



**VILLAGE OF WAUCONDA  
REGULAR VILLAGE BOARD MEETING MINUTES  
101 N. MAIN STREET, WAUCONDA, IL  
TUESDAY, JULY 21, 2020**

**1. CALL TO ORDER**

Mayor Knight called the Regular Village Board Meeting to order at 6:00 PM

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Knight.

**3. ROLL CALL**

Upon roll call by Clerk Falk-Novak, the following Trustees were present:  
Trustees Black, Howe, Schlick, Morino, Shaw

Absent: Trustee Sode

QUORUM PRESENT

Also present: Kevin Timony (Village Administrator), Brad Fink (Director of Public Works), Greg Anderson (Director of Community Development), Dave Wermes (Police Chief), Rudy Magna – Attended Remotely (Village Attorney)

**4. PROCLAMATION**

A. ADA 30<sup>th</sup> Anniversary

Mayor Knight presented the ADA 30<sup>th</sup> Anniversary Proclamation

**5. PUBLIC COMMENT:**

Sandra McClain (425 Woodland Ave – Wauconda)

Ms. McClain wanted to address an email that she received back from the Village with regards to a FOIA request that she recently submitted. This FOIA request was for all emails from Police Chief Wermes from January 5, 2016, through June 30, 2020. She stated that she received a response that it was declined based on the request being unduly burdensome. Village Attorney Magna addressed Ms. McLain's comment and said that he provided the statutory framework in response to her request. The undue burden is a result of there potentially being 15,000 to 20,000 or more emails, and the Village FOIA Officer responded, asking for a narrowing of the request and specificity. Each email would have to be reviewed for confidential information potentially relating to criminal investigations and emails between the State's Attorney and the Chief. It would take weeks, if not months, to review such a broad request. The Village did respond, asking her to narrow her request and specify what she was looking for. Ms. McClain asked exactly how many

emails this request would entail, and Mayor Knight stated he would not have this information but did say he would have someone get back to her with the answer.

Mark Ponce (2668 Water Lily Lane – Wauconda)

Mr. Ponce, whose Property was on the agenda for a variance approval, asked about the permit fees that he has accumulated as a result of his permits and would like to discuss this. It was determined that he would further discuss with Director Anderson after the Village meeting.

**6. APPROVAL OF AGENDA**

*(Last Ordinance No. was 2020-O-07) (Last Resolution No. was 2020-R-15)*

Motion to Approve the Agenda made by Trustee Shaw, second Trustee Morino.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

**7. MOTION TO APPROVE CONSIDERATION OF CONSENT AGENDA BY OMNIBUS VOTE**

Motion to Approve Consideration of Consent Agenda by Omnibus Vote made by Trustee Morino, second Trustee Schlick.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

**8. CONSENT AGENDA**

- A. Approval of the Bills for Payment from June 26, 2020 to July 10, 2020 in the Amount of \$442,705.77
- B. Approval of the Minutes of the July 7, 2020 Regular Village Board Meeting
- C. Approval of the Minutes of the July 7, 2020 Public Hearing
- D. Approval of the Minutes of the July 7, 2020 Executive Session
- E. Approval of an Eighth Resolution Extending the Declaration of Local State of Emergency for the Village of Wauconda (*Resolution No. 2020-R-16*)

**9. MOTION TO APPROVE ITEMS A THROUGH E ON THE CONSENT AGENDA**

Motion to Approve Items A through E on the Consent Agenda made by Trustee Schlick, second Trustee Howe.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

**10. NEW BUSINESS**

- A. Approval of the Appropriation Ordinance for Fiscal Year 2020/21 in the Amount of Regular Village Board Meeting Minutes July 21, 2020

\$33,987,300 along with the Estimated Revenues as Required by State Statute  
(*Ordinance No. 2020-O-08*)

Kevin Timony (Village Administrator)

This is an annual item for the Village, which is required by state statute. This was put before the Board at a Public Hearing before the last Village Board Meeting and is ready for approval and is in time before the deadline of July 31, 2020.

