

Village of Deer Park
Regular Board Meeting Minutes
April 21st, 2003

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1. CALL TO ORDER

The Regular meeting of the Board of Trustees of the Village of Deer Park was held on Monday, April 21st, 2003 at Charles Quentin Elementary School in the Village of Deer Park, Lake County, Illinois.

President Karl called the meeting to order at 8:04 PM. Upon roll call the following were present: Trustees Dowell, Gifford, Hegarty, Kizior, and Plautz. Other Village Officials present were Village Planner Kon Savoy, Plan Commission member John Lahr, Building and Zoning Inspector Holmes, Engineer Gordon, Administrator Diesen-Dahl, Clerk Smith, and Attorney Hargadon. Trustee Werch was absent.

Guests present were: Laura Greulict; Darryl Sulkin; Bill O'Donnell; Belinda Bauer; Paul Sanborn (512 Rue Royale); Eric Peterson (Daily Herald); Pat Ekstrom (511 Rue Royale); Ray Elvey (Deer Park Town Center); Ken Wolven (20974 Swansway Road); Karen Lemme (20986 Swansway); George Markopoulos (Praedium Development); Mark Eiden (Eiden & O'Donnell—Praedium); Bill Schmanski (Civil Design Group—Praedium); Peter Madimienos (Adime Architecture, Inc.—Praedium); Garrett Vojack (Rue Vallee); Barbara Evans (Deer Valley Estates—Cultural Arts Connection); Thomas Benjamin (Deer Park); Pearl Zarazinski (135 Rue Touraine); Irene Gomboc (131 Rue Touraine); Patti Sayre; Mary Lahr (Rue Vallee).

2. AGENDA CHANGES AND ANNOUNCEMENTS

None.

3. CONSENT AGENDA

- A. Minutes from the Regular Board of Trustees Meeting 3/17/03.
- B. Playfields Pay Request #5 for DeKaf Construction in the amount of \$12,427.13.
- C. Park Hill Pay Request #1 for Martam Construction in the amount of \$96,652.98.
- D. Ratification of phone vote taken 3/24/03:
MOTION: by Kizior second by Gifford to amend contract for change in work order for Martam Construction as part of the Park Hill Project on Meadow Lane to change pipe size for buried culvert from 8" to 12"; authorization not to exceed \$2250. Upon phone vote:
YES (6) Dowell, Gifford, Hegarty, Kizior, Plautz, Werch
NO: (0) Motion Carried 6/0
- E. Ratification of phone vote taken 3/28/03:
MOTION: by Kizior second by Gifford to authorize Martam Construction to construct 8" under drain with inlets on Meadow Lane to correct drainage. Vote taken via phone to expedite work allowing Village to minimize expenditure of funds due to presence of contractor and impact on pending work being completed. Approval not to exceed \$9,000. Upon phone vote:
YES: (4) Gifford, Kizior, Plautz, Karl
NO: (2) Hegarty, Werch
UNABLE TO REACH: (1) Dowell Motion Carried 4/2

MOTION: by Gifford second by Kizior to accept the Consent Agenda, items A – E. Upon voice vote:

YES: (5)
NO: (0)
ABSENT: (1) Werch Motion Carried 5/0

Trustee Plautz requested that phone votes be conducted utilizing written statements of the wording of the motions proposed for continuity and clarity. Clerk Smith indicated that motions are written down; requests for background information, by nature, would be answered extemporaneously by the Administrator or Clerk conducting the phone vote. Trustee Plautz also asked that information regarding costs to the Village if phone votes are delayed be presented at the time of the phone vote. Trustee Dowell noted that phone votes are only held in unusual circumstances. The nature of the work performed this month predicated the phone votes taken.

4. RESIDENT BILL O'DONNELL RE: LOT ON WADDINGTON CT.

Resident Bill O'Donnell and Belinda Bauer were present representing Deer Lake Meadows Estates. Mr. O'Donnell and Ms. Bauer live in a development built by Bob Scheel near a lot not yet developed which has been unkempt for the last four years. Mr. O'Donnell spoke with Mr. Scheel regarding condition of the lot and future plans several times; received differing stories. There are no permits pending or applied for on this lot.

