

**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, February 16, 2009 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, Kellermann, Rotter, and Thrun. The following Village officials were absent: Trustee Plautz. Other Village officials present were Administrator Connors, Clerk Meyle, Attorney Stewart Diamond, Permit Coordinator Doniec, Treasurer Stade, and Engineer Gordon. President Gifford stated there is a quorum.

Pat Winkelman and Teri Bridge of the Vehe Farm Foundation; Kathy Armstrong, Jo Ann Seagren, and Kerry Rosene of Smart Farm; Zach Merzyn of 723 N. Walden, Palatine Illinois (owner of 20844 Country Lane); Peder Finnberg of Heritage Land Consultants; Mario Palazzolo of 20434 Rand Road, Deer Park; and Richard Boykin of the Barnes & Thornburg Federal Relations Group were also in attendance.

**3) APPROVAL OF AGENDA**

**MOTION:** by Trustee Thrun to approve the agenda as presented. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/0

**4) APPROVAL AND RELEASE OF MINUTES**

**MOTION:** by Trustee Thrun to approve and release the minutes from the Board of Trustees Regular Meeting held January 19, 2009. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/0

**5) PUBLIC COMMENTS**

Betsy Glorch of 21947 Farthingdale Court addressed the Board to request that funding be allocated in the next budget to address Hamilton Estates Park's drainage; photos, information from Tallgrass Restoration, and a petition signed by 38 of 44 Hamilton Estates residents supporting the request were submitted.

**6) VEHE FARM – REPORT AND RECOMMENDATIONS**

**A) Smart Farm Presentation**

Kathy Armstrong, Jo Ann Seagren, and Kerry Rosene of Smart Farm addressed the Board regarding the possibility of partnering with the Village to establish a sustainable farming education center on the Vehe Farm property. The consensus of the Board was to continue discussions with the Smart Farm organization; Administrator Connors was appointed as their contact person.

**B) Foundation Update**

Pat Winkelman addressed the Board regarding Vehe Foundation's monthly activities; a written report was also submitted regarding additional information and accounting.

Teri Bridge addressed the Board regarding confirmation that District 220 will be holding 17 second grade science field trips of approximately 50 students each to Vehe Farm in the fall of 2009.

**C) Request for Waiver of Rental Fees**

Teri Bridge addressed the Board regarding Vehe Farm Foundation's request for a waiver of rental fees for the Stake Holder Committee of the Leave No Child Inside Consortium event they will be hosting in April from 4:00-8:00pm on a date to be determined.

**MOTION:** by Trustee Thrun to approve a waiver of the fees for the Stake Holder Committee of the Leave No Child Inside Consortium event the Vehe Foundation will be hosting in April from 4:00-8:00pm on a date to be determined. Upon roll call: YES: (5) Pratscher, Kellermann, Thrun, Rotter, and Kizior / NO: (0) / ABSENT: (1) Plautz. Motion carried 5/0

**7) VILLAGE ENGINEER – REPORT AND RECOMMENDATIONS**

**A) Lake County Stormwater Management Commission fee of \$610.00 for Ferndale Phase III Drainage**

**MOTION:** by Trustee Thrun to approve payment to the Lake County Stormwater Management Commission for a permit fee for the Ferndale Phase III drainage project in the amount of \$610.00. Upon roll call: YES: (5) Pratscher, Kellermann, Thrun, Rotter, and Kizior / NO: (0) / ABSENT: (1) Plautz. Motion carried 5/0

B) Septic Variance for 20844 Country Lane

Zach Merzyn of 723 N. Walden, Palatine Illinois (owner of 20844 Country Lane) addressed the Board regarding the septic system design variance he has requested for the property he purchased at 20844 Country Lane.

Peder Finnberg of Heritage Land Consultants addressed the Board regarding the results of the percolation test he performed at 20844 Country Lane on January 9, 2009.

Engineer Gordon reported that the percolation test results were calculated within an acceptable range and that the Lake County Health Department (LCHD) has approved the proposed septic system. Engineer Gordon recommended that the Board approve the variance to allow the design of the proposed septic system in the location designated by the LCHD keeping in mind that Mr. Merzyn is required to meet all other Village Code requirements such as obtaining a watershed development permit and meeting setbacks from the floodplain.

