

Village of Deer Park
Regular Board of Trustees Meeting Minutes
May 19, 2008

1) PLEDGE OF ALLEGIANCE AND CALL TO ORDER

The regular meeting of the Board of Trustees of the Village of Deer Park was held on Monday, May 19, 2008 at Vehe Barn, 23570 W. Cuba Road, in the Village of Deer Park, in the counties of Lake and Cook, Illinois. President Gifford called the meeting to order at 7:00pm. Village officials and guests recited the Pledge of Allegiance.

2) ROLL CALL AND DETERMINATION OF A QUORUM

Upon roll call, the following were present: President Gifford, Trustees Pratscher, Kizior, Plautz, Kellermann, Rotter, and Thrun. The following Village officials were absent: none. Other Village officials present were Treasurer Stade, Administrator Connors, Clerk Meyle, Engineer Gordon, Attorney Keller, and Police Chief Lilly. President Gifford stated there is a quorum.

3) APPROVAL OF AGENDA

MOTION: by Trustee Pratscher to approve the agenda as amended moving the Parks and Recreation report up so that it follows the Vehe Farm report. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0.

4) APPROVAL AND RELEASE OF MINUTES

MOTION: by Trustee Kellermann to remove the following statement from the draft minutes of the April 21, 2008 Board of Trustees Regular Meeting: *The general consensus of the Board was to go ahead with Trustee Kizior's recommendation.* Upon roll call: YES: (3) Plautz, Kellermann, and Rotter / NO: (4) Kizior, Pratscher, Thrun, and Gifford / ABSENT: (0). Motion failed 3/4

MOTION: by Trustee Pratscher to approve and release the minutes from the Board of Trustees Regular Meeting held April 21, 2008. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

5) PUBLIC COMMENTS

Pat Calihan of 22057 Old Farm Road addressed the Board regarding the Old Farm Road Park.

Dennis Cech of 20415 Meadow Lane addressed the Board regarding Groot permitting residents to suspend service while vacationing and fireworks enforcement.

Joel Thomason of 23686 Juniper Lane addressed the Board regarding street conditions and road repair in Deer Lake Meadows subdivision.

Trevor Hart of 20587 Meadow Lane addressed the Board regarding street conditions and road repair in Deer Lake Meadows subdivision.

Deborah Barry of 412 Bramble Lane addressed the Board regarding Vehe Farm marketing.

Bob Levine of 24600 Middlefork Road addressed the Board regarding the Old Farm Road Park.

Kurt Eldrup of 20429 N. Rand Road addressed the Board regarding Muddy Paws property issues.

Mike Timlin of 17 Wehrheim Road addressed the Board regarding a drainage issue he is having with his neighbor.

Rita Finley of 21900 Green Forest addressed the Board regarding the Old Farm Road Park.

Jill Stubenvoll of 24347 Tanager Court addressed the Board regarding the Old Farm Road Park.

Tom Powel of 21947 Green Forest addressed the Board regarding the Old Farm Road Park.

Eric Stubenvoll of 24347 Tanager Court addressed the Board regarding the Old Farm Road Park.

Al Barry of 412 Bramble Lane addressed the Board regarding the adoption of and debris pick-up along Long Grove Road and businesses in Deer Park ethics issues.

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6) VILLAGE ENGINEER – REPORT AND RECOMMENDATIONS

A. Approval of Pay Request #2 from Berger Excavating for the Lake Cook Drainage Improvement Project

MOTION: by Trustee Thrun to approve payment of Berger Excavating's Pay Request #2 totaling \$18,946.00 for the Lake-Cook Drainage Bypass Improvement Project being funded through the Special Service Area Project Fund. Upon roll call: YES: (6) Plautz, Thrun, Kizior, Pratscher, Kellermann and Rotter / NO: (0) / ABSENT: (0).
Motion carried 6/0

B. Review of Vehe Barn Grading and Drainage Improvement Estimate

Engineer Gordon reported that his engineer's opinion of probable cost for the Vehe Barn site grading and drainage improvements is \$15,000.00, but he feels the work could be done by a landscape company for approximately \$10,000. The Board directed Engineer Gordon to get quotes for the project from landscape companies.