Mr. O'Donnell passed out copies of a petition signed by neighbors requesting cleanup of lot, as well as pictures of the lot depicting the condition of the lot. Mr. O'Donnell noted that Mr. Scheel builds good homes in nice areas; residents simply want to maintain the neighborhoods they reside in. Residents feel Mr. Scheel has been leading them on regarding cleanup. Mr. O'Donnell sent a letter to Mr. Scheel regarding nuisance ordinance violations (believes there to be 11 violations) along with a copy of the petition. Mr. O'Donnell noted that he and other neighbors have had to go to the lot to pick up trash. No dumping signs went up on April 4th; April 5th one of the signs was gone—probably removed by a neighbor who also doesn't like the signs. Neighbors have been cutting the grass in the right of way so that signs are visible to drivers. Residents feel that Mr. Scheel does not accept responsibility for details; Mr. O'Donnell provided the Board with examples where Mr. Scheel has not followed through on promises to residents. Mr. O'Donnell requested the Village enforce ordinances regarding this lot.

President Karl noted that the Village received an email from Mr. Scheel today regarding the condition of the lot. Building and Zoning Inspector Holmes indicated that there is a stockpile of dirt there which Mr. Scheel says he is saving for future septic field cover. Mr. O'Donnell noted that efforts detailed in email were not adequate; he has addressed Mr. Scheel and visited the Village Office numerous times trying to remedy the situation.

Board directed Building and Zoning Inspector Holmes to review the condition of the lot, notify Mr. Scheel to remove debris and materials from the lot as soon as possible, notify that lot should be graded, and weeds in violation are to be noted per ordinances.

President Karl noted that the Village would work with Mr. Scheel, and noted that the Village would work with Mr. O'Donnell act as liaison with the Village.

Board discussed notification and actions for lack of compliance with weed ordinances. Weed letters are sent to homeowners, if action not taken, Village cleans up or mows as necessary and places a lien on the lot for costs.

5. BUILDING AND ZONING INSPECTOR

A. Building Code Amendment

Building and Zoning Inspector Holmes reported that Amendment 03-8 updates BOCA Building Codes to new International Codes. Deposits and Bonds have some increases; these performance bonds are more meaningful in today's economy. Deposits will ensure covering Village costs if someone backs out of project. Major difference is fire code detailing requirements for all buildings other than single family detached residential, along with requirements for alarm systems which would be required for the sprinkler systems. Last changed permit fees in early 90's. Rate stays the same; the way construction cost is determined has changed. Annual Fire Department inspections will no longer be free of charge.

Does not supercede agreements in place in the Planned Development areas.

Trustee Plautz expressed regret that copies of the Ordinance were not distributed to the Board earlier for review, in light of the request by United Land Development to be released from any obligation to install sprinkling in townhome units. United Land noted the increase cost to units, and the fact that this ordinance was not in place when the townhome development was originally proposed. Inspector Holmes noted that Village Code currently says single family units do not need to have sprinkler systems; does not differentiate between detached and attached single family home

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sites. This amendment would specify and include single family attached homes as requiring sprinkler fire suppression systems. Inspector Holmes indicated that, increasingly in the Chicago area, sprinkler fire suppression systems are being required.

In general, this Code is more restrictive than current Village Code. Inspector Holmes indicated that this ordinance is more restrictive than some in the type of sprinkler fire suppression system required. Fire Department has requested Ordinance NFP-13 requirements. Under 13R, all living areas would be required to have sprinklers. Under NFP-13 attic and garage areas are included in sprinkler requirements. Also require alarm notification if the sprinkler goes off, which would not be included under 13R. Inspector Holmes indicated that Hawthorn Woods is the only other local municipality which has adopted the townhome provision; adopted under 13R. Unsure where Lake Zurich stands; Kildeer is considering. Trustee Dowell indicated that he is comfortable with the request from the Fire Department for the amendment as long as it is more restrictive than what the Village currently has in place.

MOTION: by Dowell second by Gifford to adopt Ordinance 03-8: Building Code Amendment. Upon roll call:

YES: (4) Dowell, Gifford, Hegarty, Kizior

NO: (0)

ABSTAIN: (1) Plautz

ABSENT: (1) Werch

Motion Carried 4/0/1

B. Mosquito Abatement for the 2003 Season

President Karl noted agreement with Clarke Environmental Mosquito Management included in the Board package as proposed by Inspector Holmes. Larvacide program similar to last year; however, with provision to adulticide at least once if situation arises with extreme conditions. President Karl noted that adulticiding would only occur with Village approval.