MOTION: by Trustee Kizior to authorize the Village Attorney to prepare an ordinance granting a septic variance for 20844 Country Lane to allow a Modified Type 5 septic system in the location designated by the Lake County Health Department. The ordinance is to include two conditions: (1) no building permit may be issued until the Village Engineer presents the outcome of the watershed development permit process to the Board and (2) the variance may be revoked by the Board if the outcome of the watershed development permit process casts doubt on the granting of the variance. Upon voice vote: YES: (4) Pratscher, Thrun, Kizior, and Gifford / NO: (2) Rotter and Kellermann / ABSENT: (1) Plautz. Motion carried 4/2

**8) VILLAGE ATTORNEY – REPORT AND RECOMMENDATIONS**

**9) REQUEST TO AMEND THE VILLAGE ZONING ORDINANCE TO PERMIT CHILD CARE CENTERS AS A SPECIAL USE IN THE GENERAL BUSINESS DISTRICT (Palazzolo-20434 Rand Road)**

Mario Palazzolo of 20434 Rand Road, Deer Park addressed the Board regarding the possibility of obtaining the permits required in order to open a daycare center on his property. The consensus of the Board was that they would not support a change in the Municipal Code to accommodate a daycare use in the 20434 Rand Road area.

**ITEM 10Aii WAS ADDRESSED AT THIS TIME - President Gifford - Agreement with Barnes & Thornburg:**

Richard Boykin of Barnes & Thornburg addressed the Board regarding his proposal to represent the Village with regard to securing federal stimulus and appropriation dollars for the purpose of funding the Village Road Program.

MOTION: by Trustee Thrun to accept Rich Boykin-Barnes & Thornburg's Proposal for Lobbying Services with the following two amendments: (1) the Fixed Fee total for all services provided shall be reduced to \$60,000.00 and be paid in four monthly payments of \$15,000.00; (2) Rich Boykin-Barnes & Thornburg shall provide weekly updates to the Board via email or fax detailing the services provided and the progress made relative to the work Richard Boykin-Barnes & Thornburg is performing for the Village. Upon roll call: YES: (4) Kizior, Thrun, Pratscher, and Gifford / NO: (2) Rotter and Kellermann / ABSENT: (1) Plautz. Motion carried 4/2

**ITEM 10F WAS ADDRESSED AT THIS TIME - Trustee Rotter - Parks and Recreation:**

i) Hummingbird Court Reimbursement in the amount of \$156.25.

MOTION: by Trustee Rotter to approve reimbursement of \$156.25 to the Hummingbird Court Homeowners Association. Upon roll call: YES: (5) Pratscher, Kellermann, Thrun, Rotter, and Kizior / NO: (0) / ABSENT: (1) Plautz. Motion carried 5/0

MOTION: by Trustee Rotter to approve reimbursement of \$1,137.50 to the Park Hill Estates Homeowners Association per the assumption that both entrance signage areas have been subtracted from the reimbursement total. Upon roll call: YES: (5) Pratscher, Kellermann, Thrun, Rotter, and Kizior / NO: (0) / ABSENT: (1) Plautz. Motion carried 5/0

ii) Deer Park Town Center Baseball Field Maintenance and Usage

Trustee Rotter reported that he will be submitting alternate plans for Deer Park Town Center Park which include a tot lot and additional baseball fields rather than a soccer field.

iii) Potential Uses for Village Parks

Trustee Rotter reported that Barrington Youth Football has express interest in using Charles E. Brown Park; he recommended that the Board consider this with the condition that Barrington Football takes responsibility for altering the field as needed.

Trustee Rotter reported that two park paths that were budgeted to be improved this year have not been done: the Ferndale path into the Charles E. Brown Park and the Rue Valley path into the Michael D' Angelo Park. Trustee Rotter encouraged to Board to include the improvement of these paths with the Ferndale and Rue Valley road work respectively.

Trustee Rotter reported that he will work with Attorney Keller to finalize the Village's agreement with the residents on either side of the Ferndale path into the Charles E. Brown Park before his term ends.

**ITEM 10C WAS ADDRESSED AT THIS TIME - Trustee Kizior - Finance:**

Trustee Kizior reported that he would like to schedule a special meeting for the purpose of working on the budget for the next fiscal year; the consensus of the Board was to hold the special meeting on Monday, March 23, 2009 at the Vehe Barn at 7:00pm.

Trustee Rotter left the meeting at the conclusion of Trustee Kizior's report at 10:20pm.