C. Report on Ela Township Maintenance Program Estimates

Engineer Gordon recommended that the Ela Township Highway Department perform the following services during the summer of 2008: storm sewer and street culvert maintenance in Dover Pond subdivision, Chapel Hill subdivision, and Hamilton Estates at an estimated cost of \$10,000.00; pond outfall structure maintenance at an estimated cost of \$3,500.00; and root cutting maintenance at an estimated cost of \$10,000.00; the Board agreed with these recommendations.

D. Approval of Omni Commercial Lighting Services Maintenance Estimate

MOTION: by Trustee Kellermann to approve street light maintenance with Omni Commercial Lighting Services for the Deer Park Boulevard and Field Parkway street lights as well as the Charles E. Brown park lights in an amount not to exceed \$1,700.00. Upon roll call: YES: (6) Plautz, Thrun, Kizior, Pratscher, Kellermann and Rotter / NO: (0) / ABSENT: (0).
Motion carried 6/0

E. Status of D'Angelo Park Culvert Repair

Engineer Gordon reported that Ela Township will start working on this project May 20, 2008; he anticipates the drainage work to take 2-days with the path being completed two weeks later. Trustee Kizior advised that the funds for this project should come out the drainage budget for this fiscal year.

At Trustee Kellermann's request, Engineer Gordon addressed the drainage improvements and road resurfacing needed on Rainbow Road. President Gifford requested that Engineer Gordon put together an estimate for the Rainbow Road project for the Board to refer to as it budgets and plans projects in years to come; per the Road Program, the earliest date Rainbow Road is scheduled to be addressed is 2010.

Since the bids for the Road Program work came in approximately \$40,000 under the budgeted amount, the Board discussed having Engineer Gordon negotiate with Arrow Road Construction and Geske & Sons, Inc. with regard to doing additional patching and repair throughout the Village as determined by Engineer Gordon. The consensus of the Board was to have Engineer Gordon move forward with this keeping in mind that some funds should be set aside to do patching in the spring of 2009.

7) VEHE FARM

A. Pat Winkelman provided a written monthly report regarding the Vehe Foundation's activities and accounting.

B. Approval of payment to Jensen Plumbing for \$5,437.00

MOTION: by Trustee Thrun to approve payment of Jensen Plumbing's invoice #J16367 for the installation of a booster pump for the Vehe Farm property water supply system in the amount of \$5,437.00 and contingent upon submission of a waiver of lien. Upon roll call: YES: (5) Plautz, Thrun, Kizior, Pratscher, and Rotter / NO: (1) Kellermann / ABSENT: (0).
Motion carried 5/1

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TRUSTEE ROTTER – PARKS AND RECREATION

i) Thank you to residents adjacent to D'Angelo Park

Trustee Rotter thanked the residents adjacent to D'Angelo Park for allowing park maintenance crews access to park while doing work in the park.

ii) Volunteer hours maintaining the Deer Park Town Center baseball field

Trustee Rotter reported that volunteer hours maintaining the Deer Park Town Center baseball field were over 50 hours for the month; these hours were provided by the organizations using the baseball field.

iii) Windscreen Sponsorship of Deer Park Town Center Baseball Field

Trustee Rotter reported that a mailing was sent and positive responses are being received regarding windscreen sponsorship of Deer Park Town Center baseball field.

iv) Charles E. Brown Path

Trustee Rotter reported that the Village has had a long standing agreement with a resident who owns the property adjacent to Charles E. Brown Park upon which the Village has installed a path providing pedestrian access to the park; this agreement is scheduled to expire this year; the resident is open to renewing the agreement; both the resident and the Village would like to consider revisions to the agreement. Trustee Rotter reported that he will be bringing this issue back before the Board after Attorney Keller has had the opportunity to review the agreement and consider the revisions.

v) Inventory of the Village Park Trees and Approval of the Treatment of the Pine Trees

