



## 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 August 11th, 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, Koske, Marr and Moore.

Staff also in attendance via Zoom conference: Anne Marrin, Donovan Day, Nazer Uddin, Phillip Love, Ryan Kelly, Jimmy Lee Jr. and Kealan Noonan.

### 2. Approval of Minutes

*Trustee Koske made a motion to approve the Village Board Meeting Minutes for July 28, 2020 as presented, seconded by Trustee Jensen.*

*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	Aye

***Motion Carried***

**3. Approval of the Warrant**

*Trustee Moore made a motion to approve the Expenditures/Warrants/ Transfers for August 11th, 2020 in the amount of \$700,017.59, Seconded by Trustee Marr.*

*Trustee Jensen inquired about an expenditure labeled 'DD'. He wanted to confirm it stood for the Dodge Dealership. Anne and Mayor Schmit agreed that is what the 'DD' represented.*

*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	Aye

***Motion Carried***

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

**A. National Champion Connor Rada - 2020 Future Business Leaders of America National Leadership Conference Banking & Financial Systems 1<sup>st</sup> Place**

*Superintendent Sefcik and Mayor Schmit recognized and congratulated Connor Rada, a Grant High School Senior, on his National Championship.*

**5. Village President's Report**

*Mayor Schmit discussed updating the Comprehensive Plan. The current one was written when Mayor was on the Planning Board. The Plan is needed in order to get grants and give out incentives. There has been a Railroad Plan and a Bike Path Plan which came out since the Comprehensive Plan was last written; so those will need to get incorporated.*

**6. Village Administrator's Report**

*Anne Marrin gave a reminder that Metra will be working on the Oak Street tracks from Aug 24-28<sup>th</sup>. A notice will be posted on Facebook shortly.*

*Anne also discussed the Cares Act. Staff met with FEMA this week in order to get the grant application moving along. It will take a while to get funds but they have received authorization for the \$20,500 which will be coming from the McHenry side. Staff continues to work on the Lake County side.*

**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 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	Aye
<b><i>Motion Carried</i></b>	

**A. Strategic Planning Team Reports**

*Trustee Moore asked if attendance at the online 'virtual events' has improved. Anne said attendance is about the same. Some do better than others, like Trivia, Root Beer Float and Recipes are doing really good. The Senior Coffee Talk averages about two attendees. Trustee Moore asked Anne to pass along her appreciation to Matt for coming up with some great ideas and she hopes the attendance continues to improve.*

*Mayor Schmit asked Kealan Noonan about cladding put up at Millennium Park and he wanted to know what that was. Kealan said it was like a skirt board that blocks view of the wood by the bridge.*

**11. New Business**

- A. Resolution 2020-R-36: A Resolution Authorizing Change Order No. 1 on the Millennium Park Project  
*The original contract was \$55K. This is for decking and embankment enhancements which total \$6,500.*
- B. Resolution 2020-R-37: A Resolution Approving the Mayor to Sign for Federal Participation for the Nippersink Blvd. Reconstruction Project  
*This is an IDOT requirement. The total project is \$3.2 but the local agency amount \$1.2M. Anne worked with State Senators who will be providing around \$500K of the \$1.1M.*
- C. Resolution 2020-R-38: A Resolution for Change Order No. 5 for the Fox Lake Interconnect Project  
*This is the result of a drilling frack out. It will cost \$6,341 to clean up the fluids that came to the service.*
- D. Resolution 2020-R-39: A Resolution Ratifying a Side Letter Agreement Regarding Deferred Wage Increases Between the Village of Fox Lake and the Fraternal Order of Police Labor Council – Telecommunicators  
*This is a contract modification. The Telecommunicators will defer their 2.5% cost of living adjustment and it will be revisited in 2021.*
- E. Resolution 2020-R-40: A Resolution Ratifying a Side Letter Agreement Regarding Deferred Wage Increases Between the Village of Fox Lake and the American Federation of State, County, and Municipal Employers, Council 31, Local 3905  
*This is a 3% cost of living adjustment which will get revisited in 2021. Mayor appreciates the Unions working with the Village during this time of need.*
- F. A Motion To Approve The Transfer Of Special Use Permit For 500 S. Route 12 To Fat Frogs Inc. For Boat Sales and Storage and to Direct the Village Attorney to Draft the Necessary Ordinance  
*This Marina special use permit will be for the same conditions as the previous owner. Staff is recommending transferring special use. Trustee Stochl asked why these special use permits that are so old don't go back to the Planning and Zoning Commission for review. Since a majority of the property is a storage yard, the owners were originally supposed to plat berms to help block view of the storage area. He thinks some of these older permits need to be reviewed for potential changes. Mayor said there may need to be some considerations if the special use permits are too old. Trustee*