**10) REPORTS FROM PRESIDENT, TRUSTEES, ADMINISTRATOR, AND CLERK**

**A. President Gifford:**

- i) Request from OMNI Youth Services for a Donation

MOTION: by Trustee Pratscher to approve a donation to OMNI Youth Services in the amount of \$750.00. Upon roll call: YES: (4) Pratscher, Thrun, Kizior, and Gifford / NO: (1) Kellermann / ABSENT: (2) Plautz and Rotter. Motion carried 4/1

- ii) Agreement with Barnes & Thornburg – addressed earlier in the agenda

- iii) Funding for Canadian National Railroad Lawsuit

MOTION: by Trustee Pratscher to approve contributing \$5,000.00 to TRAC (The Regional Answer to Canadian National) for their on-going lawsuit with Canadian National Railroad contingent upon the Board monitoring the progress of the lawsuit. Upon roll call: YES: (4) Kizior, Pratscher, Kellermann, and Gifford / NO: (1) Thrun / ABSENT: (2) Plautz and Rotter. Motion carried 4/1

**B. Trustee Kellermann - Roads and Public Utilities:**

- i) Review of the 10 and 15 year road programs – addressed earlier in the agenda
- ii) CN Railroad – addressed earlier in the agenda

- iii) Route 53 Extension

Trustee Kellermann asked if the Board is in support of the Route 53 Extension Lake County Referendum that will appear on the April 7, 2009 ballot. The consensus of the Board was that they have supported the extension through BACOG's annual legislative platform for many years and intend to continue to support it.

**C. Trustee Kizior - Finance:**

Trustee Kizior presented a 9 Month Budget Analysis for the year ending April 30, 2009; the consensus was to post this analysis on the Village website.

**D. Trustee Plautz – Health & Sanitation: – NO REPORT**

**E. Trustee Pratscher – Planning and Zoning:**

MOTION: by Trustee Pratscher to approve a Village sponsored candidate forum to be moderated by the Barrington Area League of Women Voters on Sunday, March 8, 2009 from 2:00-4:00pm; the forum would be held in Vehe Barn and it would be promoted via the Village's Connect-CTY system. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

**F. Trustee Rotter –Parks and Recreation:** – addressed earlier in the agenda

- i) Hummingbird Court Reimbursement in the amount of \$156.25.
- ii) Deer Park Town Center Baseball Field Maintenance and Usage
- iii) Potential uses for Village parks

**G. Trustee Thrun – Public Safety: – NO REPORT**

**H. Administrator Connors:**

i) Barn Fee Restructure Proposal

MOTION: by Trustee Thrun to approve the Vehe Barn rental rate structure as proposed contingent upon a report being submitted in 3-4 months to ensure that the new rates are achieving to goal of increasing rentals and profitability. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

ii) Internet Service for the Village Office

MOTION: by Trustee Thrun to approve the Comcast Business Class Service Agreement for internet service for the Village Office at a rate of \$59.95 per month. Upon roll call: YES: (4) Pratscher, Kellermann, Thrun, and Kizior / NO: (0) / ABSENT: (2) Rotter and Plautz. Motion carried 4/0

Administrator Connors reported that he continues to negotiate with Nicor regarding their franchise agreement and that the Lake County Highway Department bike path project is moving forward with the exception of Kildeer's decision about how to route the path in the area of the Citgo station at Rand and Quentin roads.

**I. Clerk Meyle: – NO REPORT**

**J. Treasurer Stade:**

MOTION: by Trustee Thrun to approve the Ordinance abating a portion of the tax levied for the year 2008 to pay the principle of and interest on specified Special Service Area Bonds. Upon roll call: YES: (4) Pratscher, Kellermann, Thrun, and Kizior / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

**11) APPROVAL OF INVESTMENT HELD REPORT – JANUARY 2009**

MOTION: by Trustee Kizior to approve the Investments Held Report dated January 31, 2009 in the amount of \$1,659,609.05. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

**12) CASH DISBURSEMENTS**

MOTION: by Trustee Kizior to approve accounts payable dated February 16, 2009 totaling \$211,066.09 (expenditures in the amount of \$190,517.44, plus check register in the amount of \$616.29, plus payroll in the amount of \$19,932.36). Upon roll call: YES: (4) Pratscher, Kellermann, Thrun, and Kizior / NO: (0) / ABSENT: (2) Rotter and Plautz. Motion carried 4/0

**13) KILDEER POLICE REPORTS – JANUARY 2009**

Materials were provided in the agenda packet regarding STEP locations, citations by location, comparison of arrests, comparison of activity, and summary of criminal offenses.

**14) ADJOURNMENT**

MOTION: by Trustee Thrun to adjourn. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

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

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H. Scott Gifford, Village President

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Susan Meyle, Village Clerk