Trustee Kizior noted Route 12 Planning is working to achieve savings with Clarke for negotiated pricing. Villages to sign individual contracts; Clarke to honor negotiated prices for member Villages.

Trustee Plautz questioned if Village receives refund if conditions do not warrant the one included adulticide; Inspector Holmes to clarify issue.

Trustee Gifford questioned handling of residential notification prior to adulticiding and requested information be included in the next newsletter.

MOTION: by Dowell second by Plautz to approve proposal from Clarke Environmental Mosquito Management in the amount of \$14,168 for the 2003 season, contingent upon clarification of refund if no adulticiding is required. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

6. PRAEDIUM DEVELOPMENT

President Karl noted that Praedium Development is seeking initial consultation for proposed retail development at the northwest corner of Long Grove Road and Rand Road. Copies of the site plan were included in the Board packet. This is a cursory review for Board to look at, offer general comments, and determine whether or not to pass on to the Plan Commission.

Mark Eiden (was local counsel for Deer Park Town Center) represented Praedium Development. Mr. Eiden showed site plans for property bounded on the south by Long Grove Road and bounded on the northeast by Rand Road. Proposed name for the project is Town Center Promenade. Developer is Praedium Development Corporation; Principal is George Markopoulos. Attorneys are Eiden & O'Donnell. Civil Engineers are Civil Design Group, represented by Bill Schmanski. Adime Architects are architects, represented by Peter

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Madimienos. Initial discussions have taken place with representatives of the Village and consultants to review the concept. Property is within the Deer Park Corporate limits, and zoned PD. Property is currently vacant. Comprehensive Plan calls for transitional, less intensive use than that of the Town Center. Northwest portion of property will remain untouched, with most of the development remaining on the south. Floor Area Ratio as proposed is .13; .20 is allowed by Comprehensive Plan.

Site is 14 acres; propose six buildings with total of 82,053 square feet on a site that is 626,000 net square feet.

Traffic study showing adequate land configurations; Lake County DOT is preliminarily satisfied with Long Grove access aligned with access from Deer Park Town Center. Plan confirms to IDOT Route 12 access guidelines (single access).

Seeking water from Palatine and sewer from the MWRD as provided to the 3 major parcels of the Triangle.

Bill Schmanski, Civil Design Group, presented the land plan. Mr. Schmanski noted that the site configuration mimics DPTC in many respects. Have met with Palatine, Department of Transportation, Lake County Storm Water Management Commission, and the Metropolitan Water Reclamation District. There is a detention basin being placed in a wetland; conceptually approved at this point. Planner Savoy too exception to the view of the property from Long Grove Road. Mr. Schmanski distributed concepts of the view of the property from Long Grove Road, as well as the view from Long Grove Road looking towards Barnes and Noble.

Peter Madimienos Adime Architecture Inc. addressed the architecture plan for the site, noting that environmental concerns (grade, creek) and shape of the site made it a challenging site. Architects looked to neighbors for design concepts. Envision two building types—large single tenant, and smaller multitenant. Mr. Madimienos distributed pictures of types of building design envisioned, and noted that, due to uncertainty of development to rear of buildings; materials will wrap around the building instead of using precast. All four sides of buildings will be coherent, with glass.

President Karl referenced the memo from Village Planner Kon Savoy dated April 17, 2003, noting that information contained therein was very specific and probably more suited to Plan Commission discussions, should the proposal be referred by the Board to the Plan Commission.

Board Comments/Questions:

Trustee Dowell:

Noted that casualty of reduced setbacks is loss of bike paths on south; if only located on the north and west will create difficulty. Mr. Schmanski indicated there is room in the setback. Mr. Eiden pointed out bike path requested along creek and discussed how best to meet up with the bike path from DPTC. Site would be determined by functionality versus aesthetics (circuitous path vs. direct route).

Asked if traffic study identifies most used entrance. Long Grove Road entrance was identified as most used; Lake County insisted only full access on Long Grove; right in right out only on Rand Road. Probably have no right turn out on Long Grove Road to prevent westbound traffic (similar to DPTC).

Asked about screening of elevations. Berming would be unworkable; need to landscape and dress up the buildings so they do not need to be screened.

