



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 February 12th, 2019 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 Karen Barone; Trustees: Jensen, 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 Koske made a motion to approve the Village Board Meeting Minutes for January 22nd, 2019 as presented, seconded by Trustee Moore. All were in favor. Motion Carried

3. **Approval of the Warrant**

Trustee Moore made a motion to approve the Expenditures/Warrants/ Transfers for February 12th, 2019 in the amount of \$1,171,871.09 Seconded by Trustee Marr.

A roll call vote was taken as follows:

- Trustee Jensen Aye*
- Trustee Stochl Absent*
- Trustee Konwent Absent*
- Trustee Marr Aye*
- Trustee Moore Aye*
- Trustee Koske Aye*
- Motion Carried***

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

A. *Annual Report for the Fire and Police Commission*

Commissioner Greg Kinney presented on the summary of activities for the year:

- *Swore in five new police officers*
- *Five officers came off probation (18-month probation period).*
- *One officer was promoted to sergeant.*
- *One sergeant was promoted to Lieutenant.*

In November, the Chief Commissioners attended the Fire and Police Commission Association Seminar. There are a lot of new rules and regulations to keep up on. Commissioners and officers need to remain vigilant in keeping up with these.

Mayor Schmit said the Commissioners are doing a great job despite the current situation of officer shortages around the area.

5. **Village President's Report**

Mayor Schmit, Anne, Laura and Donovan attended a legislative breakfast where several senators and congress persons were in attendance. Attendees voiced that legislation should not take any more funding away. Expect the Capital Bill to be funded by an increase in the Motor Fuel Tax. This may get complicated with electric cars and cars with better gas mileage.

Another topic was legalized recreational marijuana. There are pros and cons to legalization but the Board will gather information as they can and make a responsible decision when the time comes. This will not happen as fast as the media would have us believe.

6. **Village Administrator's Report**

Anne gave updates on road construction. Several projects will begin in the spring. IDOT will finish the I-59 bridge and in conjunction will be bridge repair at Pistakee Lake channel and Nippersink Lake channel. Be patient, there will be three separate bridge projects going at once this spring on Route 12.

7. **Village Attorney Report**

There is none.

8. **Village Treasurer's Report**

Finance Director Julie McManus discussed the budget schedule. The workshop will be held on March 15th, to take the Board's feedback and funnel it back into the budget.

Julie is also looking for advice in terms of the Village audit contract. Several suggestions were made to change auditors but Julie suggested staying with the current auditor, Sikich. She'd like to continue working with them on this year's audit.

The Mayor has no strong opinion one way or the other but the GFOA recommends working eight years with auditors.

Julie recommends five-to-six years working with the same auditor. She doesn't believe the Village is at risk of growing stale with the current auditors.

The Trustees were all in agreement to keep Sikich as the Village's audit firm.

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

There is 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 Marr. All were in favor. Motion Carried.

A. Strategic Planning Team Reports

1. Infrastructure

Kealan Noonan, Director of Public Works

Frontage Road: Officially out to bid. Several contractors have come to pick up the plans. The bid opening is February 19th at 2pm in the Village Board Room.

2. Marketing

Mayor asked for comments from Marketing and there were none.

3. Communication/Public Outreach

Jimmy Lee, Jr, Police Chief

He is currently putting together some articles for the next Newsletter.

4. Economic Development

Mayor asked for comments from Economic Development and there were none.

5. Recreation

Mayor asked for comments from Recreation and there were none.

6. Technology

Mayor asked for comments from Technology and there were none.

11. New Business

A. Resolution 2019-R-12: A Resolution Authorizing the demolition of the building located at 5N. Pistakee Lake Road, Fox Lake, Illinois.

Mayor Schmit says this has been an ongoing problem. The gentleman that lived in the home passed away and there are holes in the roof and wildlife living in the home. The Village gave the homeowners notice that the Village will be going to court seeking demolition. Donovan says the hope is that once the homeowners receive the notice, they will want to bring the home into compliance and the Village will work with them on a timeline. If they do not agree to bring the home into compliance, costs will be accrued for the demolition and the Village will put a lien on the property. If someone would like to acquire the property they'll have to satisfy the lien.

B. Resolution 2019-R-13: A Resolution Authorizing the demolition of the building located at 39402 N. Hickory Street, Fox Lake, Illinois.

This property is by the Hickory Cove neighborhood. So far, it has been assessed \$14,500 in fines. The owner lives out of state but the Village will give notice to the property owners that it plans to proceed with the demolition process.

Trustee Marr asked Donovan if the Land Bank is up and running and if funding will be available in the future. Donovan said 'yes' to purchase the property but not towards the demolition. The mayor mentioned there was a bit of a setback in the Land Bank. The Village asked for \$50,000 but only received \$4,500. This is going to be appealed.

