



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 June 9th, 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, Phillip Love and Kealan Noonan.

2. **Approval of Minutes**

Trustee Jensen made a motion to approve the Village Board Meeting Minutes for May 26th, 2020 as presented, seconded by Trustee Konwent.

3. **Approval of the Warrant**

Trustee Koske made a motion to approve the Expenditures/Warrants/ Transfers for June 9th, 2020 in the amount of \$2,260,215.28, Seconded by Trustee Jensen.

Anne said that payments were made towards the Interconnect Project: Keno - \$106K, Berger - \$225K and Kennedy - \$845K.

A roll call vote was taken as follows:

Trustee Jensen Aye
Trustee Stochl Aye
Trustee Konwent Aye
Trustee Marr Aye
Trustee Moore Joined meeting after roll call was taken

Trustee Koske Aye
Motion Carried

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

There is none.

5. Village President's Report

Mayor Schmit received the first sales tax report after the Shelter in Place order went into effect. For the month of April, the Village is down \$62K from last year. Sales tax collection is down 14.5%. The BDD's are doing ok, with the Central BDD down about 5% or \$5K and the South BDD up 7%, or \$6K. This will be monitored closely. The anticipated drop was about 30%, so the budget will continue to be amended to reflect what happens.

Trustee Moore joined the meeting at 6:36pm.

Mayor said there has been garage sales all over town and they're allowed under Phase 3 with 10 people or less and social distancing. The garage sale permit fee is \$5 but Mayor suggested waiving the permit fee until Village Hall opens up again. He asked the Board for their input. The Board agrees with allowing garage sales with no permits.

Trustee Marr asked if the local marinas had a good May as he heard they had record sales. Mayor talked to Watts and Munson and it sounds like they were doing well.

6. Village Administrator's Report

Anne Marrin received several calls from realtors about larger estate sales. She thought it would be best to wait until Phase 4 to allow for groups of 50 or more, which is June 26th. Now that garage sales have been approved with waived permit fees, she will talk to staff about getting started on permits for estate sales.

The Village submitted for another DCEO grant on the Nippersink Project. Waiting on Metra to do a letter of support but the planning department at Metra said they are not issuing letters of support for any grants. Anne had a call about cannabis legislation and there is currently no regulatory or lottery system in place, so Anne is not aware of how the licenses will be distributed.

7. Village Attorney Report

There is none.

8. Village Treasurer's Report

A. 2019-2020 FY Report

Nazer read the Treasurer's Report for fiscal year 2019-2020.

The Cash position improved from the prior year.

Interest earned on the Government Fund decreased 5% from the prior year.

The Covid virus has adversely impacted the Police Pension Fund.

Trustee Marr asked about the Police Pension Fund. The April report was at a time when the market was down, but it has since gone back up. Trustee Marr wanted to know if Nazer has seen that reflected in the Pension Fund. Nazer said it is going up but there haven't been any substantial realized gains. He believes it will slowly recover but he doesn't know how long it will take to recover the losses.

9. Preliminary Audience Comments (on Agenda Items Only)

There is none.

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 Konwent. All were in favor. Motion Carried.

A. Strategic Planning Team Reports

Trustee Marr asked about outdoor seating covered with sides, like tents with sides rolled up. He asked how that is different than indoor seating. Mayor Schmit said a percentage of the sides must be rolled up to be considered outdoor seating. The specifics are laid out in the outdoor seating guidelines.

11. New Business

A. Resolution 2020-R-21: A Resolution Authorizing and Ratifying a Contract with Berger Excavating Contractors for an Emergency Repair on East Leisure Village Ave.
The total was for this work was \$67,973.

B. Resolution 2020-R-22: A Resolution Authorizing and Ratifying a Contract with Diemer Plumbing & Excavating, LTD. for an Emergency Repair on East Leisure Village Ave.
The total for this work was \$54,541. They were at the site for 28 hours straight. This was for excavation work done prior to Berger coming in to finish the project.

