



**MINUTES
VILLAGE OF DEER PARK
BOARD OF TRUSTEES MEETING**

**August 16, 2010 • 7:00pm
Deer Park Vehe Barn
23570 W. Cuba Road, Deer Park Illinois 60010**

1) Pledge of Allegiance

A Regular Meeting of the Board of Trustees of the Village of Deer Park was held on Monday, August 16, 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 7:03 p.m. 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, Pratscher, Sands, Evans and Kizior.

Other Village Officials present were Village Administrator Connors, Clerk Schroeder, Attorney Bateman and Village Treasurer Stade. Village Engineer Gordon was not present. President Kellermann stated that there was a quorum.

3) Approval of Agenda

President Kellermann entertained a motion to approve the 8/16/10 BOT Agenda as presented.

*Motion: Trustee Olson moved, seconded by Trustee Sands, to approve the agenda as presented.
Upon Roll Call. 6 Ayes/ 0 Nays – Motion Carried. 6/0*

4) Approval and Release of minutes from the Board of Trustees Regular Meetings of July 19, 2010*

Motion: Trustee Pratscher moved, seconded by Trustee Evans, to approve with amendments as discussed.

Discussion:

President Kellermann pointed out page 4, regarding the number of employees. Trustee Evans noted that it should be "participants".

Trustee Pratscher asked that the Village vision and mission statement that was read by Clerk Schroeder be included in the minutes. Clerk Schroeder duly noted the amendment.

Upon Roll Call – 6 Ayes/O Nays – Motion Carried. 6/0

5) Public Comments — Sign up prior to meeting on sign-in sheet on podium; 5 minutes time Limit

President Kellermann read the public comments disclosure statement and opened the meeting for public comments.

President Kellermann pointed out the various costs of the village road program and the need budget to continue the program. President Kellermann also provided a brief recap on the August 5th Special Board of Trustee meeting.

Deborah Barry of 412 Ramble Lane expressed her support and encouragement of economic development in the village of Deer Park. Mrs. Barry made comments on the proposed Village EDC ordinance.

President Kellermann noted that he spoke with the Deer Park Center contractor regarding the proposed Sales Tax Referendum. President Kellermann explained that if the sales tax increased one quarter of one percent it would generate approximately \$400,000 per year and if the sales tax increase one half of one percent it would generate approximately \$800,000 per year for the Village.

Lucy Hoyt of 309 Briargate noted that a sales tax increase referendum was proposed in the past and didn't pass. She noted that if there is an increase in sales tax then shoppers will go somewhere else or we'll have fewer shoppers. She suggested that the Village plan better and asked if any other town raised sales tax within Lake County.

President Kellermann noted that the Village Treasurer researched surrounding communities within Lake County that have increased sales tax.

Mike Timlin of 17 WWehrheim Road commented on President Kellermann's newspaper article regarding sales tax. Mr. Timlin asked about the police service costs and asked what portion of police services is for businesses coverage. Mr. Timlin noted that he doesn't not support or want property tax. Mr. Timlin commented that if the shopping mall utilizes most of the police service then it would make sense to vote on an increase for sales tax.

President Kellermann explained the current police service costs and coverage within the Village limits.

Mike Brindise of 20676 Waddington inquired about the police service costs. President Kellermann noted that he would be meeting with the Kildeer police to discuss their contract with the Village.

Trustee Evans explained the police service history with the village and agrees to pursue a discussion with the Kildeer Police regarding their services with the Village of Deer Park.

Trustee Sands pointed out there is a 5% escalation fee chart in the police contract that needs to be taken into consideration.

Trustee Kizior explained that the Village did receive bids for police service and awarded the contract bid to the Kildeer Police as it was the best agreement and since Kildeer was more familiar with the Village of Deer Park.

President Kellermann indicated that the police service agreement will be further discussed at the village board meeting.

With no further comments, President Kellermann closed Public Comments at 7:37 p.m.

6) Kildeer Police reports*

There was no representative from the Kildeer Police Department to comment on the presented report. The police report was accepted as it was presented.

7) Village Engineer- Report and Recommendations

Request for letter of Credit reduction #4 for Deer Park Estates*

Village Administrator Connor explained this item in the absence of the Village Engineer.

