



**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 April 27, 2021, and 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, Stochl, Marr and Moore.

Staff also in attendance via Zoom conference: Laura Linehan, Kealan Noonan, Ryan Kelly, Susan Griffin, Wayde Frerichs, and Jimmy Lee Jr.

2. Approval of Minutes

A. Village Board Meeting Minutes for April 13, 2021

Trustee Jensen made a motion to approve the Village Board Meeting Minutes for April 13, 2021 as amended, seconded by Trustee Moore.

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 Absent
Trustee Marr Aye
Trustee Moore Aye
Trustee Koske Absent
Motion Carried

B. Budget Hearing Minutes – April 13, 2021

Trustee Marr made a **motion** to approve the Budget Hearing Minutes for April 13, 2021 as presented, seconded by Trustee Stochl.

A roll call vote was taken as follows:

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

3. Approval of the Warrant

Trustee Marr made a **motion** to approve the Expenditures/Warrants/Transfers for April 27, 2021 in the amount of \$622,799.67, Seconded by Trustee Jensen.

A roll call vote was taken as follows:

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

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

A. Arbor Day Proclamation

Mayor Schmit read the Arbor Day proclamation and named April 30, 2021 Arbor Day in the Village of Fox Lake.

5. Village President’s Report

A. Village’s Reopening Plan

Mayor said Village Hall will be open to the public on Monday. From 8am-9am, seniors and high-risk persons will be allowed into the building. From 9am-4pm, the building will be open to the public. The building will close at 4pm for cleaning.

Last year the Village had four planning teams. Mayor said that one team hasn’t met in over a year. He wants to condense Communications and Marketing, and have them join the existing teams. This will result in a total of three teams, with four trustees on each team.

Mayor Schmit discussed the 4th of July Parade and needing to make a decision on fireworks. Trustee Stochl is ready to move ahead with everything, asking that people keep proper distance, wear masks and be careful. Trustee Moore asked if there were any insurance implications. She mentioned other communities doing a “reverse parade”, where the floats stay still and the attendees move instead of the floats. Mayor said he will check on insurance and weigh the options.

6. Village Administrator’s Report

There is none.

7. Village Attorney Report

There is none.

8. Village Treasurer's Report

There is none.

9. Preliminary Audience Comments (on Agenda Items Only)

There are none.

10. Motion to Recess to Committee of the Whole Meeting

Trustee Jensen made a motion to recess to the Committee of the Whole, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

A. Strategic Planning Team Reports

Mayor said that he and Kealan met with Gewalt Hamilton by Watts and Culvers bay. It appears silt can be placed in holes in the area once the dredging is done. This will reduce costs. TIF funds can be used for this project and be included in shoreline stabilization. This will be a more marketable approach with access to Culvers. Mayor will keep the Board updated with the bid amount.

11. New Business

A. Resolution 2021-R-17: A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake to Sign a Contract with and Thereby Accept the Proposal from Manusos General Contracting, Inc. for the Screw Pump Rehabilitation Project at the Northwest Regional Water Reclamation Facility.

Resolutions A, B, C and Ordinance G are all related. The contract is \$714K. One is for a first stage pump and three are for second stage pumps. This is something that has been going on for a while that needs to be addressed. Ryan Kelly said there was a similar project a few years ago that kept up with screw pumps. This is the main way for water to flow thru the plant and go out to the river. This is taking care of four of the pumps since none were done last year.

B. Resolution 2021-R-18: A Resolution Approving the Local Limits Evaluation Dated April 2020

This is required each year and mandated by the EPA in order to get a discharge permit. All major dischargers need to have the same language in enforcement plans as well as properly limiting pollutants.

C. Resolution 2021-R-19: A Resolution Approving an Enforcement Response Plan in Relation to the Village's Sewer Use and Pretreatment Ordinance

This is to adopt the changes made in the resolution above. Ninety days from when EPA approves, the plan will need to be completed. If not, the Village will need to provide EPA with updates. Ryan anticipates it will be a lengthy process.

D. Resolution 2021-R-21: A Resolution Authorizing the Mayor to Sign and Approve a Collective Bargaining Agreement Between the Village of Fox Lake and the Illinois Fraternal Order of Police Labor Council, Fox Lake Fraternal Order of Police Lodge No. 90 for the Period of May 1, 2021 – April 30, 2025

This will be a four-year agreement.

