

Minutes
VILLAGE OF DEER PARK
BOARD OF TRUSTEES MEETING
February 21, 2011 – 7:00 p.m.

Deer Park Vehe Barn
23570 W. Cuba Road, Deer Park, Illinois 60010

1) Pledge of Allegiance

A Meeting of the Board of Trustees of the Village of Deer Park was held on Monday, February 21, 2011, 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 7:01 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 Evans, Pratscher, Sands, Olson and Czarnik. Trustee Kizior entered the meeting at 7:01 p.m.

Other Village Officials present were Village Administrator Connors, Clerk Schroeder, Treasurer Stade, Village Engineer Gordon and Attorney Bateman. President Kellermann stated that there was a quorum.

3) Approval of Agenda

President Kellermann entertained a motion to approve the February 21, 2011 Board of Trustee Meeting Agenda as amended.

Motion: Trustee Sands moved, seconded by Trustee Pratscher, to approve the February 21, 2011 Board of Trustee Meeting Agenda as amended.

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

4) Approval and Release of Regular Board of Trustees Meeting of December 20, 2010; January 17, 2011 Minutes and Special Board of Trustees Meeting Minutes of January 10, 2011*

Motion: Trustee Evans moved, seconded by Trustee Pratscher, to approve and release Regular Board of Trustees Meeting of December 20, 2010; January 17, 2011 Minutes and Special Board of Trustees Meeting Minutes of January 10, 2011 with minor amendments as discussed.

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

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

This meeting is a limited public forum for public comments, but any statements made and/or opinions expressed therein do not necessarily reflect the views of the Village but represent only the views of the persons making such statements and/or presenting such opinions who are solely responsible for the content thereof.

Mr. Frank Rettmuller of 12 Deerpath Road expressed landscape vehicle complaints against the Kildeer Police Department. He pointed out surrounding neighborhood landscape vehicles parking on the road but was not reported to the police. He further noted that he has witnessed the Kildeer Police car left running while in the Fresh Market parking lot. He asked the Board to search for other police departments that maybe interested in serving the Village.

With no further comments, President Kellermann closed the Public Comments at 7:16 p.m.

A. Trustee Olson

i) Vehe Barn Promotion Presentation (this item was moved on the agenda)

Village Administrator Connors introduced Event Coordinator Yvonne Irving and Administrative Assistant Lisa Pagano. Both staff provided a presentation of the Vehe Barn event photos linked from Shutterfly website.

Both staff was available to answer questions from the Board.

Trustee Evans suggested posting the link on the Village website to allow those interested to download and to create a comments box.

Irving noted that there is a restriction on the site to those interested in booking an event.

Trustee Olson asked about the rights of those individuals in the posted pictures. It was noted that staff has posted pictures of photographer pictures that have already received waivers from the client. Irving noted that most of the photos used are pictures she has taken with the Village camera. There was general discussion regarding the use of a standard waiver form for permission from the client to use their picture(s).

Trustee Evans suggested keeping most of the information on the link and not posting the rate information with contact information for those interested to call for rate information.

6) Kildeer Police Report – Presentation by Sergeant Barron*

Sergeant Barron noted that Chief Rossi was on vacation. Sergeant Barron presented the Police Report as it was distributed and answered questions from the Board.

Trustee Kizior suggested doing a “street of the week” with the speed trailer and to use the average speed information to use to determine the S.T.E.P.S. for the village.

Trustee Evans asked about police coverage on Lake Cook Road. Sergeant Barron noted that Kildeer covers the west border side and Lake County Sheriff cover the south side. Sergeant Barron noted that the Kildeer Police have a good working relationship with Lake County.

7) Village Engineer – Report & Recommendation

i) Approval of MFT Resolution for \$90,000 and Authorization to Bid 2011 Road Maintenance*

Todd Gordon, Village Engineer, explained this item and noted the \$90,000 is the proposed from the MFT and the remaining cost then coming from the general fund. Gordon noted the project cost of \$1.61 million and noted the bid date of March 10th. This year’s program will consist of pavement patching, pavement removal, installation bituminous binder and surface bid, shoulder restoration and other associated improvements. Gordon recommends approval.

Motion: Trustee Sands moved, seconded by Trustee Pratscher, to authorize to bid 2011 Road Maintenance.

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

Nays: None

Motion Carried. 6/0

Motion: Trustee Sands moved, seconded by Trustee Evans, to approve MFT Resolution.

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

Nays: None

Motion Carried. 6/0

ii) Recommendation to Award 2011 Service Contract for the Long Grove Sanitary Lift Station Standby Generator to Patton Power Systems for \$1,760.00*

Village Engineer Gordon explained this item and recommends approval.