Motion to Approve Appropriation Ordinance for Fiscal Year 2020/21 in the Amount of \$33,987,300 along with the Estimated Revenues as Required by State Statute made by Trustee Howe, second Trustee Black.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

- B. Approval of a Resolution Authorizing the Execution of a Services Agreement between Prairieland Disposal, Inc. and the Village of Wauconda for Residential Refuse, Recycling, and Landscape Waste Services (*Resolution No. 2020-R-17*)

Brad Fink (Director of Public Works)

The Village currently contracts with Waste Management, which is due to expire on August 31, 2020. Initial discussions with Waste Management lead the Village to team up with Lake Zurich, Deer Park, Tower Lakes, and Island Lakes for a joint-jurisdictional Request for Proposal (RFP). The RFP yielded four results on May 27, 2020, with the following haulers submitting proposals: Waste Management, Flood Brothers, Prairieland Disposal, and Lakeshore Recycling.

The results of the proposals were submitted to the Board before the meeting and were included in the agenda packet that was distributed. He stated that he did need to make one minor change and clarification with the information that was previously provided. The proposal from Flood Brothers was inaccurately reported. The average cost was listed as \$52.40 a month as he misinterpreted the price for their electronics recycling service. He did hand out a supplemental correction to the Board before the start of the meeting, reflecting the actual monthly costs associated with a 95, 65- and 35-gallon tote. Most of the residents in the Village do have the 95-gallon unlimited service, so the Flood Brothers monthly cost would be \$25.40, which is still slightly higher than Prairieland Disposal, but he still wanted to bring it to the Board's attention.

Below is the RFP monthly rate comparison allowing for the correction as stated above.

Lakeshore Recycling	Prairieland Disposal	Flood Brothers	Waste Management
\$23.00	\$24.29	\$25.40	\$28.92

This topic was discussed at length at the July 7, 2020, Village Service Committee meeting, and at that time, the recommendation of the committee was to proceed with Prairieland Disposal. They are still in the process of finalizing the contract, which will then be under review with the Village attorney.

Trustee Howe mentioned that they receive questions from the residents as to why they are not able to select their own refuse hauler, and he asked Director Fink to provide a short explanation to the reason behind this. Director Fink stated by the Village going out to bid for services as a group; this will drive a more favorable price as waste haulers can focus in on an entire area versus having, for example, two different haulers in his neighborhood and two other haulers in the next block. This also allows the Village better control over the services they can provide to the residents and reduces the wear and tear on the Village infrastructure that would result in having multiple haulers. The Mayor added that going with Prairieland also allows a single pass pick-up, further reducing wear and tear on our infrastructure.

Motion to Approve Resolution Authorizing the Execution of a Services Agreement between Prairieland Disposal, Inc. and the Village of Wauconda for Residential Refuse, Recycling, and Landscape Waste Services made by Trustee Black, second Trustee Shaw.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

- C. Approval of an Ordinance Granting a Variance from the Requirements of Section 155.023 Lot Area, Yard and Bulk Requirements in All Zones (C) Front Yard, Table #2 Column (5) within R3 Single-Family Residential Zoning District of the Code of Wauconda for the Purpose of Allowing a Reduction in the Required Yard for the Property Located at 707 Lake Shore Drive, Wauconda, Illinois (*Ordinance No. 2020-ZO-09*)

Greg Anderson (Director of Community Development)

Jeff and Michelle Greenwald, who were in attendance at the Village meeting, have submitted a request for a front yard variance. They went before the Zoning Board of Appeals/Plan Commission (ZBA/PC), which conducted a public hearing on Wednesday, July 15, 2020. The ZBA/PC made their recommendation for the variance to be no less than 10 feet from the front yard for the structure with a motion carried unanimously.

Motion to Approve Ordinance Granting a Variance from the Requirements of Section 155.023 Lot Area, Yard and Bulk Requirements in All Zones (C) Front Yard, Table #2 Column (5) within R3 Single-Family Residential Zoning District of the Code of Wauconda for the Purpose of Allowing a Reduction in the Required Yard for the Property Located at 707 Lake Shore Drive, Wauconda, Illinois made by Trustee Shaw, second Trustee Morino.

Ayes 5 Nays 0  
MOTION DECLARED CARRIED

- D. Approval of an Ordinance Granting a Variance from the Requirements of Section 155.046 (B) (2) Number and Size of Accessory Structures in All Zoning Districts, Specifically within R2 Single-Family Residential Zoning District of the Code of Wauconda for the Purpose of Allowing an Increase in Size of Accessory Structures for the Property Located at 2668 Water Lily Lane, Wauconda, Illinois (*Ordinance No. 2020-O-10*)

Greg Anderson (Director of Community Development)

Mr. Mark Ponce was in attendance at the Village meeting, who has submitted a zoning variance request to allow for an increase for a backyard pergola. The Zoning Board of Appeals/Plan Commission (ZBA/PC) conducted a public hearing on Wednesday, July 15, 2020, and has approved this variance request.

