

**1) PLEDGE OF ALLEGIANCE**

The regular meeting of the Board of Trustees of the Village of Deer Park was held on Monday, October 19, 2009 at Vehe Barn, 23570 W. Cuba Road, in the Village of Deer Park, in the counties of Lake and Cook, Illinois. President Kellermann called the meeting to order at 7:03pm. 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 Kellermann, Trustees Olson, Trost, Evans, Kizior, and Pratscher. The following Village officials were absent: Trustee Sands. Other Village officials present were Administrator Connors, Clerk Meyle, Attorney Bateman, Treasurer Stade, Engineer Gordon, Permit Coordinator Doniec, and Commander Bratko. President Kellermann stated there is a quorum.

Attorney Jeff Taylor of Bateman Ltd; Brian LeFevre of Sikich LLP; Deborah Barry of the Zoning Board of Appeals, Pat Winkelman of the Vehe Farm Foundation; and Joy Hoeffler and Dr. Kurt Thomsen of the Barrington Area Council of Governments (BACOG) were also present.

**3) APPROVAL OF AGENDA**

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

**4) APPROVAL AND RELEASE OF MINUTES**

MOTION: by Trustee Olson to approve the agenda as amended; changing Olson to Sands on the sixth motion on page 2 of the September 21, 2009 minutes and changing Fox Ridge to Foxridge and Hillside to Hillcrest on page 1 of the September 28, 2009 minutes. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/0

**5) PUBLIC COMMENTS**

Trevor Hart of 20587 Meadow Lane addressed the Board regarding the condition of the roads in the Deer Lake Meadows subdivision.

Clayton Hidding of 20975 Laurel Drive addressed the Board regarding his Eagle Scout project; he requested permission to build picnic tables for Charles E. Brown Park. The Board advised Clayton that they approved of the project and that he should work through Trustee Evans as he proceeds.

Agnes Woodlock of 20800 N. Laurel Drive addressed the Board as the President of the Deer Park Estates Homeowners Association requesting the Board extend the 90-day period given to the Deer Path Estates residents to try to reconcile their pool house issue by an additional 30-days. Attorney Bateman advised the Board that the pool house petitioner was not present and they should not consider an extension of the reconciliation period without giving the pool house petitioner the opportunity to respond.

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

**A. Resolution approving IDOT Local Agency Agreement for Federal Participation (Deerpath Road)**

MOTION: by Trustee Olson to approve the Resolution Approving A Local Agency Agreement for Federal Participation Between The Village of Deer Park And The Illinois Department Of Transportation Relative To Resurfacing Of A Portion Of Deerpath Road. Upon roll call: YES: (5) Kizior, Olson, Evans, Trost and Pratscher / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

**B. Payment to American Underground Inc. Invoice# 6887; Root Cutting; \$4,400.00**

MOTION: by Trustee Olson to approve the payment of Invoice 6887 from American Underground Inc for storm sewer root cutting in the amount of \$4,400.00. Upon roll call: YES: (5) Kizior, Olson, Evans, Trost and Pratscher / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

**C. Payment to Behm Pavement Maintenance, Inc. Invoice# 102836; Crack Sealing; \$11,226.60**

MOTION: by Trustee Olson to approve the payment of Invoice 102836 from Behm Pavement Maintenance, Inc for the 2009 Crack Sealing Program in the amount of \$11,226.60. Upon roll call: YES: (5) Kizior, Olson, Evans, Trost and Pratscher / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

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

**Ordinance amending Village Code to add Section 30.19 “Rules for Participation in Meetings via Electronic Means”**

MOTION: by Trustee Olson to approve the Ordinance Establishing Rules For Participation In Meetings Via Electronic Means. Upon roll call: YES: (5) Kizior, Olson, Evans, Trost and Pratscher / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

**8) PRESENTATION FROM BACOG GROUNDWATER RESEARCH PRESENTATION**

Joy Hoeffler and Dr. Kurt Thomsen of the Barrington Area Council of Governments (BACOG) presented the results of BACOG’s groundwater research. Ms. Hoeffler covered the following three areas:

1. Program goals and why groundwater is a critical local issue.
2. Maps and 3-D models showing how the information gathered may be used by BACOG members.
3. Local information characterizing the groundwater in the Deer Park area.

