

## 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 May 26th, 2020, 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, Konwent, Koske, Marr and Moore.

Staff also in attendance via call in: Anne Marrin, Laura Linehan, Ryan Kelly, Donovan Day, Nazer Uddin, and Kealan Noonan.

### 2. Approval of Minutes

Trustee Konwent made a **motion** to approve the Village Board Meeting Minutes for May 12th, 2020 as amended, seconded by Trustee Moore.

*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 Moore made a **motion** to approve the Expenditures/Warrants/ Transfers for May 26th, 2020 in the amount of \$672,670.12, 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***

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

##### **A. 2020 – 2021 Appointments**

*Mayor Schmit made a motion to accept the nominations of Anne Marrin, Donovan Day, Nazer Uddin, Jimmy Lee, Rick Lapiana, Dawn DeServi, Ed Lescher and Yolanda Torrez, 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

***Motion Carried***

*The Village Clerk swore in the following individuals:*

- *Anne Marrin – Village Administrator*
- *Donovan Day – Director of Community Development*
- *Nazer Uddin – Finance Director / Treasurer*
- *Jimmy Lee Jr – Chief of Police*
- *Rick Lapiana – Planning and Zoning Board Member*
- *Dawn DeServi – ESDA Coordinator and Emergency Telephone System Board*
- *Ed Lescher – Emergency Telephone System Board*
- *Yolanda Torrez – Adjudication Hearing Officer*

#### **5. Village President's Report**

*Mayor Schmit shared a Power Point presentation on the Restore Illinois plan. It shows the health regions that Illinois is divided into. Lake and McHenry Counties are included in the same region as Cook County. In order for the region to move forward into Phase 3, it must be at or under 20% positivity rates. In addition, there must be 14% availability of ICU beds. Last week, Lake County had the highest positivity rate in the state, at 25.6%. Cook County was at 22%, so being lumped into this region allows Lake County to move into Phase 3.*

*Mayor Schmit then went over the newest Phase 3 guidelines and criteria for indoor and outdoor spaces. For restaurants and taverns, employees will wear face covers, seating will be 6 feet, employers should provide sanitizer and hand washing capability and gloves should be worn by staff preparing food. Employees will need to be trained on these Covid guidelines.*

*The Health Department said restrooms will be open in restaurants and taverns but the business owner must continuously sanitize these spaces.*

*In Phase 4, gatherings of 50 people, or fewer, will be allowed. This will force the Village to cancel many of this summer's events such as Celebrate Fox Lake.*

*The Village will move into Phase 3 on Friday and restaurants and taverns will be open for outdoor dining. Mayor Schmit wants to make this as easy as possible for business owners. In lieu of requiring an outdoor dining permit, the Village will require that business follow certain guidelines. The plan is to make a list of guidelines that will get distributed to each business. Mayor asked for the Board's input on this Phase 3 transition.*

*Trustee Koske said the rules and regulations in place for reopening should not be disregarded. Donovan said the temporary outdoor seating permit, without a fee, may be good to have in place in case businesses don't follow the guidelines. If that happens, a permit can get pulled if a business is found in violation.*

*Howard said it's more of a public safety issue versus public health issue. The permits will allow outdoor seating on a temporary basis, with standards to avoid public safety violations. Trustee Marr asked if code enforcement will go to each restaurant prior to opening to ensure seating and spacing is appropriate. If that's the case, Trustee Marr is onboard with that approach. If the permits are only another layer to shut businesses down, he doesn't think it's needed. Trustee Moore understood this permit process as giving the Village authority to enforce things like cars and motorcycles not driving through seating areas, or approving secure tent structures. Donovan said that Trustee Moore's understanding is correct, especially with clearly marked outdoor dining spaces and driving/parking spaces.*

*Mayor Schmit said that Donovan and Anne will work on this regulatory document and complete it by noon tomorrow. It will then be sent to the Board for review. Trustee Jensen asked that the document be very easy for businesses to follow and keep it to one page, so these places can open. Mayor said that one line must be to comply with the Shelter in Place Rule set by the State of Illinois.*

