

**MINUTES**  
**VILLAGE OF DEER PARK**  
**SPECIAL BOARD OF TRUSTEES MEETING**  
**July 6, 2010 • 6:00pm**  
**Deer Park Vehe Barn**  
**23570 W. Cuba Road, Deer Park Illinois 60010**

**1) Pledge of Allegiance**

The meeting of the Special Board of Trustees of the Village of Deer Park was held on Tuesday, July 6, 2010 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 6:00pm. 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 Kellermann, Olson, Sands, Pratscher and Evans. Trustees Kizior entered at 6:47 p.m. and Trustee Trost communicated via cell phone during Executive Session only.

Other Village officials present were Village Administrator Connors, Clerk Schroeder and Attorney Bateman. President Kellermann stated there is a quorum.

**3) Approval of Agenda**

President Kellermann recommended moving item 5) Closed session to discuss pending & probable litigation before item 4) Public comments.

***Motion: Trustee Sands moved, seconded by Trustee Olson, to approve the amended agenda.***  
***Upon Roll Call – Voice Vote – 4 Ayes/0 Nays/2 Absent – Motion Carried 4/0***

**5) Closed session to discuss pending & probable litigation**

President Kellermann entertained a motion to enter into Executive Session at 6:08 p.m. to discuss pending, probable and imminent litigation.

***Motion: Trustee Pratscher moved, seconded by Trustee Olson, to enter into Executive Session at 6:08 p.m. to discuss pending, probable and imminent litigation.***

At this time, President Kellermann and Trustees Olson, Sands, Pratscher and Evans entered into Executive Session. Trustees Kizior and Trost were absent. Trustee Kizior entered in at 6:48 p.m. Trustee Trost joined the meeting via cell phone at 6:10 p.m.

Others present included Village Administrator Connors, Village Attorney Bateman, Attorney Eric Stubenvoll and Clerk Schroeder.

After discussion, President Kellermann entertained a motion to exit Executive Session at 7:58 p.m.

At this time, President Kellermann and Trustees Olson, Sands, Pratscher, Kizior and Evans exited Executive Session. Trustee Trost disconnected the cell phone at 8:05 p.m.

Others present included Village Administrator Connors, Village Attorney Bateman, Attorney Eric Stubenvoll and Clerk Schroeder.

***Motion: Trustee Pratscher moved, seconded by Trustee Evans, to enter into an open meeting at 8:04 p.m.***

***Upon Roll Call – Voice Vote – 6 Ayes/0 Nays– Motion Carried 6/0***

**4) Public Comments**

President Kellermann noted that the public comments would be open during the web site presentations.

**6) Possible action to authorize litigation with respect to Vehe Farm Project**

***Motion: Trustee Pratscher moved, seconded by Trustee Evans, authorize Attorney Eric Stubenvoll to file a lawsuit Against RW Clark Construction, Richard W. Clark, Dan Lyon, Frank Lyon, Individual Surety, LTD aka Nari-Risk Management aka Risk Management, RJ Hanson aka Robert Joe Hanson aka Dennis Lyon and any additional defendants, with a cost not to exceed \$7,500.***

***Ayes: Kizior, Trost, Evans, Olson, Sands and Pratscher***

***Nays: None***

***Motion Carried.***

Trustee Trost exited the cell phone conference at 8:05 p.m.

**7) Presentation: Web Site Providers**

There were technical difficulties with the presentation of Civic Plus. Trustee Olson apologized for the complications and indicated that Civic Plus would provide a presentation at the next regular Village Board meeting on July 19<sup>th</sup>.

The next presentation was presented by Net Solutions, Inc. Mr. Steve Wadhwa of Net Solutions provided the Board with a presentation and answered questions from the Board.

The last presentation was with American Eagle. Ms. Jackie Methling of American Eagle provided the Board with a presentation and answered questions from the Board.

Debra Barry 412 Bramble suggested that a business directory could be an incentive to have businesses pay their annual license and if the business doesn't pay then they don't get to advertise in the directory. Mrs. Barry asked if the migration fee is in the price. Both vendors replied yes.

