



**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 May 09, 2023 and held via in person and 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: Stochl, Konwent, Marr, Moore, and Driscoll

Absent: Trustee Jensen

Staff also in attendance: Jessica Chernich, Kealan Noonan, Wayde Frerichs, Amy Whitis, Jimmy Lee, Dawn DeServi, Lindsay Szafran, Patricia Russell and Michelle Runnion

2. Approval of Minutes

A. Village Board Meeting Minutes for April 25, 2023

Trustee Konwent made a motion to approve the Village Board Meeting Minutes for April 25, 2023 as presented, seconded by Trustee Moore. All were in favor. Motion carried

3. Approval of the Warrant

A. Approval of the Warrant

Trustee Driscoll made a motion to approve the Expenditures/Warrants/Transfers for May 9, 2023 in the amount of \$1,299,280.86, Seconded by Trustee Moore.

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>

Motion carried

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

A. National Police Week Proclamation

Mayor Schmit read the proclamation for National Police Week as the week of May 14-20 in honor of the men and women whose dedication, service and professionalism keep our village safe.

B. National Safe Boating Week Proclamation

Mayor Schmit read the proclamation for National Safe Boating as the week of May 21-27 in commitment to the effort to promote safe boating.

C. Farewell to Trustee Danice Moore

Mayor Schmit and the Board offered their thanks for Trustee Moore’s service and dedication and provided a plaque in recognition of her service.

D. 2023-2024 Appointments

Mayor Schmit requested a motion to approve the appointment of Michelle Runnion as Village Clerk.

*Trustee Driscoll made a **motion** to approve the appointment of Michelle Runnion as Village Clerk, seconded by Trustee Konwent.*

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>

Motion carried

Mayor Schmit requested a motion to approve the appointments of:

Treasurer/Finance Director – Wayde Frerichs

ESDA Coordinator – Dawn DeServi

Planning and Zoning Board Chairman – David Gauger

Planning and Zoning Board Member – Barbara Nakanishi

Fire and Police Commission Member – Kalie Sadowski

Police Pension Board Member – Louis Leny

ETSB/911 Board Member – Ed Lescher

Village Engineer – Trotter & Associates

Village Attorney – Soffietti, Johnson, Teegen, Argueta, & Bawcum LTD

*Trustee Konwent made a **motion** to approve the appointments as listed, seconded by Trustee Marr.*

A roll call vote was taken as follows:

Trustee Jensen Absent

Trustee Stochl Aye

Trustee Konwent Aye

Trustee Marr Aye

Trustee Driscoll Aye

Trustee Vander Weit Aye

Motion carried

Mayor Schmit indicated he will not make an appointment to the office of Village Administrator, accordingly declaring the position of Village Administrator vacant.

E. Swearing in Ceremony – Trustee Brian Marr, Trustee Amy Driscoll, Trustee Debra Vander Weit, Treasurer/Finance Director Wayde Frerichs, ESDA Coordinator Dawn DeServi, and Deputy Clerk Patricia Russell

Mayor Schmit swore in appointments to Trustee of Trustee Brian Marr, Trustee Amy Driscoll, and Trustee Debra Vander Weit. He then swore in Treasurer/Finance Director Wayde Frerichs, ESDA Coordinator Dawn DeServi and Deputy Clerk Patricia Russell.

5. Village President’s Report

Mayor Schmit shared about today’s meeting regarding the park renovation. Decided to change a few items to cut back expenses on some items, some redesign. He indicated these would be contract changes and that it would not be a rebid. These changes would lower the cost from \$12,500,000 to \$11,500,000. He requested the board to review the updated detailed report of changes and then would like to award the contract at the next meeting if possible.

The mayor shared that the village will be issuing citations for a couple of BNBs.

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 were none.

10. Strategic Planning Team Reports

Kealan Noonan shared information and drawings regarding the options for the streetlights on Washington Street and is requesting a recommendation from the board as to how to proceed. Under budget for the standard lights (\$173,000), over budget for the decorative lights (\$450,000). This will need to be an item on the next agenda.