Trustee Sands asked about the lower bid and what advantage to take the proposed company. Village Engineer Gordon explained that Patton is familiar to the generator since it's a Patton generator and their familiarity with the Village of Deer Park's specific system. Patton has provided the Village with annual preventative maintenance service from 2006 to 2010.

Trustee Pratscher suggested asking Patton to match the bid. The Board directed Village Administrator Connors to contact Patton and ask them to match the bid.

Motion: Trustee Sands moved, seconded by Trustee Pratscher, to authorize Village Administrator Jim Connors to contract with Patton Power systems for the Long Grove Sanitary Lift Station Standby Generator, in an amount not to exceed \$1,655.00.

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

Nays: None

Motion Carried. 6/0

iii) Recommendation from Village Engineer to Approve Final Payment Request to Geske & Sons, in the Amount of \$9,254.02 for the 2010 Road Program (Rue Valley Subdivision)*

Village Engineer explained this item and recommends approval.

Motion: Trustee Olson moved, seconded by Trustee Sands, to approve Final payment Request to Geske & Sons, in the amount of \$9,254.02 for the 2010 Road Program (Rue Valley Subdivision)

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

Nays: None

Motion Carried. 6/0

iv) 2011 Annual Wetland Maintenance Contract Report

Trustee Sands provided an update on the 2011 annual wetland maintenance contract.

Trustee Sands provided an update on the Ferndale rain gardens. Village Engineer Gordon explained the process.

Trustee Kizior asked about the evaluation of the rain gardens. Gordon noted that he could provide a count.

Trustee Sands suggested taking pictures of the wetlands this summer.

Trustee Evans asked if there were maintenance plans for the Vehe property wetlands. Gordon noted that all the maintenance has been done by volunteers. Gordon noted that if the Board directs to add to the list of maintenance it could be done.

Trustee Evans noted that the Village is a member of the Citizens of Conservation partners.

v) Dover Pond Tennis Courts

Village Engineer Gordon provided an update on Dover Pond tennis courts. Trustee Evans noted the item will be on the March BOT Agenda.

There was general discussion regarding tennis courts. President Kellermann suggested adding the tennis courts for budget discussion.

There was general discussion regarding the drainage issues. There was discussion to direct Engineer Gordon to work on the drainage issues. Trustee Evans notes that the tennis courts are not a safe place to play in its current condition. Trustee Sands suggested getting quotes for the drainage issues.

8) Village Attorney – Report & Recommendation

Recommendation to Amend Open Meetings Act Regarding Public Speaking*

Village Attorney explained Public Act 096-1473 amending the Open Meeting Act and recommends amending the Village code to state the general rules which the Village desires to govern public participation at public meetings of the Village.

Village Attorney further pointed out other legislative changes relating to the approval of Village minutes and political signage. Village Attorney Bateman suggested asking the Plan Commission to consider and review the political signage amendment to the Village Municipal Code to be consistent with the State.

Motion: Trustee Olson moved, seconded by Trustee Sands, to adopt the Amendment to the Open Meetings Act Regarding Public Speaking in the Village of Deer Park Municipal Code.

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

Nays: None

Motion Carried. 6/0

There was general discussion regarding the updating of the Village Municipal Code. Attorney Bateman noted he is working with Clerk Schroeder on updating the Municipal Code as well as posting an updated on the Village website. Trustee Kizior suggested updating the Municipal Code in house. Attorney Bateman noted that the Municipal Code is up to date from the legal point of view.

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

A. President Kellermann

i) Application for Retail Liquor License from Deer Park Hotel, LCC (Hampton Inn) for Class Four License*

Attorney Jennifer Gallery was present on behalf of Deer Park Hotel and Hotel Manager Steve Amburgey to answer any questions from the Board regarding the application for retail liquor license.

Attorney Gallery read the definition of a class four license that would all to sell beer and wine on or off the premises.

Trustee Pratscher asked the applicant if there would be any happy-hour events. Attorney Gallery replied no and that the liquor would be for hotel patrons only.

The applicant noted that all the hotel clerks are required to attend a T.I.P.S. awareness class which is similar to B.A.S.S.E.T. training.

Motion: Trustee Olson moved, seconded by Trustee Sands, to approve an Application for Retail Liquor License from Deer Park Hotel, LCC (Hampton Inn) for Class Four License.

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

Motion Carried. 6/0

ii) Consideration of OMNI Youth Services Request in the amount of \$1,000.00 for services from July 1, 2011 through June 30, 2012*

Trustee Evans was directed to create forms/applications for these types of requests for review and consideration prior to approving this item. After discussion, this item was tabled. Trustee Evans pointed out that this organization receives funding from Cuba Township.