Motion: Trustee Pratscher moved, seconded by Trustee Evans, to approve the request for letter of credit reduction #4 for Deer Park Estates from \$216,191.18 to \$131,898.20.

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

Nays: None

Motion Carried. 6/0

8) Executive Session: Discussion of Litigation which is Probable or Imminent

President Kellermann entertained a motion to enter into Executive Session at 7:40 p.m. to discuss Pending Litigation and Litigation which is Probable or Imminent.

Motion: Trustee Evans moved, seconded by Trustee Olson, to enter into Executive Session at 7:40 p.m. to discuss Pending Litigation and Litigation which is Probable or Imminent.

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

Nays: None

Motion Carried. 6/0

At this time, President Kellermann and Trustees Pratscher, Trost, Sands, Kizior, Olson and Evans entered into Executive Session.

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

After Executive Session discussion, President Kellermann entertained a motion to exit Executive Session at 8:39 p.m.

At this time, President Kellermann and Trustees Pratscher, Trost, Sands, Kizior, Olson and Evans exited Executive Session.

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

Motion: Trustee Pratscher moved, seconded by Trustee Olson, to exit Executive Session at 8:39 p.m.

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

Nays: None

Motion Carried. 6/0

10)B i) Review and consider Ela Soccer proposal*

This item was moved on the agenda by direction and approval of the BOT.

Trustee Evan introduced Doug Anderson, President; Dale Winklemann, Director of Fields; and Diana D'Avelo, VP of Recreation of the Ela Soccer organization.

Diane D'Avelo briefly explained the soccer program to the Board and was available to answer questions from the Board. Trustee Evans explained that Ela Soccer will have the first right to the field. President Kellermann expressed his concerns with the field being available to other residents. Trustee Evans noted that the field would be scheduled per the agreement.

Trustee Sands thanked Ela Soccer for this opportunity and noted that he used to coach soccer. Trustee Sands asked if any scheduled time would be for practice. It was noted that Vehe Farm field would be used only on Saturday and Sunday, not during the week. The agreement is for a 10-year term contract. The field would be maintained and it was noted that there would not be any concession stands.

Attorney Bateman asked if the baseball field is scheduled for specific days. Trustee Evans noted that a schedule will need to be provided to the Village. Trustee Evans noted that the baseball field is split with another baseball group. Trustee Evans noted that it would be a good thing for the community to create a relationship with Ela Soccer.

Ms. D'Avelo noted that a schedule of events would be provided to the Village.

Attorney Bateman expressed concern if there would be any time available to the public if the first right goes to the organization. Attorney Bateman further recommended posting signage on the field indicating the field's in use by permit.

Trustee Evans pointed out that in the agreement the organization has the first right but not exclusive right. Trustee Evans noted the agreement stipulates a six month trial with this group and noted the maintenance of the fields for free.

Motion: Trustee Evans moved, seconded by Trustee Trost, to approve the Ela Soccer agreement as it was presented.

Discussion:

Trustee Sands asked if signage could be put up on the field "use by permit only". Village Administrator Connors noted that a rental agreement could be used by permit.

Trustee Kizior suggested to start the process and not make the scheduling a deal blocker. Trustee Evans noted that Ela Soccer would supply a schedule every year.

Attorney Bateman noted that the agreement does not have specific provisions approval of season or year. Bateman noted that the baseball agreement is year to year whereas this agreement is for 10 years.

President Kellermann indicated that he agrees with posting signage on the field and suggested a one-year contract.

Trustee Evans noted that Ela Soccer organization would be putting approximately \$11,000 in maintenance to the field.

Doug Anderson explained the cost of \$40,000 was put into Hawthorn Hills in a one year agreement with another community and then was terminated. Mr. Anderson indicated that Ela Soccer wants a commitment.

Ms. D'Avelo explained the maintenance of the field is for the overall safety of the fields.

Trustee Pratscher asked how many of the participants are Deer Park residents. Ms. D'Avelo noted that are approximately 600-650 participants but didn't know how many are Deer Park as the organization serves Lake Zurich, Deer Park, Hawthorn Hills and Kildeer.