C. Resolution 2019-R-14: A Resolution Authorizing the Mayor of the Village of Fox Lake, to sign and thereby accept the proposal from Gewalt Hamilton Associates, Inc. for engineering services for Phase III Engineering for Frontage Road reconstruction.

Work will be done on the Frontage Road by Jewel and Menards. This was a budgeted item in the amount of \$100K. The total costs will come in around \$82K, which is will be under budget.

- D. Resolution 2019-R-15: A Resolution Authorizing the Chief of Police of the Village of Fox Lake to sign and thereby accept the proposal from Meggit Training Systems, Inc., Suwanee, Georgia, for the purchase and installation of a virtual law enforcement training system for use by the Police Department. This is a budgeted item as well. The current shooting range ventilation system wasn't up to specifications. Fixing this range would cost \$250K. This Meggit system will offer additional training and better training with no lead bullet ventilation concerns. It will also provide interactive training with decision-making analysis and accuracy testing. The Meggit system has 380 different scenarios on a screen, using a blue fire interactive weapon which shoots like a real gun. Instead of shooting a piece of paper in a gun range, the officer can interact with the screen in a range of different scenarios. When an officer is done with a session, he/she will write a report explaining the decision making processes in each scenario. Meggit Training will cost \$65K and Chief Lee can't emphasize enough the importance in decision making training that this system will offer.

Trustee Koske asked how many police departments in the area have a shooting range. Chief Lee said that a few departments in the area have ranges but no one has the interactive Meggit Training System. Trustee Koske then asked if we can rent out the system to neighboring departments. Chief Lee said they can offer use of the Meggit system for a fee. It can also be used for the Citizen Police Academy. Trustee Moore had watched a news report on these interactive systems and they have received great reviews.

Trustee Marr asked if a rifle can be added on to the system. A rifle can be added, pepper spray (which would be laser), a baton, tazer, etc...

- E. Resolution 2019-R-16: A Resolution Authorizing the Chief of Police of the Village of Fox Lake to sign and thereby accept the proposal from Kiesler's Police Supply, Inc for the purchase of firearms for use by the Police Department.

Police Chief Lee is recommending the purchase of the Glock-17 as the departmental weapon. 9mm is the preferred round now. These guns will be smaller and easier to grip.

- F. Resolution 2019-R-17: A Resolution to Induce the Redevelopment of 116 S. Route 12.

This Resolution is an incentive related to the Ben Watts Marina. The Village is proposing a \$200K reimbursable incentive. The original request from Benn Watts was for \$500K. There was a lot of negotiation in this process. Mayor Schmit explained these incentives are generated by new money coming into the business and there is an established end date and ceiling. Incentive agreements are done to induce redevelopment in the community. A lot of the new business coming into town is due to these incentives. All of the incentives are reimbursable.

Trustee Marr is happy to see things getting cleaned up at the Marina. Being one of the first things people see entering town, Benn Watts is doing about \$1.2M in sea wall and pier improvements.

12. Old Business

There is none.

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

Trustee Marr 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.

14. Items to be Removed from Consent Agenda

Resolution 2019-R-15: A Resolution Authorizing the Chief of Police of the Village of Fox Lake to sign and thereby accept the proposal from Meggit Training Systems, Inc., Suwanee, Georgia, for the purchase and installation of a virtual law enforcement training system for use by the Police Department.

Trustee Moore made a motion to waive the formal bidding procedure for purchase and installation of a virtual training system for use by the Police Department, seconded by Trustee Jensen.

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Absent</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>
<i>Motion Carried</i>	

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 2019-R-12: A Resolution Authorizing the demolition of the building located at 5N. Pistakee Lake Road, Fox Lake, Illinois.
2. Resolution 2019-R-13: A Resolution Authorizing the demolition of the building located at 39402 N. Hickory Street, Fox Lake, Illinois.
3. Resolution 2019-R-14: A Resolution Authorizing the Mayor of the Village of Fox Lake, to sign and thereby accept the proposal from Gewalt Hamilton Associates, Inc. for engineering services for Phase III Engineering for Frontage Road reconstruction.
4. Resolution 2019-R-15: A Resolution Authorizing the Chief of Police of the Village of Fox Lake to sign and thereby accept the proposal from Meggit Training Systems, Inc., Suwanee, Georgia, for the purchase and installation of a virtual law enforcement training system for use by the Police Department.
5. Resolution 2019-R-16: A Resolution Authorizing the Chief of Police of the Village of Fox Lake to sign and thereby accept the proposal from Kiesler's Police Supply, Inc for the purchase of firearms for use by the Police Department.
6. Resolution 2019-R-17: A Resolution to Induce the Redevelopment of 116 S. Route 12.

