

**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 November 24th, 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 Zoom conference: Anne Marrin, Laura Linehan, Donovan Day, Susan Griffin, Ryan Kelly, Jimmy Lee Jr. and Kealan Noonan.

2. Approval of Minutes

Trustee Konwent made a motion to approve the Village Board Meeting Minutes for November 10th, 2020 as presented, seconded by Trustee Marr.

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 Aye
Trustee Marr Aye
Trustee Moore Aye
Trustee Koske Aye
Motion Carried*

3. Approval of the Warrant

Trustee Marr made a motion to approve the Expenditures/Warrants/Transfers for November 24th, 2020 in the amount of \$517,115.04, Seconded by Trustee Koske.

Trustee Jensen asked about the expense labeled as 'Demolition at Bright Oaks'. Anne said this is cost to get the demolition process started.

Anne also reminded the board of a payment to Kennedy Construction in the amount of \$19,600, which was approved at the last Board Meeting.

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)

There is none.

5. Village President's Report

A. Covid Update

Mayor Schmit said he attends 3-4 meetings a week with various Covid Task Forces. The big fear is, with two big holidays coming up, there will be a big surge about 10-14 days after the holidays. He urges residents to take proper precautions.

B. Discussion of IEPA Loan

Originally, to get the loan, the Village was to create an ordinance with a cost of living increase, along with a 2% increase. The Village no longer has to do that. Mayor said the Village should be in good shape. The Village will also be receiving user fees from the approximately 100 new units on the north end.

6. Village Administrator's Report

A. Health Insurance Update

In 2016, the Village voted to participate in the NSCBS which is a cooperative that shops the market for the best insurance pricing. This year, the Village will have Blue Cross Blue Shield for medical insurance coverage. HMO will have a 0.4% increase and the PPO will have a 6% increase. There was an agreement made with the Police Department, so they are on the same insurance plan as Village employees. Additional benefits offered through BCBS are vision, dental, flex and dependent care. Employees have to opportunity to opt out of coverage. About twenty employees opt out annually. The start date of this new coverage is January 1, 2021. There will be no budget impact.

7. Village Attorney Report

Howard Teegen said that all Phase 2 Interconnect easements are done and at the Records office. He expects them back in about 30 days. The Village has also closed on the property adjacent to the Tall Oaks plant. This property was acquired instead of taking only the easement.

8. Village Treasurer's Report

Susan said she continues to monitor sales tax and possible Covid impacts. Regular sales tax is up half a percent compared to the same period last year (2020 fiscal year ending April 30th, 2020). Susan said staff is doing a good job watching expenditures, keeping them minimal. The Village will be receiving a check for \$442K from Lake County for the CARES Act. These funds cover PPE and Covid related expenditures like First Responders time, PPE equipment and sanitizers. The CARES Act monies came from the Federal government, who distributed funds to the counties. Fox Lake received CARES act fund from Lake County. Mayor Schmit said Congressman Schneider and Illinois Senator Bush were instrumental in getting public safety monies for all of Lake County. Trustee Marr gave 'hats off' to Mayor Schmit as well, for all his efforts in getting funds for the Village.

Trustee Jensen asked if there is an extra police pension fund payment due. Anne said the Village is still required to pay into the fund. Susan added there is an actuarial valuation that requires property tax to cover the recommended contribution.

9. Preliminary Audience Comments (on Agenda Items Only)

There are none.

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.*

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>
<i>Motion Carried</i>	

A. Strategic Planning Team Reports

1. Strategic Planning Team Reports Attached

Laura Linehan said there is already 10 sign ups for "Call with Santa", which launched on social media at 3pm today. The Village is seeking volunteers to be Santa on the phone calls. Please reach out to Laura if anyone is willing to volunteer.

11. New Business

A. Resolution 2020-R-59: A Resolution Accepting the Bid and Awarding the Contract for Construction of Phase II of the Village of Fox Lake North-South Water and Sewer Interconnect Project to Trine Construction Corp. of West Chicago, Illinois

The Village is awarding the Phase 2 Interconnect contract to Trine Construction Corporation in the amount of \$10,700,004.50. Mayor said the Village is still waiting on loan authorization, but things are moving along well.

B. Resolution 2020-R-60: A Resolution Authorizing the Mayor to Sign and Approve a Memorandum of Agreement Extending the 12-Hour Shift Schedule Provisions of the Collective Bargaining Agreement Between the Village of Fox Lake and the Illinois Fraternal Order of Police Labor Council, Fox Lake Fraternal Order of Police Lodge No. 90 for the Period through April 30, 2021

Mayor said this has worked out well for everyone involved. When the contract is up, it will be renegotiated at that time.

C. Resolution 2020-R-61: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign All IEPA Loan Documentation as it Relates to Phase II of the Village of Fox Lake North-South Water and Sewer Interconnect Project

This will allow the Mayor to sign Phase 2 Interconnect loan authorization documentation once it comes back from the IEPA.