Motion to Approve Ordinance Granting a Variance from the Requirements of Section 155.046 (B) (2) Number and Size of Accessory Structures in All Zoning Districts, Specifically within R2 Single-Family Residential Zoning District of the Code of Wauconda for the Purpose of Allowing an Increase in Size of Accessory Structures for the Property Located at 2668 Water Lily Lane, Wauconda, Illinois made by Trustee Morino, second Trustee Schlick.

Ayes 5 Nays 0  
MOTION DECLARED CARRIED

## 11. MAYOR'S REPORT

He is hoping everyone received the latest version of the Wauconda Wire as there is some useful information shared in there. He thanked the staff for getting this publication out promptly. They will next be working on the annual "State of the Village" address, which should come out in the next four to six weeks. He wanted to remind everyone that we are still in Phase 4 of the Governor's Restore Illinois plan. It was a nice change seeing that we went to eleven regions instead of the original four which will be a big help for Lake and McHenry Counties, which now make up the new Region 9. This will mean a more granular approach in our quest to fully open, so he appreciates everyone's help in the community in keeping everyone safe by wearing face coverings and doing what we can to socially distance.

The Mayor shared that he will be participating in the Lake County Municipal League's Roundtable for Lake County municipalities on Thursday. There will be mayors and managers from around the county participating, and they will be discussing items on how municipalities are being affected by Covid-19 and how they are handling revenues, day-to-day business, meetings, and things of that nature. He also mentioned that he was asked to fill a vacancy on the Metropolitan Mayor's Caucus Board. This will allow Wauconda to get in the mix with the other communities in the Chicago area. He invited Director Anderson to assist in conducting interviews for the open position that we have on the Plan Commission/ZBA, and they completed the four interviews with

the candidates today. He plans to bring a name forward at the next Village Board meeting for approval.

## **12. COMMITTEE REPORTS & TRUSTEE COMMENTS**

### **Trustee Black**

He thanked Kevin, Brad, and team in working through the process of selecting the new waste hauler Prairieland Disposal and he looks forward to working with them. There will be a Natural Resources Committee meeting next Tuesday at 4:30, so they can get back on track.

### **Trustee Howe**

There was an Economic Development Committee meeting held last week, and it is nice that we are getting our committees back underway. We had an update on the COVID-19 impact on the Village revenues, and the good news is our revenue stream has not been as damaged as severely as we feared it might. They had a roundtable with Brittany from Lindy's, Joe from Fidelitone, and Glenn from Progressive Components. They discussed the COVID impact on their operations, and it was great to get feedback from business owners as to how they are dealing with it as well. The Village will be reaching out to the residents via social media to assist the residents with the transition to Prairieland, and Prairieland will also be sending out materials to the residents. He also thanked all the local businesses who are diligently following the strict protocols to keep their customers safe, and he encouraged everyone to keep up their efforts to slow the spread, which will bring us closer to recovery and not go backward.

### **Trustee Schlick**

He thanked Brad for his analysis of the disposal contract and is looking forward to working with Prairieland Disposal. He also thanked Director Anderson for his assistance in the clarification provided before the meeting on the variance requests that were on the agenda.

### **Trustee Morino**

There was not a License and Admin Committee meeting this week, and he imagines once things start to pick up in the coming months, this meeting will begin to have topics to discuss. He thanked Director Anderson for such a complete and comprehensive package for the two variance requests that were considered tonight.

### **Trustee Shaw**

He thanked Kevin, Brad, and the team for all their hard work on the waste hauler selection process. He also wanted to remind everyone that there are still residents who are struggling with food during this time, so to continue to donate to the pantry not only non-perishable items but monetarily.

### **Trustee Sode**

Absent

**13. PUBLIC COMMENT**

No public comment.

**14. EXECUTIVE SESSION**

- A. (5 ILCS 120/2(C)(2)) Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.

Motion to move into Executive Session made by Trustee Morino, second Trustee Schlick at 6:28 PM.

Ayes 6 Nays 0

MOTION DECLARED CARRIED

**15. RETURN TO OPEN SESSION**

Motion to reconvene from Executive Session at 6:44 PM.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

**16. ADJOURNMENT**

Motion to adjourn made by Trustee Schlick, second Trustee Howe, all in favor.

Ayes 5 Nays 0

MOTION DECLARED CARRIED

Adjourn Time 6:45 PM

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Cheryl Falk-Novak, Village Clerk