



**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 22, 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 Jeff Nutschign, Trustees: Stochl, Marr, Driscoll and Vander Weit and Clerk Runnion

Absent: Trustee Konwent and Trustee Jensen

Staff also in attendance: Jessica Chernich, Dusty Hosna, Mary Locher and Dawn DeServi

2. Approval of Minutes

A. Village Board Meeting Minutes for August 8, 2023

*Trustee Vander Weit made a **motion** to approve the Village Board Meeting Minutes for August 8, 2023, seconded by Trustee Marr.*

Trustee Marr requested amendment to Item 11 H regarding façade improvement to accurately reflect the discussion of August 8th as it relates to the existing failing façade possibly being an issue down the road.

*Trustee Vander Weit made a **motion** to approve the Village Board Meeting Minutes for August 8, 2023, **as amended**, seconded by Trustee Marr. Trustee Driscoll – Abstained. All others were in favor. **Motion carried.***

3. Approval of the Warrant

A. Approval of the Warrant – August 22, 2023

*Trustee Driscoll made a **motion** to approve the Expenditures/Warrants/Transfers for August 22, 2023, in the amount of \$1,444,764.79, seconded by Trustee Marr.*

A roll call vote was taken as follows:

Trustee Jensen Absent

Trustee Stochl Aye

Trustee Konwent Absent

Trustee Marr Aye

Trustee Driscoll Aye

Trustee Vander Weit Aye

Motion carried

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

There is none.

5. Village President's Report

There is none. The Mayor indicated he would share information during the Committee of the Whole.

6. Village Administrator's Report

There is none

7. Village Attorney Report

There is none.

8. Village Treasurer's Report

Finance director, Mary Locher shared the Audit will be presented at the 9/26/23 Board Meeting.

9. Preliminary Audience Comments (on Agenda Items Only)

Janette and Mike Jennings commented on their opposition, along with that of their fellow residents of Riverside Island, to a Short Term Rental Special Use Permit on Riverside Island, indicating that all residents of the island purchased their homes for full time residence.

Steve & Lila Jergensen of Maple Avenue, along with their neighbors, expressed appreciation for actions taken regarding 176 E. Grand Avenue, indicating it had been a good week, though there was activity there today.

10. Motion to Recess to Committee of the Whole Meeting

*Trustee Marr made a **motion** to recess to the Committee of the Whole, seconded by Trustee Vander Weit. All were in favor. **Motion carried.***

A. Strategic Planning Team Reports

There were no questions.

11. **New Business**

A. Resolution 2023-R-55: A Resolution Authorizing the Mayor of the Village of Fox Lake to Accept the Quotes Through Sutton Ford and Monroe Truck Equipment for the Purchase of One New F-550 Regular Cab Fleet Truck

This item is to approve a resolution authorizing the Mayor to accept the quotes through Sutton Ford and Monroe Truck Equipment for the purchase of a new F550 Regular Cab Fleet Truck. This purchase is part of the budget at a cost of \$54,029.

B. Resolution 2023-R-56: A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Visu-Sewer of Illinois, LLC for the 2023 Sanitary Sewer Cleaning and Lining Project and Sign a Contract for the Project

This item is to approve the resolution authorizing the Mayor and Village Clerk to sign and thereby accept the proposal from Visu-Sewer of Illinois, LLC. This resolution would cover forty miles of sanitary lines and meet the requirement to inspect 10% of sewer lines per year. Six bids were received with Visu-Sewer as the lowest bid at \$109,020.50.

C. Resolution 2023-R-57: A Resolution Appointing a Representative and Alternate to the Governing Board of the North Suburban Employee Benefit Cooperative

This item is to approve the resolution appointing Jessica Chernich as Representative and Mary Locher as Alternate to the Governing Board of the North Suburban Employee Benefit Cooperative.

D. Resolution 2023-R-58: A Resolution Authorizing the Mayor and Village Clerk to Appoint Jessica Chernich as the Illinois Municipal Retirement Fund (IMRF) Authorized Agent for the Village of Fox Lake

This item is to approve the resolution authorizing the Mayor and Village Clerk to appoint Jessica Chernich as the Illinois Municipal Retirement Fund (IMRF) Authorized Agent for the Village of Fox Lake.

E. Resolution 2023-R-59: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Trotter and Associates, Inc. for Engineering Services Related to the Screw Compressor and Fine Screen Replacement at the NWRWRF

This item is to approve the resolution authorizing the Mayor to sign and thereby accept the proposal from Trotter and Associates Inc. for Engineering Services related to the Screw Compressor and Fine Screen Replacement at the NWRWRF. The cost is \$119,000 and is a budgeted item.

F. Resolution 2023-R-60: A Resolution Authorizing the Demolition of the Building Located at 176 East Grand Avenue, Fox Lake, Illinois

This item is to approve the resolution authorizing the demolition of the building located at 176 East Grand Avenue, Fox Lake. This building is condemned and boarded up. No taxes have been paid on this property since 2019 and the Village Attorney recommends moving forward with demolition proceeding.