Trustee Evans commented on Article III, #2 of the agreement regarding scheduling.

Amended Motion: Trustee Kizior moved, seconded by Trustee Olson, to amend the motion to create a reservation ordinance to insure available time for residents to use the fields that does not preclude this agreement.

Discussion:

President Kellermann indicated that a ten-year agreement is too long. Doug Anderson noted that he would consider a \$20 hour rental agreement.

Trustee Evans noted that she doesn't accept the amended motion.

Ayes: Sands, Olson and Kizior (Kellermann)

Nays: Trost Pratscher and Evans

Motion Carried.

Amended Motion: Trustee Evans moved, seconded by Trustee Trost, to approve the affiliated League Ela Soccer Agreement and the Village create an ordinance to insure available time for residents use of the field.

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

Nays: None

Motion Carried. 6/0

H. Administrator Connors

i) ComEd Report on vegetation management by Mr. Jeff Batara, ComEd External Affairs Manager (tabled: 6/21 and 7/19)

This item was moved up on the agenda.

Mr. Jeff Batara, ComEd External Affairs Manager provided the Board with a presentation on vegetation management from the 5/3/10 BOT meeting.

Mr. Batara addressed the Board's concern about tree trimming practices and issues regarding Long Grove Road. Mr. Batara further explained the notification process.

Mr. Batara introduced Emily Kramer, ComEd Vegetation Manager. Ms. Kramer provided the Board with the tree trimming process.

Mr. Batara and Ms. Kramer were available to answer questions from the Board regarding this matter. There was general discussion regarding this issue.

Trustee Kizior expressed concerns with the communication between ComEd and Village staff. Mr. Batara noted that the concerns will be addressed and committed to communicate with the Village with a notification process.

Village Administrator Connors noted that when he receives a notification he does share it with the Village Board but in the future he will put the notification in the agenda material.

Mr. Batara noted that notification will go out to the residents as well.

10) Aiii) Final Restoration Update by ComEd regarding Middlefork Road (tabled from 6/21)

Mr. Batara provided the Board with an update on the final restoration by ComEd regarding Middlefork Road.

9) Village Attorney- Report and Recommendations

viii) An Ordinance Amending Chapter 112, "Alcoholic Liquor" of Title XI, Business Regulations of the Deer Park Municipal Code (Circle K's)*

This item was moved ahead on the agenda.

Attorney Bateman explained this item and indicated that an ordinance was created to reflect this application subject to approval.

Village Administrator Connors explained the application process and the request to review the number of liquor license class types. Village Administrator Connors explained the liquor license application process and the request for the Board to review the application. Village Administrator Connors noted that considering the changes in liquor license holders, the proposed ordinance would need to be revised to reflect the current number of liquor license holders.

Both Trustees Kizior and Sands expressed their concerns with issuing a liquor license at this location. Trustee Sands noted that he does not support a liquor license for such a dangerous intersection.

Trustee Evans asked if there was any liability to the Village. Attorney Bateman replied no.

Trustee Pratscher asked about the sign ordinance and pointed out that no neon signs would be allowed for "beer" signs. Attorney Bateman noted that the ordinance would need to be amended to reflect a change of liquor licenses.

Trustee Pratscher asked the district manager adhere to the Village sign ordinance.

Trustee Evans asked about selling to the under-aged. The Mohammad Ahmad, Market Manager explained the employees attend BASSET training and that the cash registers digitally verify the customer's age.

Trustee Evans asked if liquor was sold to minors can the liquor license be pulled. Attorney Bateman explained the process of the liquor commissioner and indicated that the first offense would be a fine, the second offense could suspend the liquor license and the third offense could revoke the liquor license based on State statute.

Trustee Kizior asked if the selling hours be changed on this license type. Attorney Bateman indicated that he's never seen it done and indicated that there couldn't be different penalties for different liquor types and/or classes. Attorney Bateman indicated that an ordinance would need to be created to increase the type/class the applicant is requested and/or approved by the Village Board.

Motion: Trustee Evans moved, seconded by Trustee Pratscher, to approve an ordinance Chapter 112 Alcoholic Liquor of Title XI Business Regulations of the Deer Park Municipal Code to increase Class Two License from 6 to 7 pending the results of the background check.