Trustee Kizior:

Questioned setbacks less than 100 feet—especially along Long Grove Road, and asked for options to get back setback area. Areas wooded are essentially unbuildable, cannot shift to alleviate setbacks. Four-sided architecture will help with views. Screening will help to hide parked cars.

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Noted plans call for numerous new trees, and asked if it would be possible to save more of the natural trees. Petitioners noted that any imposition on drip lines would damage the trees. President Karl noted that petitioners will need to do tree survey to evaluate opportunities to preserve as many as possible.

Questioned if petitioners might seek to combine two large sites into one box. Do not want such combining to occur.

President Karl:

Indicated nice aspect of site is northwest wooded area which will preserve large wooded feel on site. As part of Planned Development, could look at site as whole and require preservation of approximately one acre which is to the northwest.

Noted that plan shows Retail A and B as larger boxes--asked what type of retail petitioners are looking to attract. Square footage is 25, 000 and 31,000 respectively. Typical tenants sought would be Bed Bath and Beyond, Pier 1, sporting goods stores, Marshall's, Linens N Things. Not Menards. Similar to DPTC.

Asked if retention areas would truly be retention (wet) as opposed to detention (dry). Confirmed retention areas would be wet year round. Petitioner confirmed that wet retention is planned.

Trustee Gifford asked if creek could be traversed by a bridge for car traffic. Mr. Eiden noted that regulatory issues would likely prevent car traffic. Could leave easements to maintain possibility of a feeder road to prevent traffic dumping onto Long Grove Road to traverse from this development to any possible future development.

Asked how many tenants are expected/planned for in Retails 1, 2, 3. Depends upon how many square feet each tenant needs. Market will dictate; expect it to be similar to DPTC. Do not want multitude of small tenants.

Trustee Plautz:

Noted that nonnative invasive plants will need to be removed.

Agreed with Planner Savoy's memo regarding building setbacks and possible elimination of 25 parking stalls—would appreciate consideration of this suggestion as move forward with submittals.

Attorney Hargadon noted that petition with Praedium as contract purchaser, along with evidence of Title signed off by property owner will be required in order to proceed. Petition must show consent of property owner for process to move forward.

Trustee Hegarty:

Noted that this development is 14 acres, and asked how much land would be left to the west to Quentin. 30 – 40 acres would remain to the west to Quentin Road.

Asked Attorney Hargadon if the balance of the land along Rand Road will come into Deer Park as part of the Kildeer Boundary Agreement. Attorney Hargadon indicated that, currently, all of the property is currently in the Village with the exception of the ¼ acre

represented by Bacchus that is in Kildeer and which, pursuant to the Boundary Agreement will have jurisdiction transferred to the Village, and the property which is less than one acre which wraps around Bacchus and is located in unincorporated Lake County, but would need the Village to have access to sewer and water, and thus will most likely come to the Village in the future.

Asked if wells will be allowed to maintain landscaping. President Karl indicated that wells could be, but must be deep wells. Trustee Hegarty asked if water with Palatine available. Attorney Hargadon indicated that water will be available and believe Village will have ample capacity to serve this project; may need to restrict tenant mix to preserve allocations.

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Requested background information on developer and other projects developer has pursued. Mr. Eiden indicated that submittals will include detailed background information on developer.

MOTION: by Kizior second by Gifford to refer the Praedium proposal for the Town Centre Promenade to the Plan Commission. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

7. ENGINEERS REPORT

A. Swansway Drainage Improvement Update

Engineer Gordon reported the Village has proceeded working with Army Corps on mitigation requirements. Corps allowing .5 acre on site; still have one acre which requires banking credits or creating one acre of off-site wetlands mitigation within the same watershed. Hoped to use Vehe; denied, as in different watershed.

President Karl indicated Village has exhausted potential mitigation areas; banking seems to be best alternative at this point to move forward.

Final hurdle signing off on temporary construction easement with property owner--will come before the Board next month. Looking at work to begin end of August due to delays in obtaining Army Corps permit. Residents would like work to begin as soon as possible.

Minimal risk in delaying start until August or September; have done general maintenance in the pond and surrounding area to ensure current structures working optimally.

Trustee Plautz questioned ability to use Illinois First Grant. Engineer Gordon indicated he is attempting to find another place to use the grant, as it would cost more to use in this project than the grant is worth. Possibly use in phase 3 of the Swansway project.