G. Resolution 2023-R-61: A Resolution Approving Work Order No. FXL032- WO71 with Trotter and Associates, Inc. for Construction Engineering Services for the Main Lift Station Force Main Extension Project

This item is to approve the resolution approving Work Order No. FXL032-WO71 with Trotter and Associates Inc. for Construction Engineering Services for the Main Lift Station Force Main Extension Project on Sayton Rd. This will be 1,180 feet of Force Main at a cost of \$56,000.

H. Resolution 2023-R-62: A Resolution Approving Work Order No. FXL046 with Trotter and Associates, Inc. for Design Engineering and Surveying Services for the 2024 Roadway Improvement Project

This item is to approve the resolution approving the Work Order No. FXL046 with Trotter and Associates Inc. for Design Engineering and Surveying Services for the 2024 Roadway Improvement Project for road rehabilitation of Wildwood Dr, Longwood Dr, Medinah St, Columbia Ave, Cottage Ave, Rand Ave, Hill Rd, York St, Siloam Ave, and Troy St. The improved roadways will include new watermain extensions with the exceptions of Wildwood & Longwood. The cost is \$303,000.

As an aside, the Mayor indicated that many are asking for road improvements including Dunns Lake East and Sundial Farms and he shared how priorities are being made based on wear and use.

I. Resolution 2023-R-63: A Resolution Approving Work Order No. FXL046- WO76 with Trotter and Associates, Inc. for Preliminary Design Engineering and Surveying Services for Hillside Court

This item is to approve the resolution approving Work Order No. FXL046-WO76 with Trotter and Associates Inc. for preliminary design engineering and surveying services for Hillside Court. The cost is \$97,900. Trotter will offer the Village two options following the preliminary design and survey.

J. Resolution 2023-R-64: A Resolution Approving Work Order No. FXL047 with Trotter and Associates, Inc. for Phase I Engineering and Surveying Services for Oak Street

This item is to approve work order No. FXL047 with Trotter and Associates for Phase I Engineering and Surveying Services for Oak Street. This project is eligible for Federal Assistance Urban Funding in which the state would pay 80% of the cost and the Village would pay 20%; however, it could take five years to obtain the funding. This would include improvements to the water main, curbs and gutters. This resolution covers just Phase I; Phase II would be the Design and Phase 3 is the Bidding and Paving and Improvement to the road.

The Mayor requested input from the Board as to options of using the funding but delaying the work or completing the necessary work with the higher cost. There was discussion of the road and water mains and possible options including splitting the road work and the various costs and time for completion that included Trotter's input. This item will be pulled from the consent agenda for further discussion.

K. Resolution 2023-R-65: A Resolution Approving Engineering Services with Trotter and Associates, Inc. for the NWRWRF Excess Flow Facilities Concept Design and IEPA Project Planning Report

This item is approving engineering services with Trotter and Associates Inc. for the NWRWRF Excess Flow Facilities Concept Design and IEPA Project Planning Report. An excess flow facility is needed per the report. However, there currently is an outflow pipe that could fail at any time as prior repairs have not been successful. The Mayor discussed concerns of spending to build the excess flow facility if the outflow pipe fails and needs to be replaced and is it better to build the excess flow facility or replace the outflow pipe. The Mayor requested to pull off agenda until receive further information on costs of both options.

L. Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Peter Jablonski for a Special Use Permit to Operate a Short-term Rental at 21 W. Grand Avenue #2, Fox Lake, Illinois

This item is to accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Peter Jablonski for a Special Use Permit to Operate a Short-term Rental at 21 W. Grand Avenue #2, Fox Lake, Illinois.

M. Motion to Accept the Planning and Zoning Commission's Recommendation to Deny the Petition of Angela Thorn for a Special Use Permit to Operate a Short-Term Rental at 174 Riverside Island Drive, Fox Lake, Illinois

The petitioner has made a request to remove this item from the agenda.

N. Motion to Approve the Façade Improvement Program Application for Property Located at 32 W Grand Avenue

This item is to approve the Façade Improvement Program Application for Property located at 32 W. Grand Avenue. This request is from Pretty Paws for new signage. Their cost is \$1200 and they are requesting \$600 from the Village. Trustee Stochl indicated he did not see changing signage as façade improvement. It was indicated that would need to be something Trustee Stochl addressed with the Planning Commission, and the Mayor stated he would mention it to the Chairman also.

O. Motion to Approve the Façade Improvement Program Application for Property Located at 62 N Route 12, Building 1

This item is to approve the Façade Improvement Program Application for property located at 62 N Route 12, Building 1. The business upgrade is estimated to cost \$17,000 to upgrade siding and windows and the owner is requesting \$4,000 from the Village.

12. Old Business

There was none.

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

*Trustee Driscoll 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.***

14. Items to be Removed from Consent Agenda

The Mayor removed items A-10 and 11 to be tabled to Old Business; The Mayor also removed item C-2 and Trustee Driscoll requested removal of item C-1.