Discussion:

Attorney Bateman explained the license increase for Class Two from 6 to 7.

President Kellermann asked Trustee Olson and Kizior to review the location of the applicant.

Ayes: Olson, Kizior, Trost, Pratscher and Evans

Nays: Sands

Motion Carried. 5-1

11) Investments Held Report

Approval of the Investments Held Report for July 2010 in the amount of \$1,196,310.03*

This item was moved

Motion: Trustee Olson moved, seconded by Trustee Pratscher, to approve the Investments Held Report for July 2010 in the amount of \$1,196,310.03.

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

12) Cash Disbursements

Approval of expenditures totaling \$202,412.89 (accounts payable in the amount of \$181,291.23 plus payroll in the amount of \$20,910.14 and check register for \$211.52)*

Motion: Trustee Olson moved, seconded by Trustee Pratscher, to approve expenditures totaling \$202,412.89 (accounts payable in the amount of \$181,291.23 plus payroll in the amount of \$20,910.14 and check register for \$211.52)

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

Nays: None

Motion Carried. 6/0

- 9) i. **Consideration of policy with respect to gifts and donations to the Village (tabled from 7/19)***
Attorney Bateman explained this item.

Motion: Trustee Sands moved, seconded by Trustee Olson, to approve the policy with respect to gifts and donations to the Village.

Discussion:

Attorney Bateman answered questions from the Board.

Ayes: Pratscher, Evans, Sands, Kizior and Olson

Nays: None

Abstain: Trost

Motion Carried. 6/0

- 9) ii. **Consideration of Resolution to Approve and Accept the Perpetual Loan Agreement Between the Village of Deer Park and Harold Vehe***

Attorney Bateman explained this item and was available to answer questions from the Board.

Motion: Trustee Pratscher moved, seconded by Trustee Evans, to approve Resolution to Approve and Accept the Perpetual Loan Agreement Between the Village of Deer Park and Harold Vehe.

Discussion:

Attorney Bateman expressed his support to approve this resolution.

Trustee Pratscher expressed her concerns with the agreement regarding the fragile artwork.

Village Administrator Connors noted that could be an administrative action/decision on how the artwork is handled.

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

Nays: None

Motion Carried. 6/0

- 9) iii. **Review Volunteer and/or Community Service Waiver and Release***

Attorney Bateman explained this item and was available to answer questions from the Board.

Trustee Sands asked who would decide when to use the form. Village Administrator Connors indicated that a similar form has been used with the Scouts.

Trustee Evans expressed her concerns. Village Administrator Connors indicated that he supports the form and recommended that the form be incorporated in a program to be used accordingly.

Trustee Pratscher questioned the use of picture and/or videos. Attorney Bateman noted that would be determined by administration and could be crossed out if the volunteer wished not to participate in that portion of the waiver.

Trustee Trost noted that the parents of the volunteer should have the right to opt out. Trustee Evans added that the schools have such forms for the parents to opt out.

Motion: Trustee Sands moved, seconded by Trustee Olson, to approve the proposed Volunteer and/or Community Service Waiver and Release as presented as administrated by Village Administrator.

Discussion:

Trustee Pratscher asked to included an opt out portion on the waiver. Attorney Bateman note that would be a policy decision.

Ayes: Sands, Trost, Olson and Kizior

Nays: Pratscher and Evans

Motion Carried. 4/2

9) iv. Consideration of Amending the Deer Park Municipal Code by Adding Chapter 31.2

“Economic Development Committee” (tabled from 6/21/10)*

Motion: Trustee Kizior moved, seconded by Trustee Evans, to table this item.

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

v) An Ordinance Initiating A Referendum To Approve a Non-Home Rule Municipal Retailers’ Occupation Tax and Non-Home Rule Municipal Service Occupation Tax (1/4 of 1%)*

vi) An Ordinance Initiating A Referendum To Approve a Non-Home Rule Municipal Retailers’ Occupation Tax and Non-Home Rule Municipal Service Occupation Tax (1/2 of 1%)*

Attorney Bateman explained proposed alternative ordinances initiating a referendum to approve a non- home rule municipal retailers’ occupation tax and non-home rule municipal service occupation tax for either ¼ or ½ of 1%. Attorney Bateman further noted the intent and expression of the Board that the definition of the word “infrastructure” was included in the language for the ballot.