## **6. Village Administrator's Report**

### **A. Village's Reopening Plan**

*Anne said starting June 1<sup>st</sup>, there will be a schedule for Village employees to start returning to their offices. The Village will follow the same regulations as all other businesses and restaurants by keeping social distancing, wearing face coverings and having spaces routinely sanitized. Village Hall will not yet be open to the public because there isn't enough room in the front foyer to keep appropriate social distance.*

## **7. Village Attorney Report**

*There is none.*

## **8. Village Treasurer's Report**

*There is none.*

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

*Michael Lescher of Fox Lake asked that Donovan or Mayor Schmit reach out to restaurants in town. He is being asked questions about how they can open for service and under what guidelines. They need a week to get food and schedule employees. He said that anything the Village can do in answering their questions will be very helpful. It is important to get guidelines out there. He thinks having the permits is needed.*

## **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. All were in favor. **Motion Carried**.*

**A. Strategic Planning Team Reports**

**1. Recreation**

**a. Farmer's Market**

*Deemed an essential service and will open next Tuesday. It will be an in-and-out market style. The themes will be removed to prevent gathering. Laura asked the Board for final feedback and support to move forward.*

**b. Special Events**

*Suggested event cancellations are Celebrate Fox Lake (possibly rescheduling fireworks), Bloody Mary Fest, Summer Concert Series, Father's Day Fishing Frenzy, Get Your Play On, Go Walks and Fishing Fridays. Further decisions will be made on August programs at a later date.*

*Mayor Schmit doesn't think the Village will reach Phase 4 (groups of 50) until about October. It's in the Village's best interest to cancel these events through July and reevaluate in August. If the Board is in agreement, cancelation notification will go out tomorrow. The Board agrees that, unfortunately, this is something that has to be done. Trustee Koske asked about potential virtual programs. Laura said that virtual programs will be launched and this information will be included in the cancelation notification. These programs will start on June 1<sup>st</sup>.*

**11. New Business**

**A. Resolution 2020-R-20: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Maneval Construction Company for the US Route 12 Private Site Improvement.**

*This is for restoration at Family Restaurant and the Bait Shop. Maneval was the low bidder at \$74,300. This work has to be done by June 15<sup>th</sup>. There will be sidewalks, parking lot and landscaping.*

**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 Moore. All were in favor. **Motion carried**.*

*Trustee Jensen made a **motion** to approve Resolution 2020-R-20: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign and Thereby Accept the Proposal from Maneval Construction Company for the US Route 12 Private Site Improvement, 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

***Motion Carried***

**14. For the Good of the Order**

*There is none.*

**15. Audience Comments**

*Ryan Kennedy, Vice President from Joel Kennedy Construction Corp., said treatment he has received from Anne is unfair. He asked for email documents related to work they performed in the Village. The document search had keywords like 'Kennedy' and 'change order'. He said the Village hired outside council to limit access to Anne's emails. He then went to the Attorney General and received a portion of his keyword search. Many documents were withheld and redacted. He is going back to the Attorney General again to try and get all the requested email documentation. He is asking the Board to get involved and he'd be happy to meet and have a discussion with a fresh set of ears. Ryan believes an agreement can be reached.*

**16. Executive Session**

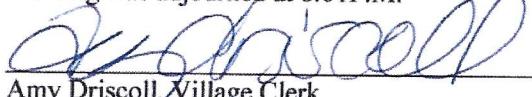
*Since there will be no action stemming from Executive Session, the Village Board Meeting will be adjourned directly from Executive Session.*

*Trustee Marr made a motion to retire into Executive Session at 7:45p.m. for Personnel Matters to include Mayor Schmit, Village Administrator Anne Marrin, Assistant to the Village Administrator Laura Linehan, and Village Attorney Howard Teegen, seconded by Trustee Jensen. All were in favor. Motion Carried.*

**17. Adjournment (Made in Executive Session)**

*Trustee Stochl made a motion to adjourn the meeting at 8:01p.m., seconded by Trustee Marr. All were in favor. Motion Carried.*

Meeting was adjourned at 8:01P.M.



Amy Driscoll, Village Clerk