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 2023-R-55: A Resolution Authorizing the Mayor of the Village of Fox Lake to Accept the Quotes Through Sutton Ford and Monroe Truck Equipment for the Purchase of One New F-550 Regular Cab Fleet Truck
2. Resolution 2023-R-56: A Resolution Authorizing the Mayor and Village Clerk of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Visu-Sewer of Illinois, LLC for the 2023 Sanitary Sewer Cleaning and Lining Project and Sign a Contract for the Project
3. Resolution 2023-R-57: A Resolution Appointing a Representative and Alternate to the Governing Board of the North Suburban Employee Benefit Cooperative
4. Resolution 2023-R-58: A Resolution Authorizing the Mayor and Village Clerk to Appoint Jessica Chernich as the Illinois Municipal Retirement Fund (IMRF) Authorized Agent for the Village of Fox Lake
5. Resolution 2023-R-59: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Trotter and Associates, Inc. for Engineering Services Related to the Screw Compressor and Fine Screen Replacement at the NWRWRF
6. Resolution 2023-R-60: A Resolution Authorizing the Demolition of the Building Located at 176 East Grand Avenue, Fox Lake, Illinois
7. Resolution 2023-R-61: A Resolution Approving Work Order No. FXL032- WO71 with Trotter and Associates, Inc. for Construction Engineering Services for the Main Lift Station Force Main Extension Project
8. Resolution 2023-R-62: A Resolution Approving Work Order No. FXL046 with Trotter and Associates, Inc. for Design Engineering and Surveying Services for the 2024 Roadway Improvement Project
9. Resolution 2023-R-63: A Resolution Approving Work Order No. FXL046- WO76 with Trotter and Associates, Inc. for Preliminary Design Engineering and Surveying Services for Hillside Court

10. **Removed from Consent Agenda** - Resolution 2023-R-64: A Resolution Approving Work Order No. FXL047 with Trotter and Associates, Inc. for Phase I Engineering and Surveying Services for Oak Street
11. **Removed from Consent Agenda** - Resolution 2023-R-65: A Resolution Approving Engineering Services with Trotter and Associates, Inc. for the NWRWRF Excess Flow Facilities Concept Design and IEPA Project Planning Report

B. Ordinances

C. Motions

1. **Removed from Consent Agenda** - Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Peter Jablonski for a Special Use Permit to Operate a Short-term Rental at 21 W. Grand Avenue #2, Fox Lake, Illinois
2. **Removed from Consent Agenda** - Motion to Accept the Planning and Zoning Commission's Recommendation to Deny the Petition of Angela Thorn for a Special Use Permit to Operate a Short-Term Rental at 174 Riverside Island Drive, Fox Lake, Illinois
3. Motion to Approve the Façade Improvement Program Application for Property Located at 32 W Grand Avenue
4. Motion to Approve the Façade Improvement Program Application for Property Located at 62 N Route 12, Building 1

*Trustee Driscoll made a **motion** to move that items, Resolutions A 1-9 and Motions C 3 and 4 be established as the Consent Agenda for this meeting by unanimous vote, 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>Aye</i>
<i>Trustee Konwent</i>	<i>Absent</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 Driscoll made a **motion** that the consent agenda as established by the prior motion be passed, 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>Aye</i>
<i>Trustee Konwent</i>	<i>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>Aye</i>

Trustee Vander Weit Aye
Motion carried

16. Approval of Exceptions

A. Motion to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Peter Jablonski for a Special Use Permit to Operate a Short-term Rental at 21 W. Grand Avenue #2, Fox Lake, Illinois

*Trustee Marr made a **motion** to Accept the Planning and Zoning Commission's Recommendation to Approve the Petition of Peter Jablonski for a Special Use Permit to Operate a Short-term Rental at 21 W. Grand Avenue #2, 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>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Driscoll</i>	<i>No</i>
<i>Trustee Vander Weit</i>	<i>Aye</i>

Motion carried

17. For the Good of the Order

There was none.

18. Audience Comments

Ryan Kelly, 31 Lippincott, stated he feels there is a lot of misinformation and he would like to share and have the opportunity to explain.

19. Executive Session

*Trustee Vander Weit made a **motion** to retire into executive session at 7:27pm for Personnel Matters 5 ILCS 120 2 (C)(1) and Threatened Litigation 5 ILCS 120 2(C)(11) to include Mayor Donny Schmit, Village Attorney Jeff Nutschnig, Police Chief Dawn DeServi and Assistant Village Administrator Jessica Chernich, seconded by Trustee Marr. All were in favor. **Motion carried.***

20. Adjournment (Made in Executive Session)

*Trustee Stochl made a **motion** in executive session, to adjourn the meeting at 8:01pm, seconded by Trustee Vander Weit. All were in favor. **Motion carried.***

Meeting was adjourned at 8:01 P.M.


Michelle Runnion, Village Clerk