



## 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 September 11, 2018 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, Konwent, Marr, Moore and Koske.

Staff also in attendance: Anne Marrin, Laura Linehan, Jimmy Lee Jr., Donovan Day, Julie McManus, Kealan Noonan and Ryan Kelly.

### 2. Approval of Minutes

Trustee Marr made a ***motion*** to approve the Village Board Meeting Minutes of August 28, 2018 as presented, seconded by Trustee Moore.

*A roll call vote was taken as follows:*

Trustee Jensen	Aye
Trustee Stochl	Aye
Trustee Konwent	Abstain
Trustee Marr	Aye
Trustee Moore	Aye
Trustee Koske	Abstain
<b><i>Motion Carried</i></b>	

### 3. Approval of the Warrant

Trustee Moore made a ***motion*** to approve the Expenditures/Warrants/ Transfers for September 11, 2018 in the amount of \$645,533.69 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>
<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)**

**A. Grant Community High School Chapter of the National Honor Society**

Mayor Donny Schmit presented the Anchor Award to the National Honor Society. The award is given to a group of individuals who make a difference in our community. Grant Community High School Principal Jeremy Schmidt explained that the National Honor Society is one of Grant's premiere service groups with a long tradition of service to their community. Mr. Schmidt stated that the program has blossomed under the leadership of Katherine Sagritalo. Accepting tonight's award is Lauren Gerdes and Arantxa Labtis. The Mayor also wanted to thank Superintendent Christine Sefcik, Katherine Sagritalo and the School Board for their strong leadership and working together with the community and the Village. Katherine Sagritalo thanked the Mayor for recognizing the National Honor Society with the Anchor Award.

**5. Village President's Report**

The Mayor visited Studio Hot Rods; he will be opening in 7 weeks. There is interest in the Bright Oaks property. Village Attorney Howard Teegen is working on closing Grace Street. Trustee Koske asked about the rain garden installation. Trustee Marr suggested installation should be in October or November.

**6. Village Administrator's Report**

Village Administrator Anne Marrin has submitted the application for Access to Transit for additional funding for the wall portion of the Nippersink project. Anne, Laura Linehan and Donovan Day attended the CMAP RTA Grant Meeting today in Chicago regarding different corridor planning. The ice rink has been ordered, it will be delivered at the end of October or beginning of November.

**7. Village Attorney Report**

There is none.

**8. Village Treasurer's Report**

There is none.

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

There is 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 Moore. All were in favor. Motion Carried.*

## A. Strategic Planning Team Reports

### 1. Infrastructure

Kealan Noonan, Director of Public Works stated they last met on September 5, 2018.

Kealan updated the Board on the following:

- Frontage Road  
Preliminary cost estimates have been received from GHA; they will be reviewed with GeWalt.
- Grand Avenue  
Resurfacing project with minimal changes in design of the road submitted a request to IDOT on Friday to eliminate a Phase II, IDOT agreed with the findings. Phase I will be submitted to Lake Co. DOT for approval.
- TIF District  
Preliminary plans have been received from Thomas for the sidewalk down Route 12, some of the street lights will need to be relocated.
- Sewer Lining  
Visu-sewer will be out September 14, 2018 continue sewer lining and checking if it's possible to line a 6" sewer line (most are 8").
- North Tower  
Maguire Iron will be out September 12, 2018 to do an annual inspection on the North Tower. The Water Department drained the tower over the past few days and the tower is operating on the booster pumps. Inspection will take approximately one week.
- 18 East Grand Avenue  
Property needs to more clean up before the rain garden is installed.
- Sayton Road  
Work started last week to install storm sewers, Phase II A of the project is continuing, including temporary pavement for the detour. Special waste removal from IDOT has also been granted.

### 2. Marketing

Laura Linehan stated the now that the website has launched they are making adjustments for the mobile app for Android and iTunes. The annual Town Hall meeting information is now on social media.

3. Communication/Public Outreach

Police Chief Jimmy Lee Jr. updated the Board on the following:

- The first Citizen Police Academy was held September 5, 2018, there are a few more open positions, and the next meeting will be September 12, 2018.
- Halloween Howl Event, October 29, 2018 4 p.m. To 7 p.m.
- Newsletter was mailed to residents on September 6, 2018 another will be mailed in November
- Homecoming Parade will be September 15, 2018 at 9 a.m.
- Friday October 5, 2018 event will be Coffee with a Cop, details still being worked out.

4. Economic Development

Community Development Director Donovan Day stated the next meeting will be Wednesday, September 12, 2018. Donovan updated the Board on the following:

There will be four public hearing meetings September 12, 2108. The agenda for two of the meetings will be in regards to the Fox Lake Crossing property. The contract purchaser would like to subdivide the property and obtain a special use permit for indoor / outdoor storage of boats, trailers and motor vehicles.

Public hearings will be held for operators of short term rentals at 501 and 503 Pistakee and 167 Waltonian.