Board consensus to pursue wetlands banking for mitigation.

Resident Ken Wolven asked about time frames for the project. Engineer Gordon indicated he is expecting final approval April or May, June letting. Excavation will take about a month (don't want heavy trucks around kids out of school for summer break), and restoration in September. Maintenance company is inspecting 3 times per month; the other day appeared to need additional work near the pipe.

Board understands project has dragged on; expect this to be the last spring residents will have to worry about this; thanked residents for their patience. Hoping to use the Illinois First Grant for downstream relief, also.

B. Plum Grove/Rand Road Addendum

Nearing completion of the project; some overages due to changes in scope outlined in April 16 memo from Engineer Gordon. Biggest item is the proposed retaining wall. Majority of the money is EDP money from the State; rest is covered by SSA. Need developer's approval as amendment to CMA.

MOTION: by Kizior second by Gifford to approve the Addendum to the Design Agreement for Rand Road and Plum Grove Road per the memo from Engineer Gordon dated April 16, 2003 in the amount of \$31,238. Request for approval to change the Construction Management Agreement. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

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C. Ela Township Intergovernmental Agreement

Allows Village to take advantage of services available through Ela Township.

MOTION: by Gifford second by Kizior to approve the Ela Township Intergovernmental Agreement. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

Trustee Plautz requested additional services be added to the price breakdown.

D. Deerpath Road Repairs

Need to repair S-Curve in Deerpath Road; Engineer Gordon recommends adding to the 2003 road program.

MOTION: by Gifford second by Dowell to include reparations to Deerpath Road at S-curve to the 2003 Road Program in the estimated amount of \$25,000 (total of road program to be \$318,000). Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

E. Park Facilities

MOTION: by Hegarty second by Dowell to approve two port-a-potties for May to October for the Triangle Playfields at a cost not to exceed \$2400. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

F. Park Lighting

Looking at potential low level lighting for parking and lockbox at Triangle Park. Board consensus to pursue; bring specifics before the Board for the next meeting.

8. CULTURAL ARTS CONNECTION FUNDING REQUEST

Request in Board packet for \$1000 donation to the Cultural Arts Connection for the Ela Fine Arts Show at Deer Park Town Center on June 7, 2003.

MOTION: by Dowell second by Gifford to approve a donation of \$1,000 for the Cultural Arts Connection for the Ela Fine Arts Show at Deer Park Town Center June 7th, 2003. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

9. OMNI YOUTH SERVICES DONATION REQUEST

Village donated \$800 to Omni 5/02; donated \$1000 to Barrington Youth Services 11/02.

MOTION: by Gifford second by Dowell to approve a donation to Omni Youth Services in the amount of \$1,000. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

10. LAKE ZURICH HIGH SCHOOL CAREER ADVISORY COUNCIL FUNDING REQUEST

Board consensus not to donate at this time.

11. **REPORTS**

A. President Karl

i) Emergency Management Coordinator

In case of catastrophic event, as part of our Emergency Preparedness Plan, select resident to work with first responders in the Village. Needs to be someone beyond Trustee or President. President Karl, with approval of Board, to appoint Resident Dennis Bridge as Emergency Management Coordinator. Mr. Bridge expressed interest when published in newsletter; background is as an industrial hygienist with an environmental consulting background. Still working with Kildeer Police to get Emergency Management Plan in place; Mr. Bridge would work with Kildeer.

Additionally, Lake County has pharmaceutical stockpile for disbursing of antibiotics to first responders. Currently have Village President, and Village Administrator. Will include Mr. Bridge as contact; need two additional Trustee contacts for line of succession issues.

Information should be included as soon as available in the newsletter and website regarding Village Emergency Preparedness. Still have work to do with Mr. Bridge and County Emergency Management; will take some time to receive approvals required. Information to be provided as soon as plans are available.

Emergency weather alarms for Lake Zurich and Barrington may not cover all areas of Deer Park for notification in severe weather. Trustee Plautz to verify coverage.

ii) United Land Development Request Regarding Fire Sprinkler Ordinance
Discussed under Building Amendment.

iii) Driveway at Village Office

Issue has been brought up before the Board several times previously. President Karl recommends improving driveway due to wear, aesthetics, and problems maintaining Village office. Concern over construction traffic wear and tear on any surface laid down now. Engineer Gordon recommends leaving base as is with 2" binder course surface; surface could be used as construction access then patched and resurfaced when construction is done. Two possibilities: plan put before the Board without the reverse P; or maintain reverse P as currently exists.