President Kellermann explained the approximate revenue that would be generated from the quarter percent sales increase would be about \$400,000 and half percent of one percent would be about \$800,000. President Kellermann reiterated Trustee Sands’ comments from the August 5th Special Board meeting regarding the current conditions of the village roads and the total costs of the road program. President Kellermann noted that the Board has discussed other alternative increases and noted that the increase sales tax would be less effect the resident. President Kellermann made it know that if the choice would be up to the resident. If nothing is done to fund the road program then the roads will deteriorate.

Attorney Bateman pointed out that the language of the proposed referendum question is similar to the previous referendum two years ago and that the only difference was the language of the definition of “infrastructure”.

President Kellermann pointed out that the revenue needs to be used for the road program and supports adding the language proposed by Attorney Bateman to indicate the use of the revenue from the increased sales tax. Trustee Sands asked Attorney Bateman if it required by the statute

to use the definition. Attorney Bateman responded that it is not required to include the definition. Bateman suggested the definition to help eliminate the concerns of the residents that the village will spend any revenue from the sales tax on anything but the road program.

Trustee Evans asked how much time is needed to file the ballot question. Attorney Bateman noted that the ballot question has to be approved by the Board today and the Village Clerk has to certify this question with both Lake and Cook counties with no significant costs to the Attorney.

Trustee Olson referred the added definition as a "trip wire" provision to future board members as to the original intent of the referendum. Trustee Evans noted that there is nothing in the language that indicates the sales increase would not go on forever. Attorney Bateman after referendum gets passed there must be an ordinance passed as an addition to the Village code with an expiration date and put in the ordinance. There is nothing in the ordinance that would prevent another future board to remove that sunset from the ordinance. So if you build it in, it is still subject to change of a future Board. He noted that this ordinance would not become effective the Village until July 1, 2011.

Trustee Evans noted that she's against this tax and increase. She encouraged the Board to further research before concluding to an increase of sales tax. She suggested looking at revenue and decrease costs.

Trustee Sands noted that he doesn't want to increase taxes however, considering the conditions of the Village roads and how it affects the property value and safety of the community, there are very few options to address the need for road repair funding. Trustee Sands noted that this program has been delayed for years and that this would be better determined by the residents than by the Board.

Trustee Trost expressed her concerns with how an increase would impact the sales in Deer Park. President Kellermann pointed out the cost of the road program as prepared by the Village Engineer.

Trustee Kizior asked about the real estate tax for certain commercial development that would create revenue. Attorney Bateman indicated that could not be done without establishing a Special Service Area to that specific area. Trustee Pratscher asked if there could be a Village-wide SSA excluding commercial. Attorney Bateman stated that an SSA could not cover the whole Village but most of it (i.e. residential). Attorney not everybody could be benefited, only the area could be benefited.

Trustee Trost suggested using hotel tax for better roads that would be bringing business to the Village and thinks there are other options.

Village Administrator Connors noted that in regards to the SSA, residents, and property owners can file a petition to protest. Attorney Bateman explained the SSA and objection process and answered questions from the Board. Discussion ensued.

Trustee Olson explained the amount of a quarter point of sales tax revenue generated would be approximately \$400,000. Trustee Olson further noted that if the sales tax revenue is not voted on tonight then there will not be a referendum question on the November 2nd ballot. It would be best to allow the residents make the decision by getting this question on the ballot.

Trustee Pratscher mentioned receiving two emails from one opposing and one supporting a sales tax increase. She asked the audience for their comments.

Alma Krzeminski of 23845 Heartside Drive expressed her concern with SSA's and mentioned other community sales tax percentages.

A resident expressed her concern with bidding all the road program projects to one contractor. President Kellermann addressed her concerns and indicated that each year a bid would be completed.

Trustee Kizior asked why the Board couldn't put both one quarter and one half of one percent on the ballot. Attorney Bateman addresses Trustee Kizior's question.

President Kellermann asked the audience if anyone had further comments.