MOTION: by Trustee Rotter to approve the proposal from Autumn Tree for the treatment of the itemized park trees and for the removal of two trees in Charles E. Brown Park at a cost of \$4,325.00. Upon roll call: YES: (6) Plautz, Kellermann, Thrun, Kizior, Pratscher, and Rotter / NO: (0) / ABSENT: (0). Motion carried 6/0

vi) Proposal to purchase play equipment and replacement mulch for all play lots

MOTION: by Trustee Rotter to approve the purchase and installation of mulch from Recreation Concepts, Inc. for the play lots in Chapel Hill, Dover, Charles E. Brown, and D'Angelo parks at a cost of \$9,045.00. Upon roll call: YES: (6) Rotter, Plautz, Thrun, Kizior, Pratscher, and Kellermann / NO: (0) / ABSENT: (0). Motion carried 6/0

MOTION: by Trustee Rotter as amended to approve the purchase and installation (including site preparation and mulch) of play equipment and benches from Recreation Concepts, Inc. for Old Farm Road Park in the amount of \$21,500.00 contingent upon a review being performed by the Village Attorney with regard to determining liability the Village may incur because a private lake exists adjacent to the park and with regard to the necessity of *private property, no trespassing, and no swimming* signs for the lake property adjacent to the park. Upon roll call: YES: (6) Rotter, Thrun, Kizior, Pratscher, and Kellermann / NO: (1) Plautz / ABSENT: (0). Motion carried 5/1

vii) H. T. Strenger Inc. Proposal to Install Water at the Deer Park Town Center Baseball Field

Trustee Rotter presented a proposal to install water at the Deer Park Town Center Baseball Field from H. T. Strenger Inc. Engineer Gordon confirmed that the proposal covers only the material and labor for the installation of the yard hydrant and does not include the final grading and seeding or Palatine's permit fees and water meter.

MOTION: by Trustee Rotter to approve H. T. Strenger Inc.'s proposal for material and labor for the installation of a yard hydrant at the Deer Park Town Center Baseball Field at a cost of \$8,200.00. Upon roll call: YES: (6) Rotter, Plautz, Thrun, Kizior, Pratscher, and Kellermann / NO: (0) / ABSENT: (0). Motion carried 6/0

viii) Parking Ordinance on Lea Road

Trustee Rotter reported that he will address this issue next month as it pertains to the issue of the Charles E. Brown park path agreement and needs to be reviewed by Attorney Keller.

Trustee Rotter left the meeting upon completing his report at 9:30pm.

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8) VILLAGE ATTORNEY – REPORT AND RECOMMENDATIONS

A. Ordinance amending Village Code regarding Accessory Uses

MOTION: by Trustee Pratscher to approve the Ordinance Amending the Village code Regarding Accessory Uses. Upon roll call: YES: (5) Kellermann, Plautz, Thrun, Kizior, and Pratscher / NO: (0) / ABSENT: (1) Rotter.

Motion carried 5/0

B. Ordinance Granting a Liquor License

MOTION: by Trustee Kizior to approve the Ordinance Granting a Liquor License to Tokyo Sake & Grill Japanese Restaurant of 20330 Deer Park Blvd. in the Deer Park Town Center. Upon roll call: YES: (5) Plautz, Thrun, Kizior, Kellermann, and Pratscher / NO: (0) / ABSENT: (1) Rotter.

Motion carried 5/0

C. Agreement between RedSpeed Illinois, LLC and Village for a Traffic Law Enforcement System

MOTION: by Trustee Thrun to approve the agreement with RedSpeed Illinois, LLC for an automated traffic law enforcement system. Upon roll call: YES: (5) Kellermann, Plautz, Thrun, Kizior, and Pratscher / NO: (0) / ABSENT: (1) Rotter.

Motion carried 5/0

9) REPORTS FROM PRESIDENT, TRUSTEES, ADMINISTRATOR, AND CLERK

A. President Gifford:

i) President Gifford reported that Canadian National Railroad is moving ahead quickly and an environmental study is expected to be submitted from them within the next few months.

ii) President Gifford reported that he received a letter from BACOA thanking the Village for the \$750.00 gift.

iii) President Gifford reported that he received a letter from the Cuba Township Highway Commissioner confirming their interest in furnishing ice and snow control services for the Village. President Gifford recommended that the Board direct the Village Attorney to draft an ice and snow control service contract with Cuba Township; the Board agreed with this recommendation.

iv) Request from Biaggi's restaurant regarding a liquor license

President Gifford invited Tony Marletti, managing partner of Biaggi's in Deer Park, to address the Board; Mr. Marletti explained the restaurant's desire to obtain a liquor license that would permit it to sell bottles of wine to be consumed off their premises.

