that the warrant is high because there have been no meetings since December 8<sup>th</sup>. There has been a month and a half of billing and payrolls during that time.*

*A roll call vote was taken as follows:*

<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 Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<b><i>Motion Carried</i></b>	

**4. Special Business (Appointments, Swearing In Ceremonies, Proclamations)**

*There is none.*

**5. Village President's Report**

**A. TIF Sidewalk**

*The TIF sidewalk have been approved from Dairy Queen down to Culvers. Construction hopes to being around April or May.*

**B. Loan Forgiveness**

*There has been loan forgiveness and a reduction in interest on the sewer portion of the Interconnect project. Approximately \$1.5M in loan forgiveness.*

**C. Weekly Reports**

*Mayor talked about his weekly reports distributed to the Board. He received feedback from Trustees Koske and Moore this week and thanked them for the responses. He hopes to receive more frequent and consistent feedback from the Board.*

**6. Village Administrator's Report**

*Anne is gathering bid documents for the TIF sidewalk project. The project will go out to bid mid-April. She is keeping a close eye on the State of Illinois 101<sup>st</sup> General Assembly and the criminal justice reform bill. This means a lot to police departments in the area.*

**7. Village Attorney Report**

*Howard has one more set of Executive Session Minutes to review from September 22<sup>nd</sup>, 2020. Executive Session Minutes will be discussed at the next Executive Session and a motion will be presented for approval.*

**8. Village Treasurer's Report**

*Susan received a draft financial report from the auditors on Friday evening. She is working on the budget amendment for Fiscal Year 2021. The General Fund for Fiscal Year 2020 had a net increase of \$2,461; this was pretty much a break-even year in the General Fund.*

**9. Preliminary Audience Comments (on Agenda Items Only)**

*There are none.*

**10. Motion to Recess to Committee of the Whole Meeting**

*Trustee Konwent made a motion to recess to the Committee of the Whole, seconded by Trustee Jensen.*

*A roll call vote was taken as follows:*

<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 Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<b><i>Motion Carried</i></b>	

**A. Strategic Planning Team Reports**

*Trustee Marr asked where plans stood with the Engineering study for Lakefront Park. Anne wants to get together with Parks and Rec to discuss the plans. Then, there will be a meeting set up with Engineering to make sure everyone is on the same page and a plan can be established on how to proceed.*

**11. New Business**

**A. Resolution 2021-R-01: A Resolution Approving an Engineering Service Agreement with GeWalt Hamilton Associates, Inc. for Manhole Scanning Services**

*This is for 3D imaging of manholes and lift stations. It will help with preventive maintenance issues. Cost is \$14,937.50 for 195 structures and 2 lift stations.*

**B. Resolution 2021-R-02: A Resolution Approving an Engineering Service Proposal with Trotter and Associates, Inc. for the South Holly Avenue Project**

*Multi-part engineering project to replace water mains behind the Plaza. This will also include repaving of Holly St. from Rollins to Grand Ave. Cost is \$107,045.*

**C. Resolution 2021-R-03: A Resolution Approving an Agreement with Tai, Inc., to Provide Construction Engineering and Bidding Services for a Project to Rehabilitate Four Screw Pumps at the NWRWRF**

*The water treatment plant has 3 pump stations that transport wastewater from 30+ feet below the plant. The pumps have reached the end of their useful life and need to be replaced or repaired. Cost is \$42,100 for engineering.*

**D. Resolution 2021-R-04: A Resolution Authorizing the Mayor of the Village of Fox Lake, to Sign and Thereby Accept the Proposal from Simon Roofing for the Reroofing of Buildings #20, #35, #75, and #77 at the Northwest Regional Water Reclamation Facility**

*Four roofs need repair. Low bidder came in at \$313K.*

**E. Resolution 2021-R-05: A Resolution Rejecting all Bids Received for the US Route 12 Private Services Connection Project**

*Four wells and four septic services have been decommissioned on Trinski and three wells and three septic services on Bauske. The budget for this project is \$300K but bids came in much higher. The project changed in scope which added more structures to the bid. Staff is recommending the Board reject the bid for private services since the scope has changed. Staff will begin working with the landowners to try and get within the budget amount.*

**F. A Motion to Approve the Raffle License Request from the American Legion Post 703 to Conduct a 50/50 Raffle Every Friday to Raise Money for their Establishment and Veterans and to Waive the Bond Requirement**

*This is a bond for their raffle each Friday.*

**G. A Motion to Accept the Planning and Zoning Commission’s Recommendation to Approve the Petition of Michael Valenziano for a Side Yard Setback Variance at 237 E. Grand Avenue**

*Held a public hearing for this variance on December 9<sup>th</sup>. This will reduce the side yard setback from 30 feet to 9.5 feet. Trustee Stochl asked what happened during the public hearing. Donovan said the only discussion related to the drawings. A gentleman who lives behind the property came to the hearing and he was okay with the variance.*

**H. A Motion to Accept the Planning and Zoning Commission’s Recommendation to Approve the Petition of Gary Garner for a Side Yard and Front Yard Setback at 46 S. Pistakee Lake Road**

*Existing 1 car garage will be demolished for a 22x22 garage. Owner anticipates the new building will have the same side yard setback. It will expand to the east by 5 feet. This was also included in the public hearing on December 9<sup>th</sup>. Trustee Stochl asked if that was flood plain. Donovan said it is not. Trustee Marr asked if the street goes to the property line. Donovan said there is no sidewalk there. Trustee Marr said if a car parks by the garage it will be close to hanging out in the street.*

**I. A Motion to Accept the Planning and Zoning Commission’s Recommendation to Approve the Transfer of a Special Use Permit for a Short-Term Rental at 184 Howard Court**