Larry Winkelman of 21540 Inglenook noted that he supports the half percentage and expressed his frustrations of missing opportunities to discuss other options with financial strategies.

Trustee Trost commented as a resident she feels that she is being backed into a corner tonight, with passing this referendum tonight.

At this time, Trustee Olson entertained a motion as follows:

Motion: Trustee Olson moved, to approve half a percent sales tax ordinance on the November 2nd ballot, seconded by Trustee Sands.

Discussion:

Deborah Barry of 412 Bramble Lane noted that she respects the Boards' efforts although does not support the increase sales tax and encouraged the Board look for more options. She further expressed that she spoke with independent store owners/operators and their concern that the increase will impact their customers.

President Kellermann read the engineer costs for of the 15 year road program plan. A resident asked President Kellermann how many total miles are in the road program. Trustee Kizior asked President Kellermann if a cost per mile was ever determined.

There was general discussion regarding the cost of the road program. Trustee Sands noted that the engineers estimates were used for the budget and explained the bidding process.

Trustee Pratscher mentioned road repair work and sales tax is least impacting the residents. Trustee Pratscher asked about a back -up plan.

Trustee Sands pointed out that this was discussed at the August 5th meeting. Trustee Sands suggested letting the voters make the decision on the referendum.

Trustee Kizior suggested to consider the quarter percent opposed to the half percent. He noted that if the quarter percent is not enough to cover the costs, then the Board will be forced to look for alternative funding. He recommended voting down the half percent and purposed the quarter percent.

Amended Motion was rejected by Trustee Olson.

Motion: Trustee Kizior moved, seconded by Trustee Evans, to amend the previous motion.

Ayes: Pratscher, Trost, Sands, Evans and Kizior

Nays: Olson

Motion Carried. 5-1

Motion: Trustee Olson moved, seconded by Trustee Sands, to change the sales tax rate percentage from half to a quarter percent

Discussion:

Trustee Pratscher asked if educational material would be made available to the residents. President Kellermann noted that information would be available to the community. Trustee Evans stressed the importance of educating the public.

There was discussion regarding to add language defining "public infrastructure" in the referendum question. Attorney Bateman noted that the state statute of the definition could not be changed and indicated that making the definition part of the referendum question could be confusing and/or could rule out the point the sales tax fund would not be used for the Vehe Barn.

Trustee Sands asked if the Board could make an affirmation to use the funds for road repair. It was noted to include the definition of "public infrastructure" as part of the referendum question.

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

Nays: Trost

Motion Carried. 5/1

9) vii. Reconsideration of the Approval of a Contract with Northwest Collections, Inc. and possible considerations of alternative proposals

Trustee Kizior asked if this could be tabled. Attorney Bateman explained this item and recommends reconsider previous action on this item and consider action on MSI.

Trustee Pratscher asked if the NWC was notified about this issue. Attorney Bateman replied yes and that NWC indicated that the \$250,000 bond was all they were able to cover.

Motion: Trustee Pratscher moved, seconded by Trustee Sands, to rescind the previously Approved Contract with Northwest Collections, Inc.

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

Nays: None

Motion Carried. 6/0

Motion: Trustee Pratscher moved, seconded by Trustee Sands, to approve a contract with Municipal Systems, Inc. to collect for RedSpeed Collection Service.

Ayes: Kizior, Olson, Trost, Sands and Pratscher

Nays: None

Abstain: Evans

Motion Carried. 5/0/1

viii) An Ordinance Amending Chapter 112, "Alcoholic Liquor" of Title XI, Business Regulations of the Deer Park Municipal Code (Circle K's)*

This item was moved ahead on the agenda

10Hii) Request from C. Cortese to rent Barn Kitchen facilities Update

This item was moved ahead on the agenda

This was a follow up from the previous meeting. Village Administrator Connors explained that Ms. Cortese at this point has not yet sent in any deposit and indicated that Ms. Cortese will provide the certificate of insurance once she is approved for this agreement.

Trustee Pratscher asked the length of time of the rental. It was noted that it would depend on the size of the order as it could be two days or five or six hours for both days.