Ms. Hoeffler explained that the information provided was meant to educate the Board with regard to a groundwater policy recommendation BACOG will be making to its members over the next 1-2 years.

**ADDRESSED ITEM 12 AT THIS TIME - KILDEER POLICE REPORTS**

Commander Bratko addressed the Board answering questions and making the following points:

- The Lake County Department of Transportation is the decision maker with regard to traffic control at the intersection on Long Grove Road that connects the Town Center with the Promenade.
- The protocol for directing traffic when a traffic light goes out is to use the drop-down stop signs.
- The Kildeer Police continue to be diligent about speed control on Long Grove Road.
- When fully staffed there are four police officers on duty: one to cover Deer Park’s residential area, one to cover Kildeer’s residential area, one to cover the Rand Road corridor between the two villages, and one to supervise.

**ADDRESSED ITEM 9C AT THIS TIME - Trustee Olson – Finance**

Brian LeFevre of Sikich LLP addressed the Board to present their Management Letter and Annual Financial Report for the fiscal year ending April 30, 2009 making the following points:

- The Village earned the highest level opinion on the quality of its financial statements for the fiscal year ending April 30, 2009.
- The Undesignated General Fund Balance was \$1,844,360.00 as of April 30, 2009.
- The Cash and Investment Asset Balance for the General Fund was \$1,741,137.00 as of April 30, 2009.
- Revenues generated in excess of expenditures totaled \$112,666.00. Approved transfers were made to the Park Fund and the Barn Operating Fund totaling \$114,537.00; the net change in the fund balances was (\$1,871.00).
- The Village transitioned from the Cash Basis method of accounting to the Accrual method of accounting during the fiscal year ending April 30, 2009.

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

**A. President Kellermann**

**i) Budget Report**

President Kellermann presented his 9/30/09 Financial Analysis.

**ii) Appointment of Susan Meyle as Village Clerk**

**iii) Appointment of Terri Stade as Village Treasurer**

**iv) Appointment of Michael Timlin to the Zoning Board of Appeals to fill an unexpired term ending December 31, 2009**

MOTION: by Trustee Evans to advise and consent to the following appointments: Susan Meyle as Village Clerk, Terri Stade as Village Treasurer, and Michael Timlin to the Zoning Board of Appeals to fill an unexpired term ending December 31, 2009. Upon roll call: YES: (5) Kizior, Olson, Evans, Trost and Pratscher / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

**v) Discussion of Annual BACOG Dinner**

President Kellermann reported BACOG is holding their annual dinner on Saturday, November 14, 2009. The consensus of the Board was that those attending should pay their own way.

**vi) Presentation by Deborah Barry on Marketing Proposal**

Deborah Barry presented a marketing proposal which focused on her request that the following action be taken: funding for a village-wide advertising media plan for the 2009-2010 winter season using hotel tax revenues in the amount of \$2,500-\$10,000 be approved; and the establishment of an Advisory Business and Economic Development Committee be approved. The consensus of the Board was they needed additional information in order to consider her proposal.

**B. Trustee Kizior – Public Safety**

Trustee Kizior expressed his concern about the recent survey results pertaining to the ethics of the Village Board and the staff.

**C. Trustee Olson – Finance – addressed earlier in the agenda**

**D. Trustee Pratscher – Health and Sanitation**

**Report on preliminary meeting held Oct. 19 with Groot representatives and SWALCO executive director regarding Village's waste hauling contract**

Trustee Pratscher reported that she, Administrator Connors, Walter Willis of SWALCO, and Frank Hillegonds of Groot met this morning to discuss the Village's waste hauling contract which expires in late spring 2010. Trustee Pratscher stated that Groot is drafting a proposal to extend their contract based on this morning's discussions; after reviewing Groot's proposal the Board should decide if they would rather go out for bid.

**E. Trustee Sands-Roads and Drainage – no report**

**F. Trustee Trost-Planning and Zoning – no report**

**G. Trustee Evans-Parks**

**i) Vehe Farm Foundation Monthly Report**

A written report regarding the Vehe Foundation's monthly activities and accounting was submitted; Trustee Evans reported some of the highlights.

**ii) Parks update**

Trustee Evans reported she held the first Park Advisory Group meeting on September 30, 2009; the next one is planned for November 4, 2009.

Trustee Evans reported she attended the Lake Zurich Chamber of Commerce Government Advisory Committee on behalf of Deer Park and shared some of the highlights of that meeting.