D. Resolution 2020-R-62: A Resolution Authorizing the Mayor and Village Clerk to Sign and Approve the Proposal Submitted by Alliant/Mesirow Insurance Services for 2020 – 2021 Workers Compensation and Liability Insurance Renewal with ICRMT

Authorizing Mayor to sign the Workers Compensation and Liability insurance renewal.

E. Resolution 2020-R-63: A Resolution Authorizing the Execution of a Cable Television Franchise Agreement by and between the Village of Fox Lake and Comcast of Illinois XII, L.P.

1. Public Hearing Regarding Comcast Agreement Renewal

Mayor Schmit opened the public hearing and asked for question from audience. There were none.

2. Discussion of Comcast Agreement Renewal

The Village has decided to renew the contract for 5 years.

Trustee Stochl asked how much service the Village getting for free. Anne said only police and 911 service are using the free service hook up. She is looking at numerous other locations for cable connections. Anne will investigate costs and then determine if it is worth it to do the digging and hook ups. The digging will cost a lot of money. Village Hall and Lakefront Park are the only two locations that are for sure getting hook up connections. The other areas will need to be re-surveyed.

There were no additional comments or questions, and Mayor Schmit closed the Public Hearing.

F. Resolution 2020-R-64: A Resolution Approving An Intergovernmental Agreement Between Certain Lake County Taxing Districts to Participate in Opposing Property Tax Exemption Application

The Village of Fox Lake would lose 11.2% of taxes. Timber Oaks is asking to be declared non-for-profit. The Village would lose \$43,679 each year. Legal fees to oppose will be \$5,600.

G. Ordinance 2020-24: An Ordinance Providing for the Levy of Taxes for the Village of Fox Lake, Lake and McHenry Counties, State of Illinois, for Collection in the Fiscal Year Beginning May 1, 2020 and Ending April 30, 2021. (First Reading)

CPI is 2.3% this year. There have been small amounts of new construction in Lake County, didn't make much difference. There is 3% for levy itself, which is under the Truth in Taxation amount of 5%. If the Village overstates the amount of the levy, the County will come back saying the Village overstated, and it will need to revisit. If the Village were to understate the levy, the County won't let the Village go back and adjust the amount. Because of this, it is in the Village's best interest to overstate instead of understating the levy percentage. There is an increase in police pension from 889K to 897K. The Village will still need to contribute couple hundred thousand dollars in Fiscal Year 2022 to cover the recommended contribution. The 3% results in only \$76,785 new dollars starting in Fiscal Year starting May 1st, 2021.

Mayor Schmit asked if the police pension will be fully funded by 2040. Susan Griffin said it will be 90% funded. Anne said there is discussion about moving it back to 2050. Currently, the police pension is about 72% funded, which has the Village in better shape than most municipalities.

H. A Motion to Approve the Raffle License Request from Jeeps on the Run to Conduct a Raffle to Raise Money for the Toys for Tots Run, supporting USMC and to Waive the Bond Requirement

This is a gig event for the Village as well as Toys for Tots for the marines. Everything will take place outside. Trustee Jensen asked if there will be police escorts for the Jeeps because there were so many last year. Chief Lee said there will be support provided.

I. A Motion to Approve the 2021 Village Board Meeting Calendar

By law, this calendar must be published. Village Board Meetings will take place every second and fourth Tuesday of the month, except for the second Tuesday in December.

J. A Motion to Accept a Master Equity Lease Agreement with Enterprise Fleet Management

Enterprise ordered two too many vehicles of this type. Availability is on a first come, first serve basis. Chief Lee said opportunity came along and offers a way to save money and reduce capital spend. The police department orders from Ford and these two vehicles are the same police Explorers they'd order otherwise. If they don't get these cars, there won't be another purchase until 2021. The police department has fallen behind in its purchase cycle and they are down two cars. It is starting to get more critical to get them into service. Pricing is still through the same process of a state bid. Financing will be over four years. After four years, the vehicles will have residual value that will result in a check back to Village or back to police to purchase new fleet. The cars being replaced now are seven years old, with around 100K miles on them.

Howard said to remove this item, Motion C3, from the Consent Agenda and vote on two separate items. One to waive the bidding process and a second that allows Chief Lee to sign quotes, which give exact specs of the vehicles and lease terms.

Trustee Stochl said he had brought this up last year, but he thought Motor Fleet was handling purchase of new vehicles. Chief Lee said all the vehicle data is collected by the Motor Fleet, but they haven't been part of the purchasing process since a few years back. Chief Lee isn't aware of any protocol requiring him to go through Motor Fleet, and he has staff to do the work. Kealan Noonan said Motor Fleet gathers information about the vehicles and they give recommendations about maintenance, cost effectiveness and purchasing opinions. Trustee Stochl believes the Motor Fleet is looking more into cost effectiveness for the Village. He is more comfortable running this type of thing through the Motor Pool and he doesn't think future rental of these vehicles is a good idea.