Board consensus to have Engineer Gordon pursue estimates on paving of Village Office driveway.

iv) Trustee Committee Appointments

Trustee Kizior will be taking over Parks and Recreation; he will continue on with preexisting items from the road projects, such as Quentin Road. Incoming Trustee Ekstrom will be assuming Roads and Public Utilities.

B. Attorney Hargadon

i) Boundary Agreement

Memo dated 4/14/03 from Attorney Hargadon in Board packet regarding next steps to put Boundary Agreement into effect.

Village has applied to MWRD to have those areas placed in the MWRD jurisdiction; appears to be favorable.

Met with Palatine to determine if Palatine would be willing to sell the Village additional water for properties. Because of own needs, Palatine not in position to sell any additional water.

Need input on moving forward on obtaining the consensual annexations of the transfer properties now in Kildeer which will, pursuant to the agreement, be

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placed in Deer Park's jurisdiction. Signing the agreement in and of itself does not create the transfer of jurisdictions; need to have disconnections and annexations to accomplish Boundary agreement. Outlined in memo status of the properties and associated fees that would be due. Village paid off SSA financing in the amount of \$188,000 for properties subject; amount will be paid back with interest as part of the Boundary Agreement. Question tonight—should property owners be subject to fees? Fees in question are: \$3,000 fee for MWRD annexation and a \$4500 fee/acre at the time the property connects to MWRD, and a \$4200 Recapture Fee for the Village's sewer, and depending on water allocations available to properties, \$19/gallon fee for water service.

Attorney Hargadon recommends owners pay their fair share of the systems to put on equal footing with other residents that had to pay the fees. Do not include SSA fees, as they are being paid back. Recommends \$3,000 annexation fee either be:

1. required either up front, or
2. Village would pay, and owners would pay based on earlier to occur of the redevelopment of the property or 5 years.

Trustee Dowell noted that time to monitor and collection are issues in administration of Village financing any fees. Attorney Hargadon replied that issues similar to sewer billing. Trustee Dowell--adding to workload and inviting problems downstream.

Attorney Hargadon would like to send letter to property owners and have meeting of property owners to explain process and benefits/costs of annexation into Deer Park.

Next month will present ordinance draft which will implement discussions.

ii) Robinson Fields

Trustee Kizior requested update on status of Robinson Fields. Attorney Hargadon indicated the following issues still outstanding:

- a. Dirt pile
- b. Subdivision improvements have not been approved by the Village
- c. Letter of Credit expired for the improvements

Have on the table a proposal whereby developer will provide the core testing on the streets to enable Engineer Gordon to ascertain whether or not the improvements meet our codes. In process of providing grading plan for lot 4 which will resolve the dirt issue without affecting drainage in the area. If done before required to file an answer, will drop lawsuit. Currently have early June trial date. Trustee Kizior requested letter from Engineer Gordon regarding details of settlements if agreement is reached.

C. Trustee Dowell—Finance

- i) No report.

D. Trustee Gifford—Planning & Zoning

- i) No report.

E. Trustee Hegarty—Parks and Recreation

i) Mowing Contract

Due to change in Trustees, recommends maintaining current contractor (VSI). Distributed estimate from VSI; has not raised price in cutting in last 4 – 5 years. Total price has gone up due to increase in lands cut.

MOTION: by Hegarty second by Gifford to extend the mowing contract with VSI per the contract dated 4/18 in the amount of \$10,000 – \$16,000. Upon roll call:

YES: (4) Dowell, Gifford, Hegarty, Plautz

NO: (0)

ABSENT: (1) Werch

ABSTAIN: (1) Kizior

Motion Carried 4/0/1

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ii) Lockbox for Triangle Playfields

MOTION: by Hegarty second by Dowell to expend \$600 for lockbox and tools, including delivery. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

iii) Thanks

Trustee Hegarty extended thanks to the Board for allowing him to serve and learn more about the Village. Requests in the future that police protection be higher on the list of priority items for the Village. President Karl thanked Trustee Hegarty for his service to the Village.

E. Administrator Diesen-Dahl

i) Delinquent Business Registrations

Refer to Attorney Hargadon for action.