The Board asked both vendors to submit a list of references.

It was noted that Civic Plus and Epage City will be providing a presentation at the regular Board meeting in July.

**8) Approval to Authorize Ela Township Highway Department to proceed on certain drainage improvements:**

- 20485 and 20455 Meadow Lane (\$1,000.00);
- 20192 and 20154 Park Hill Drive (\$1,000.00) and;
- Hamilton Estates Outlot remove and replace draitile (\$1,500.00)

Trustee Sands explained the proposed improvements for the drainage projects listed above.

***Motion: Trustee Kizior moved, seconded by Trustee Olson, to approve the authorization to Ela Township Highway Department to proceed on certain drainage improvements as follows:***

- 20485 and 20455 Meadow Lane in the amount of \$1,000
- 20192 and 20154 Park Hill Drive in the amount of \$1,000 and;
- Hamilton Estates Outlot, remove and replace draitile in the amount of \$1,500.

**Discussion:**

Trustee Kizior noted that he saw a take out the swale on his property. Village Administrator Connors asked Trustee Kizior for the resident address to investigate the activity. Trustee Evans asked Trustee Sands if this was in the budget. Trustee Sands replied that this is in the budget.

No further comments.

***Ayes: Evans, Pratscher, Sands, Kizior and Olson***

***Nays: None***

***Absent: Trost***

***Motion Carried 5/0***

**9) Approval of Proposal to provide playground mulch cover for five (5) park tot lots**

Trustee Evans explained the Village received four (4) bids to provide playground mulch cover for five (5) park tot lots.

Village Administrator Connors noted that all quotes are for playground certified mulch. Village Administrator Connors noted that based on the original assessment and quotation from Jameson (4/23/10), an estimated cost for 105 cubic yards was solicited. Administrator Connors read the bid results and noted that both M&S and Jameson have worked with the Village. It was noted that M&S was the lowest bidder at 82 cubic yards at \$50.00 per cubic yards. Staff recommends awarding the bid to M&S Landscaping.

***Motion: Trustee Evans moved, seconded by Trustee Sands, to approve and grant the bid to M&S Landscaping to provide playground mulch cover for five (5) tot lots of 82 cubic yards at \$50 per cubic yards for \$4,100.***

***Ayes: Kizior, Olson, Evans, Pratscher and Sands***

***Nays: None***

***Absent: Trost***

***Motion Carried 5/0***

Trustee Evans reported that she attended the Government Affairs meeting with the Lake Zurich Chamber, and noted there was discussion that the Village of Lake Zurich is working on increasing their sales tax by .75%.

Trustee Evans announced President Kellermann has a breakfast event with Kemper on July 29<sup>th</sup>.

Trustee Evans pointed out that that Hawthorne Woods dissolved their Building Department and will be working jointly with the Village of Mundelein, IL.

President Kellermann asked the Board of Trustees to forward (mail or e-mail) a list of their duties in respect to their Trustee position to his attention. President Kellermann explained further discussion will ensue on this task.

President Kellermann pointed out that a resident approached him about why Old Farm Road is not being re-paved. President Kellermann noted that he explained to the resident about the Village's road program schedule and evaluation process. President Kellermann noted that he asked the resident about increasing sales tax to help the Village fund such projects and the resident replied that he already pays enough taxes.

Trustee Evans pointed out alternatives for Village revenue by recapturing village roads. Trustee Sands asked Trustee Evans for more detail.

#### **10) Adjournment**

***Motion: Trustee Evans moved, seconded by Trustee Kizior, to adjourn at 10:20 p.m.***

***Upon Voice Vote – 5 Ayes/0 Nays/ 1 Absent – Motion Carried 5/0***

***Respectfully Submitted,***

***Signature on file***

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***Elizabeth A. Schroeder***  
***Village Clerk***

***Signature on file***

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***Robert Kellermann***  
***President***

*The Village of Deer Park is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the Village's facilities, are requested to contact the Village's ADA Coordinator at (847) 726-1648 promptly to allow the Village to make reasonable accommodations for those persons.*