B. Trustee Evans

i) Recognition of Scouts and Their Projects

Trustee Evans noted that the Scout is at college and the certificate will be mailed.

ii) Discussion of Park Maintenance Plan

This item was after item iii).

Trustee Evans led in the discussion on this item and indicated that Ela Township expressed an interest in doing safety checks on Village parks. Trustee Evans noted that she and Village Administrator Connors are working on getting quotes for park maintenance plans. Trustee Evans further suggested a tree inventory and make a plan for next year.

Trustee Kizior agreed with getting an inventory of Village trees and treatment to be included in the budget.

Trustee Evans wanted to make the Village Board aware of the tree maintenance and weed control issues. She further mentioned the tennis courts and encouraged the Board to look at their present condition.

President Kellermann directed Administrator Connors to contact Ela Township to look and access the Village parks.

Trustee Evans noted that the tennis court nets were never taken down in Dover Pond. Village Administrator Connors recommended that the Village put the nets in storage and have the Village put up the nets.

iii) Reimbursement of Deer Lake Meadows Homeowners Association for Landscape in the amount \$750.00*

This item was before item ii).

Motion: Trustee Evans moved, seconded by Trustee Olson, to approve the reimbursement of Deer Lake Meadows Homeowners Association of Landscape in the amount of \$750.

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

Nays: None

Motion Carried. 6/0

C. Trustee Kizior

i) Review of Past Monthly Expenditures

Trustee Kizior briefly overviewed the past monthly expenditures.

ii) Review of Budget Schedule

It was a consensus of the Board to schedule a budget meeting on Monday, April 4, 2011 at 7:00 p.m. at the Vehe Barn.

iii) Approval of Flint Creek Watershed Partnership 2011 Annual Member Dues in the Amount of \$1,200.00* (tabled from January 17th)

Motion: Trustee Kizior moved, seconded by Trustee Czarnik, to approve the Flint Creek Watershed Partnership 2011 Annual Member Dues in the Amount of \$1,200.

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

Nays: None

Motion Carried. 6/0

D. Trustee Olson

ii) Vehe Barn Promotion Presentation

This item was moved up earlier on the Agenda.

iii) Office Computers

Trustee Olson indicated that the computers have arrived and are functioning. Trustee Olson directed Village staff to get quotes for laptop replacement for the Village Clerk.

iv) Website Update

Trustee Olson noted there is progress on the website project and anticipates a more detailed update by the next Village Board meeting.

v) Tourism Committee

Trustee Olson provided a brief update on the Tourism Committee and noted the next meeting is on March 3rd at 7:00 p.m.

Trustee Pratscher noted that per the ordinance the Tourism Committee action must go before the Village Board.

E. Trustee Pratscher

i) Request to Change Groot Pick Up Day

Trustee Pratscher noted that Groot is proposing changing the refuse pickup from Tuesday to Friday. She noted that Frank Hillegonds would be present at the Village Board meeting in March with their proposal. She noted that Barrington has their pick up on Fridays.

Trustee Czarnik asked if there was a special reason. Trustee Pratscher explained that Groot has extra trucks available on Fridays.

Trustee Sands asked if the Village would get the truck sooner than stated in the agreement. Trustee Pratscher expressed that would be a good question to ask.

ii) Discussion About Setting the Scope of Work for the Interim Village Attorney

Trustee Pratscher led in the discussion and noted that the agreement has expired. Trustee Pratscher asked the Board to consider further discussion.

President Kellermann recommended the Village Board perform a legal review.

Trustee Kizior expressed his concerns with the legal services are over budget. Trustee Sands warned the board to be careful with a standard agreement.

Trustee Evans expressed her concerns with the high legal service charges in reviewing documents that was not created by the Attorney. Trustee Kizior again expressed his concerns with Attorney costs.

President Kellermann pointed out that in the past the legal service fees where much worse.

F. Trustee Sands

Trustee Sands provided an update on the Rue Touraine project and noted that it was under budget.

Report on Status of State Department of Commerce and Economic Opportunity (DCEO) grant for Stormwater Management Improvements (Rainbow Road Project)

Trustee Sands reported that a \$150,000 Grant application was filed for the Rainbow Road project with hopes of receiving in approximately one month.

G. Trustee Czarnik

Update on Property Maintenance Code

Trustee Czarnik provided an update on the property maintenance code and recommends that the Village adopt the property maintenance code and energy code.

Trustee Evans expressed her concerns with adopt the energy code requiring sprinkling systems for residential since the majority of the residents own wells. With that in mind, Trustee Evans noted that the sprinkler systems is not applicable to Deer Park residents. Trustee Czarnik agrees with Trustee Evans comments and noted that B&F supports residential sprinkler systems.