MOTION: by Trustee Pratscher to direct the Village Attorney to draft a new class of liquor license that would accommodate Biaggi's desire to sell wine to be consumed off premises. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1).

Motion carried 5/1.

v) Appointments to Plan Commission and Zoning Board of Appeals

a) Plan Commission: Frank Comber and Eric Lorenz until December 31, 2010

MOTION: by Trustee Pratscher to approve the appointments of Frank Comber and Eric Lorenz to the Plan Commission for a three year term expiring December 31, 2010. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1).

Motion carried 5/1.

b) Zoning Board of Appeals: Bill Michael and Randall Pinchot until December 31, 2010

MOTION: by Trustee Pratscher to approve the appointments of Bill Michael and Randall Pinchot to the Zoning Board of Appeals for a three year term expiring December 31, 2010. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1).

Motion carried 5/1.

B. Trustee Kellermann- Roads and Public Utilities:

i) Update on 2008 Road Program

Item was addressed with the Engineer's Report.

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ii) Report on Dailey Electric payments

Trustee Kellermann reported that he did not have copies of all of the payment documentation he has requested with regard to the Vehe Barn project. Trustee Thrun recommended that Trustee Kellermann put together a simple list of the documents he does not have and submit it to Administrator Connors so that copies of those documents can be requested from Jim Peterson or located by Village staff. Trustee Kellermann stated that he would submit the list to Administrator Connors the morning of May 20, 2008.

C. Trustee Kizior—Finance:

Trustee Kizior reported that the end of fiscal year 2008 cash reserve was approximately \$61,000 under what was projected and actual spending was 15-percent over what was budgeted for fiscal year 2008. Trustee Kizior pointed out that revenues for the 2008 fiscal year came in higher than projected and covered the 15-percent, but that the Board should not count on this in the future. Trustee Kizior plans to review the overall alignment of the budget with the Board on a quarterly basis to keep expenditures within budgeted amounts and give the Board the opportunity to adjust accordingly through the year.

Trustee Kizior reported that the conversion to the new financial software is underway and going well.

D. Trustee Plautz – Health & Sanitation:

Trustee Plautz reported that SWALCO is hosting an open house of at their hazardous waste building on June 19, 2008 from 4:30–7:00pm.

E. Trustee Pratscher – Planning and Zoning:

Trustee Pratscher asked President Gifford for a status on exchanging affordable housing credits with Lake Zurich as that possibility pertains to the annexation of the Christiansen property on Rand Road. President Gifford reported that he is meeting with Janet Agnoletti (co-author of the Affordable Housing Act), Lake Zurich officials, and the contractor considering the Christiansen property on May 21, 2008 to discuss this possibility.

F. Trustee Rotter –Parks and Recreation:

Items were addressed earlier per the amendment of the agenda.

G. Trustee Thrun – Public Safety:

H. Administrator Connors:

I. Clerk Meyle:

Clerk Meyle reported that the CTY-Connect program had been officially launched with President Gifford sending a test message to residents on May 5, 2008.

10) APPROVAL OF INVESTMENT FUND REPORT FOR MARCH 2008:

MOTION: by Trustee Kizior to approve the Investment Fund Report for April 30, 2008 in the amount of \$1,723,827.69. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/1

11) CASH DISBURSEMENTS:

MOTION: by Trustee Kizior to approve cash disbursements for April 21, 2008 to May 19, 2008 totaling \$239,920.24 (expenditures in the amount of \$221,180.75, plus payroll in the amount of \$18,739.49). Upon roll call: YES: (5) Pratscher, Kellermann, Thrun, Kizior, and Plautz / NO: (0) / ABSENT: (1) Rotter. Motion carried 5/1

12) KILDEER POLICE REPORT – APRIL 2008:

No report was given, but materials were provided in the agenda packet regarding STEP locations, citations by location, comparison of arrests, and comparison of activity.

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13) ADJOURNMENT:

MOTION: by Trustee Thrun to adjourn. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/1.

The Regular Board of Trustees Meeting was adjourned at 10:55pm.

H. Scott Gifford, Village President

Susan Meyle, Village Clerk