Trustee Evans reported that she is getting requests from Home Owners Associations to remove healthy trees and replace them for aesthetic reasons. Attorney Bateman confirmed that Home Owner Associations do not have the right to remove or replace trees and landscaping on Village property regardless of whether they are willing to pay for it or not. The consensus of the Board was that all such requests must receive approval from her prior to any work being done.

**H. Administrator Connors:**

**i) Report on Barn Lower Level Drainage Issues**

Administrator Connors reported the options he was given by the Village Engineer with regard to the use of boring a sub-grade drainage pipe in the Barn's lower level. The consensus of the Board was not to pursue boring, but to solicit proposals for the following two options: (1) installing a drainage pipe from the sump pump to the test hole and (2) installing a drainage pipe from the sump pump along the entire west wall.

**ii) Barn Fire Extinguisher Cabinets**

Administrator Connors presented a proposal for installing fire extinguisher cabinets in the Barn. The consensus of the Board was to proceed with the five cabinets recommended by Walter Alarm Company (AED on the lower level, main room on the main floor, near the stairway on the main floor, outside the elevator on the third floor, and in the balcony on the third floor) at a total cost of \$415.50 (\$83.10 each).

**iii) Report on the Agreement with LCDOT (Lake County Department of Transportation) and the Village of Kildeer regarding the regional pathway proposal**

Administrator Connors reported he received a letter (dated October 13, 2009) from Engineer Hamilton confirming the \$295,000 allocated to Deer Park for the Village's share of the Quentin Road Regional Bike Path Improvements should be sufficient to cover the costs of surveying, engineering, construction and contingencies. Administrator Connors reminded the Board that The Town Center Promenade Developer is obligated to contribute funds to this project based on their development agreement in the event the costs exceeded \$295,000. Administrator Connors reported the next step is for the Village of Kildeer to approve the LCDOT agreement which is expected to happen at Kildeer's November meeting; Deer Park will not take action until Kildeer has done so.

**iv) Annual membership to Lake Zurich Chamber of Commerce (LZCC)**

Administrator Connors reported he received a request from the LZCC for annual dues totaling \$305.00 plus a \$25.00 scholarship donation. The consensus of the Board was that Administrator Connors should discuss making an arrangement with the LZCC similar to last year's where the dues were waived in exchange for use of the Barn for LZCC meetings.

**v) 2010 Contribution to the Illinois Municipal League Risk Management Association (IMLRMA)**

Administrator Connors reported he received the 2010 contribution invoice to renew the Village's IMLRMA coverage in the amount of \$12,931.38. Administrator Connors informed the Board that, unless he was advised otherwise, the invoice would be paid through the November 16, 2009 accounts payable. The consensus of the Board was to stay with ILMRMA coverage.

**I. Treasurer Stade – no report**

**J. Clerk Meyle – no report**

**10) INVESTMENTS HELD REPORT**

**Approval of the Investments Held Report for September 30, 2009 in the amount of \$1,066,010.89**

**MOTION:** by Trustee Evans to approve the Investments Held Report dated September 30, 2009 in the amount of \$1,066,010.89. Upon voice vote: YES: (5) / NO: (0) / ABSENT: (1). Motion carried 5/0

**11) CASH DISBURSEMENTS**

**Approval of expenditures totaling \$196,589.30 (accounts payable in the amount of \$175,936.82, check register in the amount of \$312.75 plus payroll in the amount of \$20,339.73)**

**MOTION:** by Trustee Pratscher to approve the accounts payable dated October 19, 2009 totaling \$196,589.30 (accounts payable in the amount of \$175,936.82, check register in the amount of \$312.75, plus payroll in the amount of \$20,339.73). Upon roll call: YES: (5) Pratscher, Trost, Kizior, Evans, and Olson / NO: (0) / ABSENT: (1) Sands. Motion carried 5/0

**12) KILDEER POLICE REPORTS– addressed earlier in the agenda**

Materials were provided to each Board member via email regarding STEP locations, citations by location, comparison of arrests, comparison of activity, and summary of criminal offenses for the month of September.

**13) NEW BUSINESS**

**14) ADJOURNMENT**

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

Motion carried 5/0

The Regular Board of Trustees Meeting was adjourned at 11:05pm.

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Robert Kellermann, Village President

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Susan Meyle, Village Clerk