11. 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 Driscoll. All were in favor. **Motion carried***

12. New Business

A. Resolution 2023-R-21: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Enter into an Intergovernmental Agreement between the Village of Fox Lake and Grant Community High School District 124 to Provide a Police School Resource Officer (SRO)

This item is to authorize the Mayor to enter into an agreement between the Village of Fox Lake and Grant Community High School District 124 to provide a Police School Resource Officer and the school will provide necessary safety equipment.

B. Resolution 2023-R-22: A Resolution Adopting a Mailbox Repair and Replacement Policy for the Village of Fox Lake

This item is to adopt the policy for mailbox repair and replacement capped at \$150.00.

C. Resolution 2023-R-23: A Resolution Authorizing and Ratifying a Contract with ComEd for Pole Removal and Installation at Lakefront Park

This item is to authorize and ratify a contract with ComEd for pole removal and installation at Lakefront Park as necessary for renovation. This was ratified at the last meeting. The contracted amount is \$22,556.02.

D. Resolution 2023-R-25: A Resolution Ratifying the Execution by the Mayor of the Employee Leasing Agreement with GovTemps USA, LLC for an Administrative Assistant

This item is to authorize the mayor to accept the employee leasing agreement with GovTemps USA for an Administrative Assistant at \$49 per hour.

E. Resolution 2023-R-26: A Resolution Providing for Adoption of the 2022 Lake County All Natural Hazards Mitigation Plan

This item is to accept the adoption of the 2022 Lake County All Natural Hazards Mitigation Plan which is a watershed requirement for FEMA. It is a standard five year contract.

F. Resolution 2023-R-27: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Copenhaver Construction for the Lakefront Park North Access Road Project

This item is to authorize the Mayor to accept the lowest bid (\$1,389,000) proposal from Copenhaver Construction for the Lakefront Park North Access Road Project with estimated completion of July 14, 2023.

G. Resolution 2023-R-28: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Trotter & Associates, Inc. for Design Modification and Construction Services for the Lakefront Park North Access Road
This item is to authorize the Mayor to sign the proposal from Trotter and Associates for design modification and construction services for the Lakefront Park North Access Road with a change of \$210,208.00.

H. Ordinance 2023-13: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Jeffrey D. Tomcsik and Jessica R. Tomcsik to Operate a Short-Term Housing Rental Business at the Property at 15 Atwater Parkway, Fox Lake, Illinois
This item is to amend the zoning ordinance by granting a special use to operate a short term housing rental business at 15 Atwater Parkway, Fox Lake.

I. Ordinance 2023-14: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Stephanie Welter and April Whitmer to Operate a Short-Term Housing Rental Business at the Property at 39487 N. Shore Drive, Spring Grove, Illinois
This item is to amend the zoning ordinance by granting a special use to operate a short term housing rental business at 39487 N Shore Dr, Spring Grove.

13. Old Business
There was none.

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

15. Items to be Removed from Consent Agenda
Trustee Driscoll removed Ordinances 1 and 2, and Trustee Stochl removed Resolutions 6 and 7.

16. 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 2023-R-21: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Enter into an Intergovernmental Agreement between the Village of Fox Lake and Grant Community High School District 124 to Provide a Police School Resource Officer (SRO)
2. Resolution 2023-R-22: A Resolution Adopting a Mailbox Repair and Replacement Policy for the Village of Fox Lake

3. Resolution 2023-R-23: A Resolution Authorizing and Ratifying a Contract with ComEd for Pole Removal and Installation at Lakefront Park
4. Resolution 2023-R-25: A Resolution Ratifying the Execution by the Mayor of the Employee Leasing Agreement with GovTemps USA, LLC for an Administrative Assistant
5. Resolution 2023-R-26: Resolution Providing for Adoption of the 2022 Lake County All Natural Hazards Mitigation Plan
6. **Removed from Consent Agenda** - Resolution 2023-R-27: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Copenhaver Construction for the Lakefront Park North Access Road Project
7. **Removed from Consent Agenda** - Resolution 2023-R-28: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Trotter & Associates, Inc. for Design Modification and Construction Services for the Lakefront Park North Access Road