*This was also part of the hearing held on December 9<sup>th</sup>. There is a provision included in the permit that no vehicles will be allowed to encroach on public streets. Trustee Stochl asked if anyone read the letter from the adjacent neighbor with concerns. Donovan said that no other neighbors had complaints. With this condition if there are issues the police will get called. Violations will get documented and there will be a hearing to revoke the permit. Trustee Stochl said that having a short-term rental next door is a change of life. He wouldn’t want one next to his house. Mayor said he has had several conversations with the neighbor of this property. After initial concerns were addressed the neighbor seemed grateful. Donovan encouraged the neighbor to write the letter voicing his concerns because he didn’t use Zoom. Trustee Marr said there had been complaints about urinating in the street, throwing up in the yard, and abusing the privilege. He wanted to know if it was as bad as people make it sound or was it an enhanced version of the story. Mayor said there was one bad situation last summer. The neighbor probably wants to make sure that situation doesn’t happen again. The current owners, the Dickson’s, haven’t rented out this property as an Airbnb since they took ownership. Trustee Marr asked if it makes sense to run mailer that tells people in the area what to do if you have problem with a certain address. It will lay out protocol. Donovan said it’s a good idea.*

**12. Old Business**

*There is none.*

**13. Motion to Adjourn from Committee of the Whole and Reconvene Village Board Meeting**

*Trustee Jensen made a **motion** to adjourn from Committee of the Whole and reconvene Village Board Meeting, seconded by Trustee Konwent. All were in favor. **Motion carried.***

*A roll call vote was taken as follows:*

<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 Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<b><i>Motion Carried</i></b>	

**14. Items to be Removed from Consent Agenda**

*There are none.*

**15. Consent Agenda**

All items listed on the Consent Agenda are considered to be routine by the Village Board and will be enacted by one motion. There will be no separate discussion of these items unless a Trustee so requests, in which event the item will be removed from the general order of business and considered under the Approval of Exceptions.

**A. Resolutions**

1. Resolution 2021-R-01: A Resolution Approving an Engineering Service Agreement with GeWalt Hamilton Associates, Inc. for Manhole Scanning Services
2. Resolution 2021-R-02: A Resolution Approving an Engineering Service Proposal with Trotter and Associates, Inc. for the South Holly Avenue Project
3. Resolution 2021-R-03: A Resolution Approving an Agreement with Tai, Inc., to Provide Construction Engineering and Bidding Services for a Project to Rehabilitate Four Screw Pumps at the NWRWRF
4. Resolution 2021-R-04: A Resolution Authorizing the Mayor of the Village of Fox Lake, to Sign and Thereby Accept the Proposal from Simon Roofing for the Reroofing of Buildings #20, #35, #75, and #77 at the Northwest Regional Water Reclamation Facility
5. Resolution 2021-R-05: A Resolution Rejecting all Bids Received for the US Route 12 Private Services Connection Project

**B. Ordinances**

*There are none.*

**C. Motions**

1. A Motion to Approve the Raffle License Request from the American Legion Post 703 to Conduct a 50/50 Raffle Every Friday to Raise Money for their Establishment and Veterans and to Waive the Bond Requirement
2. A Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Michael Valenziano for a Side Yard Setback Variance at 237 E. Grand Avenue
3. A Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Gary Garner for a Side Yard and Front Yard Setback at 46 S. Pistakee Lake Road
4. A Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Transfer of a Special Use Permit for a Short-Term Rental at 184 Howard Court

*Trustee Jensen made a **motion** to move that items, Resolutions A 1-5, and Motions C 1-4 be established as the Consent Agenda for this meeting by unanimous vote, seconded by Trustee Konwent.*

*A roll call vote was taken as follows:*

<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>

Trustee Moore Aye  
Trustee Koske Aye  
**Motion Carried**

Trustee Konwent 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 Jensen Aye  
Trustee Stochl Aye  
Trustee Konwent Aye  
Trustee Marr Aye  
Trustee Moore Aye  
Trustee Koske Aye  
**Motion Carried**

**16. Approval of Exceptions**

*There are none.*

**17. For the Good of the Order**

*There is none.*

**18. Audience Comments**

*There is none.*

**19. Reconvened Hearing regarding the Special Use Permit for the Property Located at 100 S. Route 12, Fox Lake, Illinois.**

*Mayor Schmit opened the hearing.*

**20. Public Comment Regarding the Special Use Permit for the Property Located at 100 S. Route 12, Fox Lake, Illinois.**

*Mayor asked for audience comment and there was none.*

*The Thomas property has been sold.*

*The Special Use Hearing will be continued to February 23<sup>rd</sup> at 6:30pm. The 13<sup>th</sup> Supplemental Findings shall remain in effect until that time.*

**21. Executive Session**

*Trustee Koske made a **motion** to retire to Executive Session at 7:14pm, for a discussion on Pending Litigation; to include Anne Marrin, Laura Linehan, Kealan Noonan, Scott Trotter and Susan Novak, seconded by Trustee Marr.*

A roll call vote was taken as follows:

Trustee Jensen Aye  
Trustee Stochl Aye  
Trustee Konwent Aye  
Trustee Marr Aye  
Trustee Moore Aye  
Trustee Koske Aye  
**Motion Carried**

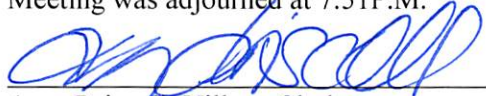
22. **Adjournment (made from Executive Session)**

*Trustee Stochl made a motion to adjourn the meeting at 7:51p.m., seconded by Trustee Marr.*

*A roll call vote was taken as follows:*

<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 Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<b><i>Motion Carried</i></b>	

Meeting was adjourned at 7:51P.M.



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Amy Driscoll, Village Clerk