*Stochl said the modifications and concept to development Rte. 12 are coming up in the near future. Donovan said it would be nice to have a paved lot, landscaping and removal of the barbed wire on this specific property. At the next Economic Development meeting it can be discussed about getting some of the older permits back in front of the Board for approval. These can still remain business friendly with potential incentives. Howard said on this particular permit, if there were requirements that were not met, the new owners would be required to fulfill those requests. Trustee Stochl said the whole idea is to be business friendly and the better a business looks, the more enticing it is to customers. Mayor said this is a good point and this can be discussed at the next Economic Development meeting. Trustee Marr agrees with Trustee Stochl's comments and the entrance to Fox Lake has been discussed in the past. This is a perfect opportunity to improve this business and dress up the entrance to Fox Lake. He supports holding off on approving this motion until it can be reviewed. Trustee Marr said there is enough in the ordinances to work with the property owner now, before the special use is approved. The work doesn't have to be completed right this minute; it can be done over a three year period, for example. Howard said the Village can meet with the business owner and discuss his plans to fix up the property, and proceed from there. Trustee Koske said this has been a reoccurring issue at the past few Board Meetings and it shouldn't be an issue in front of the Board. It should be taken care of before it reaches the Board for approval. Mayor agrees if a permit is 1-2 years old, it can be transferred without review. However, if a special use permit is older, it will need to get reviewed by Planning and Zoning and then come before the Board for approval. The Board agrees to pull this motion off the Consent Agenda and there will be a meeting with the business owner to discuss property improvements. This will come before the Board at the next meeting.*

## 12. Old Business

*There is none.*

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

*Trustee Koske made a motion to adjourn from Committee of the Whole and reconvene Village Board Meeting, seconded by Trustee Jensen. All were in favor. Motion carried.*

*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	Aye
<b><i>Motion Carried</i></b>	

## 14. Items to be Removed from Consent Agenda

*Motion C-1: A Motion To Approve The Transfer Of Special Use Permit For 500 S. Route 12 To Fat Frogs Inc. For Boat Sales and Storage and to Direct the Village Attorney to Draft the Necessary Ordinance*

## 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 2020-R-36: A Resolution Authorizing Change Order No. 1 on the Millennium Park Project
2. Resolution 2020-R-37: A Resolution Approving the Mayor to Sign for Federal Participation for the Nippersink Blvd. Reconstruction Project
3. Resolution 2020-R-38: A Resolution for Change Order No. 5 for the Fox Lake Interconnect Project
4. Resolution 2020-R-39: A Resolution Ratifying a Side Letter Agreement Regarding Deferred Wage Increases Between the Village of Fox Lake and the Fraternal Order of Police Labor Council – Telecommunicators
5. Resolution 2020-R-40: A Resolution Ratifying a Side Letter Agreement Regarding Deferred Wage Increases Between the Village of Fox Lake and the American Federation of State, County, and Municipal Employers, Council 31, Local 3905

**B. Ordinances**

*There are none.*

**C. Motions**

*There are none.*

*Trustee Jensen 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 Moore.*

*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>Aye</i>
<b><i>Motion Carried</i></b>	

*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:*

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

**16. Approval of Exceptions**

*There are none.*

August 11, 2020

*Mayor Schmit said the Governor of Illinois passed a requirement, for those who are medically able, to cover nose and mouth with a face covering while in public and unable to retain a 6ft distance. This will for both indoor and outdoor spaces. Warnings and fines will be issued to business owners who do not comply with these requirements. Trustee Jensen asked who will enforce these regulations. Mayor Schmit said there are not enough local officers to monitor this and he has requested the Health Department notify the Village of these violations. Trustee Moore said, as a worker, it is very difficult to get patrons to wear a mask. At times they get very angry and almost violent. Trustee Moore said it's frustrating that the burden is put on the employees to enforce these rules.*

**18. Audience Comments**

*There are none.*

**19. Executive Session**

*Trustee Jensen made a motion to retire to Executive Session at 7:12pm, for a discussion on Land Acquisition, Personnel Matters and Pending Litigation; to include Mayor Schmit, Anne Marrin, Howard Teegen, Kealan Noonan and Donovan Day, seconded by Trustee Stochl.*

**20. Reconvene the Village Board Meeting**

*Trustee Jensen made a motion to reconvene the Village Board Meeting at 7:54pm, seconded by Trustee Marr.*

*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	Aye
<b><i>Motion Carried</i></b>	

**21. Motion Coming out of Executive Session**

*Trustee Stochl made a motion to authorize the Mayor to sign various contracts for easements and property acquisition, and accept various easements and grants related to Phase 2 of the Interconnect Sewer and Water improvements, and to ratify contracts already executed, seconded by Trustee Jensen.*

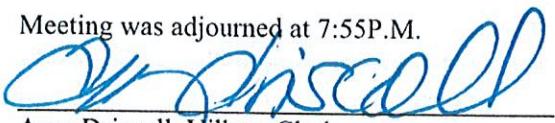
**22. Adjournment**

*Trustee Stochl made a motion to adjourn the meeting at 7:55p.m., 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	Aye
<b><i>Motion Carried</i></b>	

Meeting was adjourned at 7:55P.M.



Amy Driscoll, Village Clerk