5. Recreation

Assistant to the Village Administrator Laura Linehan gave an update of the projects in process and new business. They are as follows:

- Mayors Fish Fest  
Laura Linehan thanked all the volunteers who helped with the Mayor's Fish Fry and Trotter for the premiere sponsorship.
- Parks Master Plan  
Draft survey from Site Design has been received; they are constructing a survey to be shared also. On October 2, 2018 an open house will be held for the public's input on design at Lakefront Park at 6 p.m. Mayor Schmit wants to be sure this can be implemented by next year, Laura said it will be complete by December.

The next meeting will be held September 25, 2018 at 11 a.m.

6. Technology

Police Chief Jimmy Lee Jr. updated the Board on the following business:

- Video

Jimmy Lee has been working on obtaining for quotes from vendors for video equipment. He has also continuing to work with MSP Solutions to address redundancy on our network and computers.

## 11. New Business

### A. **2018-R-46, A Resolution authorizing the Mayor of the Village of Fox Lake to sign and thereby accept the proposal from Snow & Ice Management Services, Inc. for Snowplowing and Ice Control Services at all Metra parking lots.**

Staff is recommending awarding the snow removal contract to Snow and Ice Management Services for \$85/hr for the Metra Station. The Mayor stated they were the cheapest bid per hour however the per event rate was higher. Kealan explained the pricing is the same as last year and the hourly rate is being accepted. The company will only come out when called.

### B. **2018-R-47, A Resolution approving Pipeline License Agreements with Metra to install sewer & water pipelines under the Metra owned line for purposes of the interconnect.**

Two tunnels will start on Nippersink one for water main and one for the force main. Howard stated that a deal has been worked out successfully.

### C. **2018-39, an Ordinance amending the Village Code Chapter 6 Section 8-3-5 to authorize stop sign placements at the intersection of Nippersink Road at West Longwood Drive.**

The Route 59 bridge closure has caused increased traffic at Longwood Drive and Frontage Road. There have been requests to install a stop sign by the residents. The Mayor, Police Chief Jimmy Lee and Kealan Noonan met with the residents and agreed that the stop sign should be placed there because of the truck traffic and bus stop. Trustee Stochl feels that this could create problems in other areas including speeding however Police Chief Jimmy Lee stated the stop sign placement is not meant to reduce speed. Jimmy Lee also stated this is a safety issue with the bus stop.

### D. **2018-40, An Ordinance amending Section 3-3-6 A 1 f of the Village Code to reduce the number of allowable Class A-5 Package Store Licenses and Adding Section 3-3-2 E, to allow the Liquor Commissioner to grant exemptions from the operation of 235 ILCS 5/6-11(a).**

The Ordinance will be amended to reduce the package liquor license from 25 to 20, 19 are currently active. Trustee Stochl asked how many licenses are available for gaming and selling alcohol. Mayor Schmit stated the following: taverns, there are 17 with 15 active. Restaurants with seating for 60 and under are all in use, and restaurants with seating for 60 and over there are 2 available. There are 2 entertainment center licenses available.

**E. 2018-41, an Ordinance closing a portion of Grace Avenue from Grand Avenue to 32 feet North of Grand Avenue to vehicular traffic.**

Grace Avenue will be closed; plans still need to be worked.

**F. 2018-42, an Ordinance correcting Ordinance No. 2018-36.**

Verbiage will be corrected.

**G. Discussion Regarding Times of Operation for the Village Ice Skating Rink**

Anne Marrin looked into other municipalities on operating times for their ice rinks; some are open until 9 p.m. for skating teams or open skate. Staff is possibly thinking keeping the rink open until 7 p.m. on week days and 8 or 9 p.m. on weekends. Trustee Moore stated Antioch is open until 8 p.m. during the week and open until 8 to 10 p.m. for hockey. Trustee Moore feels 7 p.m. is a little early to close for working parents. Anne stated that they may close the rink at 8p.m. and open it up for hockey between 8 – 10 p.m. Hockey goals are not being provided. Trustee Moore would also like a flag to flown near the rink so residents know when the ice is good for skating (green flag for good conditions, red flag for bad conditions), Laura Linehan stated they will be doing that. There will also be a discussion with the Fire Department.

**H. Discussion Regarding Restaurant Liquor License Classification**

The Mayor was approached by a restaurant owner regarding selling bottles of wines. This would be for wine only and once the patrons leave the bottle must be capped.

**12. Old Business**

**A. Façade Improvement Grant Request for Lakes Realty Group at 16 E Grand Avenue**

Village Attorney Howard Teegen said the he did not find specific wording stating that a business owner does not have to apply for the grant before they do façade improvement, however it he feels it is presumed you would. Trustee Marr pointed out 1933D2G does state work done prior to notification of approval are not eligible. Trustee Moore stated that this business owner did not go through the proper channels, for example submitting the three bids. Trustee Marr stated we have circumvented this process before. Trustee Jensen said we cannot set this precedence; we have been trying to get rid of this precedence. Trustee Jensen said there has to be a time limit on this program. Trustee Moore stated that it is clear that the business owner has to submit the three bids, go before the Board for approval as a way to protect the taxpayer money. Trustee Moore stated that when she was on the Planning Commission there was some leniency while they were working through the problems with the façade improvement program and at Trustee Marr's direction the procedures for receiving the grant are very firm now. Trustee Moore does not want to deny the money but procedures have not been followed and it would be an unwise decision. Trustee Moore also pointed out that if the work has already been completed it's very clear that the business owner is ineligible. Trustee Marr said we have handed out money to other businesses. Mayor Schmit explained that the