B. Ordinances

There are none.

C. Motions

There are none.

Trustee Jensen made a motion to move that items Resolutions A-1, 2, 3, 5 and 6 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>Absent</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>
<i>Motion Carried</i>	

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

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Absent</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>
<i>Motion Carried</i>	

16. Approval of Exceptions

Trustee Moore made a motion to accept Resolution 2019-R-15, authorizing the Chief of Police of the Village of Fox Lake to sign and accept the proposal from Meggit Training Systems for the purchase and installation of a virtual training system for use by the Police Department, seconded by Trustee Marr.

A roll call vote was taken as follows:

<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Absent</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>
<i>Motion Carried</i>	

17. For the Good of the Order

There is none.

18. Audience Comments

Audience member Russ Mate commends the street department for the snow plowing during this crazy winter. However, sidewalks haven't been clear, especially on Forest. He has been taking care of sidewalks from Arthur to Port Edwards and running into problems with people who plow snow into the sidewalk. Russ wasn't sure if there is an ordinance against plowing snow into the sidewalks. He tries to clear the sidewalks for kids walking to the bus in the morning and wanted to know if there is a way to enforce the ordinance, if there is one.

Mayor and Trustee Marr thanked him for keeping the sidewalks clear and with the Police Chief in attendance at the Board Meeting; he has heard the audience concern.

19. Reconvene the Hearing regarding the Special Use Permit for the Property located at 100 S. Route 12, Fox Lake, Illinois

Trustee Koske made a motion to reconvene the hearing regarding the special use permit at 100 S. Route 12, seconded by Trustee Marr. All were in favor. Motion Carried

20. Public Comment

Zach Steffens, the owner of Culvers, gave an update that the proposal from last meeting was sent to IDOT. He is hoping to have something back this week, or next, from IDOT. He also received comments back

from the Village Engineer which he sent along to Art Designs and Campbell Construction. This remains in limbo right now, waiting to see if IDOT comes back with changes to the proposal.

Alex Marks, representing the property owners at 90 South Route 12, said that since the last meeting, there was a survey drawn of the property. He did not realize that, as part of the encroachment onto his client's property, Zach buried a sewer line under the property. Marks says this will have to be removed and it will be costly. He is not trying to make the situation more difficult. He reached out to Zach to sell the portion of land that encroaches onto his client's property. They are asking for fair value of the land as well as damages, including the attorney fees incurred. The counter offer was not sufficient, so is no resolution at this time.

21. Executive Session

Trustee Jensen made a motion to retire into executive session at 7:15p.m. for discussion on pending litigation on Reconvened Hearing regarding the Special Use Permit for the Property located at 100 S. Route 12, Fox Lake, IL to include Mayor Donny Schmit, Village Administrator Anne Marrin, Assistant to the Village Administrator Laura Linehan, Attorney Karen Barone and Community Development Director Donovan Day, Ben Jacobi, seconded by Trustee Koske. All were in favor. Motion Carried.

Reconvene the Village Board Meeting

Trustee Marr made a motion to reconvene the Village Board meeting, seconded by Trustee Moore. All were in favor. Motion Carried.

22. Possible Motion Coming out of Executive Session

Trustee Jensen made a motion to authorize the Mayor to sign the second supplemental Village Board Findings, seconded by Trustee Marr.

A roll call vote was taken as follows:

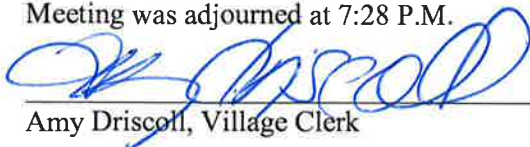
<i>Trustee Jensen</i>	<i>Aye</i>
<i>Trustee Stochl</i>	<i>Absent</i>
<i>Trustee Konwent</i>	<i>Absent</i>
<i>Trustee Marr</i>	<i>Aye</i>
<i>Trustee Moore</i>	<i>Aye</i>
<i>Trustee Koske</i>	<i>Aye</i>
<i>Motion Carried</i>	

Trustee Jensen made a motion to continue the Special Use Permit Hearing for the property at 100 S. Route 12, Fox Lake, IL. The Special Use hearing will be continued to the next Village Board Meeting on March 12th, seconded by Trustee Moore. All were in favor. Motion Carried.

23. Adjournment

Trustee Marr made a motion adjourn the meeting at 7:28p.m., seconded by Trustee Jensen. All were in favor. Motion Carried.

Meeting was adjourned at 7:28 P.M.



Amy Driscoll, Village Clerk