A representative from Enterprise said these aren't rental cars; the Village will own them. The Village will own the equity and keep the vehicles as long as they want and sell when want. Leasing is only the funding structure. It's more of a financing set up versus a lease. The rep said when it comes to managing cut offs, this is something he hopes to help with in the future. One short notice, he couldn't come up with a formal presentation on the process but would be happy to answer any questions.

Trustee Stochl said he would like to see a better presentation at a different date.

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:

<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>
<i>Motion Carried</i>	

14. Items to be Removed from Consent Agenda

Motion C-3: A Motion to Accept a Master Equity Lease Agreement with Enterprise Fleet Management

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-59: A Resolution Accepting the Bid and Awarding the Contract for Construction of Phase II of the Village of Fox Lake North-South Water and Sewer Interconnect Project to Trine Construction Corp. of West Chicago, Illinois
2. Resolution 2020-R-60: A Resolution Authorizing the Mayor to Sign and Approve a Memorandum of Agreement Extending the 12-Hour Shift Schedule Provisions of the Collective Bargaining Agreement Between the Village of Fox Lake and the Illinois Fraternal Order of Police Labor Council, Fox Lake Fraternal Order of Police Lodge No. 90 for the Period through April 30, 2021
3. Resolution 2020-R-61: A Resolution Authorizing the Mayor of the Village of Fox Lake to Sign All IEPA Loan Documentation as it Relates to Phase II of the Village of Fox Lake North-South Water and Sewer Interconnect Project
4. Resolution 2020-R-62: A Resolution Authorizing the Mayor and Village Clerk to Sign and Approve the Proposal Submitted by Alliant/Mesirow Insurance Services for 2020 – 2021 Workers Compensation and Liability Insurance Renewal with ICRMT
5. Resolution 2020-R-64: A Resolution Approving An Intergovernmental Agreement Between Certain Lake County Taxing Districts to Participate in Opposing Property Tax Exemption Application

B. Ordinances

There are none.

C. Motions

1. A Motion to Approve the Raffle License Request from Jeeps on the Run to Conduct a Raffle to Raise Money for the Toys for Tots Run, supporting USMC and to Waive the Bond Requirement
2. A Motion to Approve the 2021 Village Board Meeting Calendar

*Trustee Jensen made a **motion** to move that items, Resolutions A 1-5, and Motions C 1-2 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>
<i>Motion Carried</i>	

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:

Trustee Jensen	Aye
Trustee Stochl	Aye
Trustee Konwent	Aye
Trustee Marr	Aye
Trustee Moore	Aye
Trustee Koske	Aye
Motion Carried	

16. Approval of Exceptions

Trustee Koske made a ***motion*** to waive the bids for the purchasing of vehicles for the Fox Lake Police Department, 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	

Trustee Marr made a ***motion*** to allow the Chief of Police to sign a lease agreement with Enterprise FM Trust in the form of Enterprise's Fleet Management Agreement to allow for period purchases of six vehicles for Police Department Use and further allow Chief of Police to sign open end lease rate quotes and other necessary documents for these specific police vehicles, 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	

17. For the Good of the Order

Mayor Schmit said his email has been hacked. Some people received emails from the Mayor, asking to help him with a task.

Santa House – Mayor explained that government mandates should be followed. He sent Ken documentation about the guidelines and he understood. Santa can't be in the house and there can't be more than ten people. Santa will be masked. Families will wait in cars and hand sanitizer will be available. There have been extensive conversations with the Health Department and the insurance company to protect the Village's interest. Trustee Koske said a priority is to keep the children safe. Mayor said that Santa will be behind the sleigh and there will be no contact. The Village has a copy of 'Santa Claus' insurance.

Mayor asked for any further comments and there were none.

18. Audience Comments

Ryan Kennedy from Kennedy Construction said that depositions are three weeks out. Discover documents have been turned over. Kennedy provided over 2,500 emails. The Village provided only 28. Ryan Kennedy says his attorneys are shocked. Kennedy said that he is shocked at the Board that this lack of transparency is being supported. He is asking to be treated fairly and by the contract. He provided an example of an IDOT pavement patch where the Village had asked Kennedy to dig up. This wasn't part of the contract and Kennedy expected to be paid a lump sum price, or at least for time and materials. Kennedy said that after this work was completed, Trotter didn't pay what was agreed upon. Ryan is open to speaking to anyone who has questions. He said the Board has his name and contact number if they would like to reach him.

19. Executive Session

There is none.

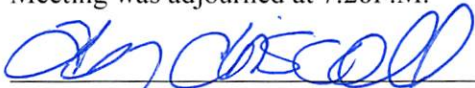
20. Adjournment

*Trustee Stochl made a **motion** to adjourn the meeting at 7:28p.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>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>	

Meeting was adjourned at 7:28P.M.



Amy Driscoll, Village Clerk