B. Ordinances

1. **Removed from Consent Agenda** - Ordinance 2023-13: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Jeffrey D. Tomcsik and Jessica R. Tomcsik to Operate a Short-Term Housing Rental Business at the Property at 15 Atwater Parkway, Fox Lake, Illinois
2. **Removed from Consent Agenda** - Ordinance 2023-14: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Stephanie Welter and April Whitmer to Operate a Short-Term Housing Rental Business at the Property at 39487 N. Shore Drive, Spring Grove, Illinois

C. Motions

None

Trustee Driscoll made a motion to move that items, Resolutions A 1-5 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>Absent</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Vander Weit</i>	<i>Aye</i>

Motion carried

Trustee Konwent made a motion that the consent agenda as established by the prior motion be passed, seconded by Trustee Driscoll.

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>Aye</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Vander Weit</i>	<i>Aye</i>

Motion carried

17. Approval of Exceptions

A. *Trustee Marr made a **motion** to approve item A-6, Resolution 2023-R-27: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Copenhaver Construction for the Lakefront Park North Access Road Project. seconded by Trustee Konwent.*

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>No</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Vander Weit</i>	<i>Aye</i>

Motion carried

B. *Trustee Konwent made a **motion** to approve item A-7, Resolution 2023-R-28: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Trotter & Associates, Inc. for Design Modification and Construction Services for the Lakefront Park North Access Road, seconded by Trustee Vander Weit.*

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>No</i>
<i>Trustee Konwent</i>	<i>Aye</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>
<i>Trustee Vander Weit</i>	<i>Aye</i>

Motion carried

C. *Trustee Marr made a **motion** to approve item B-1, Ordinance 2023-13: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Jeffrey D. Tomcsik and Jessica R. Tomcsik to Operate a Short-Term Housing Rental Business at the Property at 15 Atwater Parkway, Fox Lake, Illinois, seconded by Trustee Vander Weit.*

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Absent</i>
<i>Trustee Stochl</i>	<i>Abstain</i>
<i>Trustee Konwent</i>	<i>No</i>

Trustee Marr Aye
Trustee Driscoll No
Trustee Vander Weit Aye

Mayor Schmit Aye
Motion carried

D. Trustee Marr made a **motion** to approve item B-2, Ordinance 2023-14: An Ordinance Amending the Zoning Ordinance of the Village of Fox Lake by Granting a Special Use to Stephanie Welter and April Whitmer to Operate a Short-Term Housing Rental Business at the Property at 39487 N. Shore Drive, Spring Grove, Illinois seconded by Trustee Vander Weit

A roll call vote was taken as follows:

Trustee Jensen Absent
Trustee Stochl Abstain
Trustee Konwent No
Trustee Marr Aye
Trustee Driscoll No
Trustee Vander Weit Aye

Mayor Schmit Aye
Motion carried

18. For the Good of the Order

There was none.

19. Audience Comments

There were none.

20. Executive Session

Trustee Driscoll made a **motion** to retire into executive session at 7:32pm for discussion on personnel litigation and land acquisition; to include Mayor Donny Schmit, Clerk Michelle Runnion, Village Attorney Howard Teegen and Assistant to the Administrator, Jessica Chernich, seconded by Trustee Marr. All were in favor. **Motion carried**

21. Adjournment

Trustee Stochl made a **motion** to adjourn the meeting at 8:22 pm, seconded by Trustee Konwent. All were in favor. **Motion carried**

Meeting was adjourned at 8:22 P.M.


Michelle Runnion, Village Clerk