Village Administrator Connors noted that the Village would have to be listed as additional insured on the certificate of insurance. Further, Village Administrator Connors noted that the rental fee would be \$100 and use of the facility contingent upon the fact there is no conflict with other events at the barn.

Trustee Evans asked about the fee for the rental. Village Administrator Connors explained the cost would be \$15 per hour and suggested the fee increase after Ms. Cortese business becomes established. Trustee Evans suggested reviewing the agreement in six months.

Motion: Trustee Olson moved, seconded by Trustee Sands, to approve a rental agreement with C. Cortese to rent the Barn kitchen facilities, dates of use is contingent upon there are no conflicts with other barn events and further review in six months (January 2011) and provide proof of certificate of insurance.

Voice Vote – Upon Roll call – 6 Ayes/0 Nays - Motion Carried. 6/0

10) Reports from President, Trustees, Administrator, Treasurer, and Clerk

A. President Kellermann

ii) BACOG dinner – November 13, 2010

President Kellermann noted the BACOG dinner is scheduled for November 13, 2010.

iii) Final Restoration Update by ComEd regarding Middlefork Road (tabled from 6/21)

This item was discussed earlier on the agenda.

iv) Recommendation of Appointment of Building & Zoning Official

President Kellermann provide an update and recommendation to appoint B&F Technical Services out of Hoffman Estates as the Building & Zoning Official.

Trustee Sands asked to bring this item back to the Board with a draft agreement for further review. Village Administrator Connors noted the agreement would be presented at the next Board meeting.

Motion: Trustee Sands moved, seconded by Trustee Pratscher, to direct Attorney Bateman to draft an agreement between the village of Deer Park and B&F Technical Services and present it at the 8/30/10 Special Board of Trustee Meeting.

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

Nays: None

Motion Carried. 6/0

v) Restoration of Old Farm Road and Hunter's Lane by Groot

President Kellermann provided the background on this item. Village Administrator Connors noted that he talked with Groot and is waiting for a reply.

Trustee Kizior asked to discuss the rest of the agenda. President Kellermann noted that a few items need to be discussed under the Administrator's item.

i) Appointments to Zoning Board of Appeals –

President Kellermann explained this item.

Bill Michael for a five year term expiring December 31, 2012; Michael Timlin for a five year term expiring December 31, 2014; Randy Pinchot for a five year term expiring December 31, 2010; Rita Finley for a five year term expiring December 31, 2013; Deborah Barry for a five year term expiring December 31, 2012 and Alan Czarnik for a five year term expiring December 31, 2013.

President Kellermann recommended the appointments as noted.

Motion: Trustee Evans moved, seconded by Trustee Sands, to approve the appointments to Zoning Board of Appeals –

Bill Michael for a five year term expiring December 31, 2012; Michael Timlin for a five year term expiring December 31, 2014; Randy Pinchot for a five year term expiring December 31, 2010; Rita Finley for a five year term expiring December 31, 2013; Deborah Barry for a five year term expiring December 31, 2012 and Alan Czarnik for a five year term expiring December 31, 2013.

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

H iv) Village staff space needs Study Proposal for Village Office and Barn

President Kellermann and Village Administrator Connors explained the recent incident regarding the Vehe Barn fire alarm issues and noted that matter would be rectified. Village Administrator expressed concern with the emergency to address the fire alarm issue and indicated a cost of \$1,000. Connors noted that the situation puts the Village in a violation. Attorney Bateman recommended a consensus of the Board to direct Administrator Connors to ratify the problem and put the action as an item on the August 30th Board meeting. It was the consensus of the Board indicated that the Administrator Connors acted appropriately in this situation.

Village Administrator Connors noted his concerns with regarding the working conditions for the Village staff. Village Administrator Connors pointed if the Board wants to keep staff in the house then it must be questioned to be better at the office or the Barn. Connors pointed out the leaking roof and storage issues. If not then certain modifications need to be considered. Connors further noted the unsafe conditions at the office.

President Kellermann noted that he supports staff getting a study completed. Discussion ensued. Trustee Evans noted that she doesn't think there is adequate room to move the whole staff to move to the Barn and look at combination for long term.

Village Administrator Connors noted that staff would bring back the scope of services for both the barn and village office.

