



**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 September 22nd, 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 and Marr (Trustee Moore arrived after roll call).

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

2. Approval of Minutes

Trustee Marr made a motion to approve the Village Board Meeting Minutes for September 8th, 2020 as presented, seconded by Trustee Koske.

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 Not Present – Joined the Meeting at 6:33pm*
- Trustee Koske Aye*
- Motion Carried***

3. Approval of the Warrant

Trustee Marr made a motion to approve the Expenditures/Warrants/Transfers for September 22nd, 2020 in the amount of \$707,388.40, Seconded by Trustee Jensen.

Mayor said there is a payment listed as "Phase 2 Land Acquisition and Easement" for a total of \$15K, but that will be paid with three separate checks: one check for the easement totaling \$5K, the second check is \$100 for earnest money and the third check will be for \$9,900 when work with the title company is complete.

Anne said the warrant includes an IEPA Loan payment a little over \$77K.

Trustee Jensen asked about the Antioch Healthcare payment. Anne said it's the AHA program that helps funnel donations, as well as assisting with the food bank. This is a budgeted item.

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>
<i>Motion Carried</i>	

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

A. Fox Lake Scholarship Queens

Mayor Schmit introduced and honored each of the Fox Lake Scholarship Queens and thanked them for all their service to the community despite the difficult time we're facing with Covid.

5. Village President's Report

A. Sewer & Water Late Fees

Late Fees have been waived since March. The waived fees are between \$4K-\$6K per month. Mayor asked the Board if they would like to continue waiving late fees through the month of October. Trustee Jensen said he is fine waiving fees until Village Hall opens up again. Mayor asked each remaining member of the Board for their input and all were in agreement to waive late fees for the month of October.

B. Halloween

The guidance from the IL Department of Health said staying home is the lowest risk. If candy is distributed it must be bagged. There are some communities that plan to turn a porch light on if homes want trick-or-treaters. Mayor plans to wait and see what happens between now and the next board meeting. He feels it's premature to make a decision today.

C. Cares Act Funding

The public safety expenses for payrolls since March are eligible. The Village will be able to qualify for complete reimbursement, which comes out to about \$44/resident. Mayor expects to receive the full amount of ~\$44K.

D. Round Lake Mayor

Rich Hill resigned as the Mayor of Round Lake Beach last week to go on to other ventures. Mayor said he was a Grant graduate and Fox Lake resident growing up.

E. Municipal League Survey

There was a survey given out to over 30 municipalities to see how meetings were being handled. The results show 16 municipalities are having 'in person' Board Meetings, while 19 have theirs

remote. As far as opening up municipal buildings, 13 are still closed, while 23 municipalities are open. Mayor Schmit said that Fox Lake Village Meetings will remain remote for now.

F. Election Day

There is some controversy with having the Village closed on Election Day. Mayor doesn't know if the Village will be open on Election Day. There is also a shortage of election officials. There will need to be guidance from the Election Board on how to proceed.

G. Covid Vaccine

There is no vaccine yet, but there are distribution guidelines being created. There will be strategies on how to distribute the vaccine based on high priority groups. The vaccine will be free.

The Mayor asked for comments and Trustee Marr commented on the Halloween discussion. He said it is tough to police and it's hard to stop someone from going on private property. He doesn't see it as a concern of the Village. Trustee Jensen suggested giving out a sign that says "do not want trick or treaters" and have trick or treating hours from 12-4pm, so the sign can be seen.

6. Village Administrator's Report

Anne Marrin said the Northern Illinois Food Bank Pop-Up Pantry will be held October 3rd, at Grant High School from 9am-12pm. Volunteers are needed.

The Village is in a final push to complete the Census. A lot of the Village money comes on a per capita basis, so it's very important that everyone completes the Census. Trustee Jensen asked what percentage of residents has completed the Census. It's at about 69.7%. Trustee Marr recommended holding a raffle as an incentive for people to complete the Census. It can be a gift card or a free meal from a local restaurant. Anne Marrin said that she will look into that. Trustee Stochl said that many of the residents are renters and they won't be filling out the Census. Trustee Moore has a neighbor going around asking residents to complete the Census and it sounds like there are a lot of conspiracy theories that keep people from completing the Census.

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 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
Motion Carried	

A. Strategic Planning Team Reports

1. Strategic Planning Team Reports Attached

Trustee Jensen asked what 13 Nippersink is going to be. Based on what he last heard, Donovan said it will be a chicken and barbeque place. Furniture is set to be delivered by mid-November.