F. Trustee Kizior—Roads and Public Utilities

i) Route 12 Planning Council

Traffic guidelines which came out of the Route 12 Planning Council. Comments should be directed to President Karl for discussion at the June Planning Council meeting.

ii) Deerpath temporary repairs

VSI estimate approximately 25% higher than Engineer's estimate. Due to emergency nature of the repairs (road was not passable), work was done. Actual \$5820; estimate was \$4788.

MOTION: by Plautz second by Gifford to expend \$5820 to VSI for emergency repairs on Deerpath Road. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

iii) Snowplow contract

Over budget; need strict guidelines next year. Although VSI reduced salt used in recent months, next year need to reduce salt used even further per guidelines. This year has least amount of resident complaints.

iv) Cut thru construction traffic-

Trustee Hegarty to contact Trustee Werch for coordination with Kildeer Police.

G. Trustee Plautz—Health and Sanitation

i) Communication

Sorry microphones haven't worked out well; are working with the school district. Cable costs prohibitive.

ii) Would like to have discussion of money allocation from the Park Fund and other donations should be explained in the next newsletter. Board does not want to enter into campaign discussions. Trustee Plautz to create draft form for approval of information by the Board.

12. TREASURERS INFORMATION

MOTION: by Dowell second by Gifford to approve the Treasurers Information dated 4/17/03. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

13. CASH DISBURSEMENTS

MOTION: by Dowell second by Gifford to approve the Cash Disbursements for the period 3/18/03 through 4/21/03 in the amount of \$483,476.50

Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

14. PUBLIC COMMENTS

Resident Carrie Groeller--stop sign at Rue Royale is down. Also, when developers appeared before the Board, said safety issues at Rand Road dictate right turn in, right turn out only. If County approved that configuration, why would they not approve the same configuration on Field Parkway? Engineer Gordon to contact Mrs. Groeller with any information he obtains regarding this issue. Requested parking signs by cul de sac restricting parking to west side of road only. Board approved by consensus. Trustee Kizior to have signs placed. Construction crews on Quentin are starting earlier than ordinances allow; Engineer Gordon to contact.

Resident Pat Ekstrom—alternative parking needed for Michael D'Angelo down the road.

Also, how is adulticiding of mosquitoes triggered? Clarke requests given traps counts and encephalitis warnings. Could homeowners association contract with Clarke? Would need to clear liability issues and contact Clarke directly. Could not spray municipal property (roads). Huge balancing act between residents desirous of spraying and those not wanting spraying.

Trustee Kizior and Pat Ekstrom met with residents who will be facing the retaining wall along Quentin Road. Residents requested Board consider methods to screen the planned guard rail. Discussion ensued of alternatives to current design of retaining wall and guard rail. Board authorized Engineer Gordon to review and rank possibilities for alternatives to the guard rail to be presented at May meeting.

15. SWEARING-IN OF OFFICIALS

President Karl presented a Certificate of Appreciation to Trustee Hegarty for service to the Village. The Oath of Office was administered to the following officials duly elected at the April 1, 2003 Consolidated Election:

Clerk—Sandra Smith

Trustee—Greg Dowell

Trustee—Patricia Ekstrom

Trustee—David Kizior

16. TEMPORARY ADJOURNMENT—EXECUTIVE SESSION

Motion: by Gifford second by Dowell to temporarily adjourn the Regular Meeting of the Board of Trustees for an Executive Session regarding potential litigation, confidentiality issues, and discussion of employee compensation/benefits. Upon roll call:

YES: (5) Dowell, Gifford, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was temporarily adjourned at 11:41 p.m.

17. REOPEN REGULAR MEETING

MOTION: by Gifford second by Hegarty to reopen the Regular Meeting of the Board of Trustees. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

The Regular Meeting of the Village Of Deer Park was reopened at 12:33 p.m.

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18. ADMINISTRATOR COMPENSATION

Board has been reviewing insurance available for Village Staff.

MOTION: by Hegarty second by Gifford to approve the Local Government Insurance Plan for Administrator Diesen Dahl, subject to approve of Administrator. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Plautz

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

19. ADJOURNMENT

MOTION: by Gifford second by Dowell to adjourn the Regular Meeting of the Board of Trustees. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Werch

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was adjourned at 12:35 a.m.

Richard C. Karl, President

Sandra R. Smith, Village Clerk