- E. Resolution 2021-R-22: A Resolution Authorizing the Mayor to Sign an Amendment to Contract for Easement for the Trinski Easement Related to Phase I of the Interconnect Sewer and Water Improvements**
The easement purchase is \$250K, which came in under budget.
- F. Ordinance 2021-07: An Ordinance Amending Various Sections of the Code of the Village of Fox Lake Related to Sewer User Service Charges and Water User Service Charges**
This is an annual increase in order to meet obligations for loans. Trustee Stochl asked about the allocation of the increase. He said the base amount is high; up to \$26.50 a month. He thought staff was going to work on looking into this. Trustee Stochl understands the increase is needed but he thinks a base of 26.50 a month is excessive. It's the same for a one-bedroom unit in Leisure Village as it is for a multi bedroom home. Mayor said that now the Finance Department is stabilized, and this is something that can be looked into.
- G. Ordinance 2021-08: An Ordinance Amending Various Sections of the Code of the Village of Fox Lake and Adopting a Sewer Use and Pretreatment Ordinance**
As discussed in A,B and C above.
- H. Ordinance 2021-09: An Ordinance Authorizing the Sale of Certain Property Owned by the Village of Fox Lake at Public Auction to be Conducted by the Obenauf Auction Service, Inc. and for Alternate Disposal of Valueless or Unsold Items**
This is to sell various Village equipment such as a snow blower, a sweeper and salt spreader.
- I. A Motion to Approve the Reinstatement of Utility Billing Late Fees and Shut off Fees**
This motion will reinstate late fees. There has been \$75K in lost revenue. This will begin for the the bills that go out after May 1st.
- J. A Motion to Authorize the Mayor and Attorney to Sign the Federal Transit Administration (FTA) Fiscal Year 2021 Certifications and Assurances**
Annual certification.
- K. A Motion to Direct the Village Attorney to Prepare the Ordinance Granting Approval of the PZC recommendations regarding 2 variations at 4 Washington St.**
Mayor said this is for the Marvella's property and it has been going on for a while. The Planning Board has held a public hearing and recommends approval for the setbacks. Trustee Marr said that will be taking out large tree and wondered if it will be replaced. Trustee Stochl said he has seen the building and sign hit, and is not sure how much closer they can get to 59.
- 12. Old Business**
Wayde said there is a final budget proposal with adjustments, coming out of the April 13th meeting regarding personnel and the dredging project coming out of the TIF fund. The annual budget will be adopted by May 1st, 2021.
- 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 Marr. 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>

Motion Carried

14. Items to be Removed from Consent Agenda

Trustee Stochl removed item C-3: A Motion to Direct the Village Attorney to Prepare the Ordinance Granting Approval of the PZC recommendations regarding 2 variations at 4 Washington St.

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-17: A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake to Sign a Contract with and Thereby Accept the Proposal from Manusos General Contracting, Inc. for the Screw Pump Rehabilitation Project at the Northwest Regional Water Reclamation Facility.
2. Resolution 2021-R-18: A Resolution Approving the Local Limits Evaluation Dated April 2020
3. Resolution 2021-R-19: A Resolution Approving an Enforcement Response Plan in Relation to the Village's Sewer Use and Pretreatment Ordinance
4. Resolution 2021-R-21: A Resolution Authorizing the Mayor to Sign and Approve a Collective Bargaining Agreement Between the Village of Fox Lake and the Illinois Fraternal Order of Police Labor Council, Fox Lake Fraternal Order of Police Lodge No. 90 for the Period of May 1, 2021 – April 30, 2025
5. Resolution 2021-R-22: A Resolution Authorizing the Mayor to Sign an Amendment to Contract for Easement for the Trinski Easement Related to Phase I of the Interconnect Sewer and Water Improvements

B. Ordinances

1. Ordinance 2021-05: An Ordinance Adopting the Annual Budget for Fiscal Year 2021-2022 (Final Reading)
2. Ordinance 2021-07: An Ordinance Amending Various Sections of the Code of the Village of Fox Lake Related to Sewer User Service Charges and Water User Service Charges
3. Ordinance 2021-08: An Ordinance Amending Various Sections of the Code of the Village of Fox Lake and Adopting a Sewer Use and Pretreatment Ordinance
4. Ordinance 2021-09: An Ordinance Authorizing the Sale of Certain Property Owned by the Village of Fox Lake at Public Auction to be Conducted by the Obenauf Auction Service, Inc. and for Alternate Disposal of Valueless or Unsold Items

C. Motions

- A. A Motion to Approve the Reinstatement of Utility Billing Late Fees and Shut off Fees
- B. A Motion to Authorize the Mayor and Attorney to Sign the Federal Transit Administration (FTA) Fiscal Year 2021 Certifications and Assurances

Trustee Jensen made a **motion** to move that items, Resolutions A 1-5, Ordinances B 1-4, and Motions C 1-2, be established as the Consent Agenda for this meeting by unanimous vote, seconded by Trustee Moore.

A roll call vote was taken as follows:

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

Trustee Moore 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	Absent
Trustee Marr	Aye
Trustee Moore	Aye
Trustee Koske	Absent
Motion Carried	

16. **Approval of Exceptions**

Trustee Jensen made a **motion** to Direct the Village Attorney to Prepare the Ordinance Granting Approval of the PZC recommendations regarding 2 variations at 4 Washington St., seconded by Trustee Moore.

A roll call vote was taken as follows:

Trustee Jensen	Aye
Trustee Stochl	No
Trustee Konwent	Absent
Trustee Marr	Aye
Trustee Moore	Aye
Trustee Koske	Absent
Motion Carried	

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

Trustee Moore thanked the Village volunteers who are taking plants and replanting them throughout town to make the Village look nice. She notices all their hard work.

18. **Audience Comments**

There are none.

19. **Executive Session**

Trustee Marr made a **motion** to retire into Executive Session at 7:49pm, for discussion on Threatened and Pending Litigation; to include Mayor Schmit, Howard Teegen, and Laura Linehan, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

21. Adjournment (made from Executive Session)

Trustee Stochl made a motion to adjourn the meeting at 7:58pm, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Absent</i>
<i>Motion Carried</i>	

Meeting was adjourned at 7:58P.M.



Amy Driscoll, Village Clerk