11. New Business

- A. Resolution 2020-R-53: A Resolution of Support for ITEP Grant Application and Commitment of Funds
This is for the Route 12 TIF sidewalk project. This shows the Board supports the project and commitment of funds.
- B. Resolution 2020-R-54: A Resolution Ratifying an Agreement with the Antioch Township Road Commissioner Regarding a Portion of Northwest End Street
There was road grinding work being done on Northwest End Street by Riva Bay. About 580 lineal feet was included in the grinding that the workers didn't realize was Fox Lake Road. They thought it belonged to Antioch Township. They contacted the Mayor, asking if they should go ahead and finish the Fox Lake portion of the road. The work will be less than \$20K and go onto next year's budget since this is an unexpected expense. Mayor said to put it in perspective, getting his driveway done cost \$12K, so this is a good deal to have the improvement work completed.
- C. Ordinance 2020-20: An Ordinance Amending the Fox Lake Village Code, Title 1 Administrative, by Providing a New Chapter 12 Entitled Public Safety Employee Benefits Act Administration
This allows the Village to have input and adjudicate claims with benefits. Current ramifications with disabling injuries are that individuals will be paid until they are 65 and their children until age 26. With this Ordinance, when an injury is claimed as disabling by the Police Pension Board, the Village has the option to disagree and provide input against the claim.
- D. Ordinance 2020-21: An Ordinance Amending Section 6-1-13 of the Village Code Regarding Surety Bond Compliance
Donavan got a notice from the Department of Public Health and the Office of Attorney general that the Village is prohibited to requiring surety bonds from plumbing contractors, irrigation contractors and private alarm contractors because they are regulated by the State of Illinois. The Village Ordinance currently requires the Bond, so by passing this amendment, the Village Ordinance will be brought in line with the State of Illinois guidance. Trustee Stochl asked what makes the companies liable to ensure they complete work. Howard said companies are required by their licensure to have a surety bond and if the Village were to have issue with any of these companies, contact the office of the licensure and file a complaint. Communication will go through the State since these are State regulated. This covers all communities, home rule and non-home rule.
- E. A Motion to Approve the Façade Improvement Application for Audiosmith at 45 Nippersink Blvd
Mayor said Audiosmith has done some great improvements inside. This is a continuation of the improvements to replace some windows and doors. Staff recommends giving 50% funds, which is just under \$4K.

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.

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>
<i>Motion Carried</i>	

14. Items to be Removed from Consent Agenda

There are none.

15. Consent Agenda

All items listed on the Consent Agenda are 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-53: A Resolution of Support for ITEP Grant Application and Commitment of Funds
2. Resolution 2020-R-54: A Resolution Ratifying an Agreement with the Antioch Township Road Commissioner Regarding a Portion of Northwest End Street

B. Ordinances

1. Ordinance 2020-20: An Ordinance Amending the Fox Lake Village Code, Title 1 Administrative, by Providing a New Chapter 12 Entitled Public Safety Employee Benefits Act Administration
2. Ordinance 2020-21: An Ordinance Amending Section 6-1-13 of the Village Code Regarding Surety Bond Compliance

C. Motions

1. A Motion to Approve the Façade Improvement Application for Audiosmith at 45 Nippersink Blvd

Trustee Jensen made a motion to move that items, Resolutions A 1-2, Ordinances B 1-2 and Motions C-1 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>
<i>Motion Carried</i>	

Trustee Koske 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>
<i>Motion Carried</i>	

16. Approval of Exceptions

There is none.

17. For the Good of the Order

Trustee Moore said the Street Department did a great job on the Fall Decorations downtown.

18. Audience Comments

There is one.

19. Executive Session

*Trustee Marr made a **motion** to go into executive session for discussion on Personnel Matters and Pending Litigation at 7:06pm, seconded by Trustee Jensen.*

Session 1 will be Personnel Matters to include: Mayor Schmit, Anne Marrin, Laura Linehan and Howard Teegen.

Session 2 will be Pending Litigation to include: Scott Trotter, Susan Novak, Jim Ferolo and Kealan Noonan.

Since there will be no motion coming out of Executive Session, the Village Board Meeting will adjourn directly from Executive Session, upon conclusion.

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>
<i>Motion Carried</i>	

20. Adjournment (made from Executive Session)

*Trustee Stochl made a **motion** to adjourn the meeting at 8:01p.m., seconded by Trustee Marr.*

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>
<i>Motion Carried</i>	

September 22, 2020

Meeting was adjourned at 8:01 P.M.


Amy Driscoll, Village Clerk