- iv) **Cost of Emergency Repairs to Bramble Pond by Ela Township Highway Department for a cost of \$7,230.00.**
- v) **Cost of Regarding Lone Pine Court by Ela Township Highway Department for an estimated cost of \$1,600.00.**

Trustee Sands briefly explained both items iv and v and recommended his support for such action.

Motion: Trustee Kizior moved, seconded by Trustee Sands, to approve the Cost of Emergency Repairs to Bramble Pond by Ela Township Highway Department for a cost of \$7,230.00 and Cost of Regarding Lone Pine Court by Ela Township Highway Department for an estimated cost of \$1,600.00.

Ayes: Olson, Pratscher, Evans, Kizior, Trost and Sands
Nays: None

Motion Carried.

vi) Trustee Assignments

President Kellermann assigned Trustee Kizior to the Finance Committee and Public Safety and Trustee Olson to the Economic Development and Vehe Farm/Barn and Village Office.

B. Trustee Evans-Parks and Recreation

- i) **Review and consider Ela Soccer proposal***
This item was moved ahead on the agenda.

ii) **Discussion of structural conditions of on the small corn crib – tabled to 8/30/10**

iii) **Park and Recreation Updates – tabled to 8/30/10**

C. Trustee Kizior-Public Safety

D. Trustee Olson-Finance

- i) **Website Analysis*- tabled to 8/30/10**

E. Trustee Pratscher-Health and Sanitation

- i) **Report on Groot, Inc., Senior Citizen Discount – tabled to 8/30/10**

ii) **Report on Scheduling “leftover” mosquito spraying treatment from last year tabled to 8/30/10**

F. Trustee Sands-Roads and Drainage

- i) Update on road projects – tabled to 8/30/10
- ii) Update on drainage projects – tabled to 8/30/10
- iii) Cost of Meadow Lane topographical survey – tabled to 8/30/10

G. Trustee Trost-Planning and Zoning

H. Administrator Connors

- i) ComEd Report on vegetation management by Mr. Jeff Batara, ComEd External Affairs Manager (tabled: 6/21 and 7/19)
This item was moved up on the agenda.
- ii) Request from C. Cortese to rent Barn Kitchen facilities Update
This item was moved up on the agenda.
- iii) Comcast letter of July 23, 2010, regarding customer service*
Village Administrator Connors referenced the letter from Comcast as provided in the agenda packet material and was available for questions from the Board.
- v) Agreement with Village of Kildeer regarding Regional Pathway Project – tabled to 8/30/10
- vi) Discussion of Quentin Road Landscape Medians - tabled to 8/30/10

I. Treasurer Stade

- i) Consideration of Call One telephone service provider proposal Update (tabled from 7/19) – tabled to 8/30/10

J. Village Clerk Schroeder – tabled to 8/30/10

- i) FOIA Requests Update
- ii) Record Disposal Information and consideration of approval of State approved documents (tabled from 7/19)
- iii) Newsletter update

11) Investments Held Report

Approval of the Investments Held Report for July 2010 in the amount of \$1,196,310.03*
This item was moved ahead on the agenda

12) Cash Disbursements

Approval of expenditures totaling \$202,412.89 (accounts payable in the amount of \$181,291.23 plus payroll in the amount of \$20,910.14 and check register for \$211.52)*
This item was moved ahead on the agenda

13) Adjournment

President Kellermann entertained a motion to adjourn at 12:30 a.m.

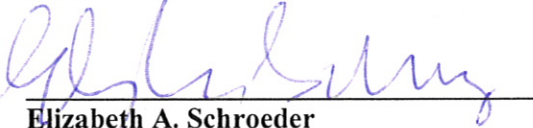
Motion: Trustee Evans moved, seconded by Trustee Sands to adjourn at 12:30 a.m.

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

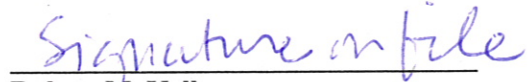
Nays: None

Motion Carried. 6/0

Respectfully Submitted,



Elizabeth A. Schroeder
Village Clerk



Robert M. Kellermann
President

(*) Indicates that back-up material is enclosed in meeting agenda packet

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.