program is to encourage exterior improvements, and in the future he will give the facade improvement grant information with each business license. The ordinance will be modified. Howard Teegen stated that it is not fair to the other business owners who have followed the rules by waiting to get bids etc. and are turned away because the funds are depleted because this was grant was given. Howard wants them to think of this when making a decision. Donovan will deny the grant in writing and Pat Smarto can appeal the decision to the Village Board within 7 days.

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.**

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

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. **2018-R-46, A Resolution authorizing the Mayor of the Village of Fox Lake to sign and thereby accept the proposal from Snow & Ice Management Services, Inc. for Snowplowing and Ice Control Services at all Metra parking lots.**
    2. **208-R-47, A Resolution approving Pipeline License Agreements with Metra to install sewer & water pipelines under the Metra owned line for purposes of the interconnect.**

- B. **Ordinances**

1. **2018-39, an Ordinance amending the Village Code Chapter 6 Section 8-3-5 to authorize stop sign placements at the intersection of Nippersink Road at West Longwood Drive.**
    2. **2018-40, An Ordinance amending Section 3-3-6 A 1 f of the Village Code to reduce the number of allowable Class A-5 Package Store Licenses and Adding Section 3-3-2 E, to allow the Liquor Commissioner to grant exemptions from the operation of 235 ILCS 5/6-11(a).**
    3. **2018-41, an Ordinance closing a portion of Grace Avenue from Grand Avenue to 32 feet North of Grand Avenue to vehicular traffic.**
    4. **2018-42, an Ordinance correcting Ordinance No. 2018-36.**

- C. **Motions**

Trustee Jensen made a ***motion*** to move that items A 1- 2 and B 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:*

Trustee Jensen	Aye
Trustee Stochl	Aye
Trustee Konwent	Aye
Trustee Marr	Aye
Trustee Moore	Aye
Trustee Koske	Aye
<b><i>Motion Carried</i></b>	

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
<b><i>Motion Carried</i></b>	

**16. Approval of Exceptions**

*None*

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

Mayor Donny Schmit thanked Trotter and September 27, 2018 is Town Hall Meeting at Grant Community High School.

**18. Audience Comments**

Resident Glenn Close asked about the specifics of the Metra snow removal, Mayor Schmit explained it will be 2 trucks, a 350 and 450, with a plow, dump and salt spreader.

**19. Executive Session**

Trustee Jensen made a ***motion*** to retire into executive session at 7:49 p.m. for approval of executive minutes, land acquisition and personnel matters and to include Mayor Donny Schmit, Village Administrator Anne Marrin, Assistant to the Village Administrator Laura Linehan, Attorney Howard Teegen and Community Development Director Donovan Day. Seconded by Trustee Konwent. All were in favor. ***Motion carried.***

**Reconvene the Village Board Meeting**

Trustee Jensen made a motion to reconvene the Village Board meeting at 8:12 p.m. seconded by Trustee Konwent.

**20. Possible Motion Coming out of Executive Session**

Trustee Marr made a ***motion*** to approve the following executive session minutes March 13, 2018 – Sessions I & II, April 10, 2018 – Sessions I & II, April 24, 2018 – Sessions I & II, May 8, 2018 – Sessions I & II, May 22, 2018 – Sessions I & II, July 10, 2018 – Sessions I, II & III. Seconded by Trustee Koske.

*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
<b>Motion Carried</b>	

Trustee Marr made a **motion** to approve the following executive session minutes July 25, 2017 – Sessions I & II, September 12, 2017 Sessions I & II, October 10, 2017 – Sessions I, II & III, December 12, 2017 Sessions I, II, III & IV, June 12, 2018 Sessions I, II, III & IV, June 26, 2018 – Sessions I & II 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	Abstain
Trustee Koske	Aye
<b>Motion Carried</b>	

Trustee Marr made a **motion** to approve the following executive session minutes for November 28, 2017 Sessions I & II seconded by Trustee Konwent.

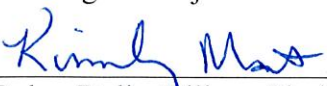

*A roll call vote was taken as follows:*

Trustee Jensen	Aye
Trustee Stochl	Abstain
Trustee Konwent	Aye
Trustee Marr	Aye
Trustee Moore	Abstain
Trustee Koske	Aye
<b>Motion Carried</b>	

## 21. Adjournment

Trustee Stochl made a **motion** adjourn the meeting at 8:14 p.m., seconded by Trustee Marr. All were in favor. **Motion Carried.**

Meeting was adjourned at 8:14 P.M.

   
Debra Dolis, Village Clerk