H. Administrator Connors

i) Report on Responses to RFQ for Office Space Needs Study

Village Administrator Connors noted that the Village received 23 RFQ responses. He noted that on Monday, March 7th he would be reviewing the submittals with two architects that serve on the Board and Commission to rank the firms.

ii) Report on Review of Landscaped Median on Quentin Road*

Village Administrator Connors reported that LCDOT will be looking for an agreement. Connors noted that plan calls of salt resilient shrubs.

iii) Recommendation from B&F Technical Services to Contract with Thompson Elevator Inspection Services and Approve Agreement with State of Illinois Elevator Safety Program*

Administrator Connors recommends approving this item next BOT meeting in March.

iv) Report on Utility Audit by Azavar Audit Solutions, Inc.*

Administrator Connors provided a brief report on the audit services by Azavar Solutions, Inc. Administrators Connors noted the Village Azavar is pursuing ComEd and did ask about U-Verse.

No action needed.

v) Status of Award of Contract for Regional Pathway Project with the Village of Kildeer*

Administrator Connors noted that this item would go on the next BOT meeting on March 28.

I. Treasurer Stade

i) An Ordinance Authorizing the Abatement of a Portion of the Tax Levied for the Year 2010 of Special Service Area Number Three 2006 A&B*

Motion: Trustee Pratscher moved, seconded by Trustee Olson, to approve an Ordinance Authorizing the Abatement of a Portion of the Tax Levied for the Year 2010 of Special Service Area Number Three 2006 A&B

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

Nays: None

Motion Carried. 6/0

ii) An Ordinance Authorizing the Calling of a Portion of the Special Service Area Number Two bonds, Series 2000*

Treasurer Stade distributed an amended document. Treasurer Stade explained the ordinance.

Motion: Trustee Olson moved, seconded by Trustee Kizior, to approve an ordinance authorizing the calling of a portion of the Special Service Area Number Two bonds, Series 2000.

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

Nays: None

Motion Carried. 6/0

iii) An Ordinance Authorizing the Calling of a Portion of the Special Service Area Number Four Bonds, Series 2000*

Motion: Trustee Pratscher moved, seconded by Trustee Evans, to approve an ordinance authorizing the calling of a portion of the Special Service Area Number Four Bonds, Series 2000.

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

Nays: None

Motion Carried. 6/0

J. Village Clerk Schroeder

Miscellaneous Updates

Clerk Schroeder provided an update on the Newsletter schedule, FOIA report, and Records retention. Clerk Schroeder also noted that the ZBA meeting canceled the March 24 meeting and noted the Tourism Committee would be meeting on March 3rd at 7:00 p.m. Clerk Schroeder was available to answer questions from the Board.

10. Investments Held Report

Approval of the Investments Held Report for January 31, 2011 in the Amount of \$1,702,810.05*

Motion: Trustee Kizior moved, seconded by Trustee Pratscher, the Approval of the Investments Held Report for January 31, 2011 in the Amount of \$1,702,810.05.

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

11. Cash Disbursements

Approval of Expenditures Totaling \$369,696.06 (accounts payable in the amount of \$346,884.51 plus payroll in the amount of \$22,023.70 and check register for \$787.85)*

Motion: Trustee Kizior moved, seconded by Trustee Pratscher, the Approval of Expenditures Totaling \$369,696.06 (accounts payable in the amount of \$346,884.51 plus payroll in the amount of \$22,023.70 and check register for \$787.85)

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

12. New Business

13. Closed Session to Discuss Pending and Probable Litigation

President Kellermann entertained a motion to go into Executive Session to discuss Pending and Probable Litigation at 10:04 p.m.

Motion: Trustee Sands moved, seconded by Trustee Pratscher, to approve go into Executive Session to discuss Pending and Probable Litigation at 10:04 p.m.

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

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

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

After discussion, President Kellermann entertained a motion to exit Executive Session at 10:43 p.m.

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

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

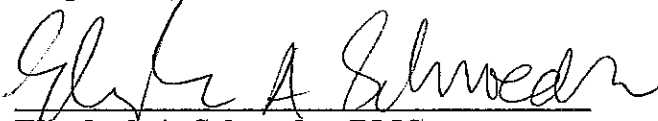
14. Adjournment

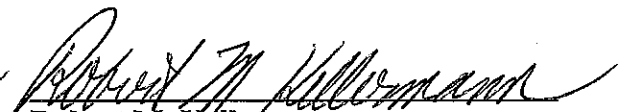
President Kellermann entertained a Motion to Adjourn at 10:43 p.m.

Motion: Trustee Evans moved, seconded by Trustee Sands, to adjourn at 10:43 p.m.

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

Respectfully Submitted,


Elizabeth A. Schroeder, RMC
Village Clerk


Robert M. Kellermann
Village 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.