C. Resolution 2020-R-23: A Resolution of Support for DCEO Grant Applications and Commitment of Funds.
This is for a grant application of \$3,183,366 for Nippersink Blvd.

D. Resolution 2020-R-24: A Resolution Approving an Amendment to the Agreement and Conditions of Employment with Jimmy Lee, Jr. as Village Chief of Police.
No raises this year because of Covid loss of revenue.

E. Resolution 2020-R-25: A Resolution Approving the Lake County Major Crash Assistance Team (MCAT) Agreement.
This is \$250/year. The Village supplies officers to this team when there is a major crash in surrounding areas. When there is a major crash in Fox Lake, outside officers will be sent to Fox Lake.

F. Ordinance 2020-16: An Ordinance Amending Section 3-1-8 of the Village Code to Add Provisions Related to Temporary Outdoor Seating at Restaurants.
This ordinance will allow the Village to enforce the outdoor seating permit.

12. Old Business

There is none.

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

Trustee Konwent 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.

14. Items to be Removed from Consent Agenda

There are none.

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-21: A Resolution Authorizing and Ratifying a Contract with Berger Excavating Contractors for an Emergency Repair on East Leisure Village Ave.
2. Resolution 2020-R-22: A Resolution Authorizing and Ratifying a Contract with Diemer Plumbing & Excavating, LTD. for an Emergency Repair on East Leisure Village Ave.
3. Resolution 2020-R-23: A Resolution of Support for DCEO Grant Applications and Commitment of Funds.
4. Resolution 2020-R-24: A Resolution Approving an Amendment to the Agreement and Conditions of Employment with Jimmy Lee, Jr. as Village Chief of Police.
5. Resolution 2020-R-25: A Resolution Approving the Lake County Major Crash Assistance Team (MCAT) Agreement.

B. Ordinances

1. Ordinance 2020-16: An Ordinance Amending Section 3-1-8 of the Village Code to Add Provisions Related to Temporary Outdoor Seating at Restaurants.

C. Motions

There are none.

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>

Motion Carried

Trustee Jensen made a motion to move that items, Resolutions A 1-5 and Ordinances B-1 be established as the Consent Agenda for this meeting by unanimous vote, 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>

Motion Carried

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:

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

16. Approval of Exceptions

There is none.

17. For the Good of the Order

Mayor Schmit said he writes up his weekly report but he would like comments from the Board and guidance to make sure he's moving in the right path and providing beneficial information.

The Board said they enjoy reading the Mayor's weekly updates but they don't usually comment on them.

18. Audience Comments

Leslie Armstrong-McCloud, resident of Fox Lake, had some questions in light of current events. She wanted to know if there is a police policy manual, available to the public, that deals with excessive abuse by police or no-knock warrants. She also asked if there will be an allocation of funds for evidence-based de-escalation training for police. Lastly, she wanted to know if there was a report card system that shows staff demographics, education and salary information for the police department. Mayor asked Leslie to contact him via email and he will reply with answers to her questions.

Deysi Moya, resident of Ingleside, said she'd like to organize a peaceful Black Lives Matter protest with her friends. She's looking to hold the event at Grand and 12, or Grand and Rollins but safety is very important. She is looking for assistance from the Board or police department so they are visible, but safe. Mayor asked Deysi to send an email and he will get back with answers within a few days.

19. Executive Session

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

*Trustee Jensen made a **motion** to retire into Executive Session at 7:01p.m. for Land Acquisition and Pending Litigation to include Mayor Schmit, Village Administrator Anne Marrin, Assistant to the Village Administrator Laura Linehan, and Village Attorney Howard Teegen, Kealan Noonan, Susan Novak and Jim Ferolo, seconded by Trustee Konwent. All were in favor. **Motion Carried.***

20. Adjournment (Made in Executive Session)

*Trustee Stochl made a **motion** to adjourn the meeting at 7:44p.m., seconded by Trustee Marr. All were in favor. **Motion Carried.***

Meeting was adjourned at 7:44P.M.



Amy Driscoll, Village Clerk