

1) PLEDGE OF ALLEGIANCE AND CALL TO ORDER

The regular meeting of the Board of Trustees of the Village of Deer Park was held on Monday, March 19, 2007, at Charles Quentin Elementary, 21250 W. Shirley Road, Palatine, in the Village of Deer Park, in the counties of Lake and Cook, Illinois. President Gifford called the meeting to order at 7:06 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 Gifford, Trustees Plautz, Dowell, Ekstrom, Kizior, and Thrun. The following Village officials were absent: Trustee Rotter. Other Village officials present were Administrator Connors, Clerk Meyle, Treasurer Stade, Attorney Keller, and Engineer Gordon. President Gifford stated there is a quorum.

3) APPROVAL OF AGENDA

President Gifford amended the Consent Agenda so that item 4B is the approval of an ordinance rather than the approval of a map.

4) CONSENT AGENDA

- A) Approval and Release of Minutes from the Board of Trustees Regular Meeting held 2/20/2007.
- B) Approval of the ordinance adopting the official zoning map for 2007.

Trustee Ekstrom inquired about the zoning of the land annexed in Cook County asking if the land is zoned R-1 or multi-family. Engineer Gordon confirmed that the land is labeled incorrectly on the map as R-1 and is zoned multi-family.

MOTION: by Trustee Thrun to approve the Consent Agenda as amended. Upon voice vote:

YES: (5)
NO: (0)
ABSENT: (1)

Motion carried 5/0

5) PUBLIC COMMENTS

Barbara Evans of 437 Dogwood Court addressed the Board regarding the 7th annual Ela Fine Arts Show to be hosted by the Cultural Arts Connection at the Town Center on June 9th. She asked the Board to consider making a donation to help fund the student art tent at the show.

John Lahr of 201 Rue Touraine addressed the Board regarding construction penalties for the Vehe Farm. Mr. Lahr stated that he is concerned about the loss the Village has incurred because it has not yet been able to access the barn as well as the loss the Village may incur if construction penalties are not collected.

Deborah Barry of 412 Bramble Lane addressed the Board regarding Concorde Banquets' tent expansion. Mrs. Barry complimented Administrator Connors and Trustee Ekstrom for the attention, respect, and guidance they have given residents of Deer Park and neighboring communities who are concerned about this matter. Mrs. Barry updated the Board with regard to the approval process for the tent stating that many concerns, in addition to noise, have been raised by other governing entities. Mrs. Barry stated that the Plan Commission for the Village of Kildeer will meet to address this issue on April 10th. She encouraged the Board to get involved in the opposition of the tent expansion.

Mrs. Barry addressed the Board regarding underage drinking. Mrs. Barry stated that she is disappointed that the Board has not shown support for Illinois Senate Bill 0158 in the form of an ordinance. She brought the matter to Trustee Plautz's attention and hopes to see an ordinance in support of this bill on the April agenda.

6) VEHE FOUNDATION

Public comment was made by Bob Kellermann of 21601 Old Farm Road. Mr. Kellermann addressed the Board regarding the Vehe Farm Foundation budget for 2007/2008. Mr. Kellermann encouraged the Board to analyze the entire budget and each individual expenditure with regard to Vehe project before approving the 2007/2008 budget.

President Gifford asked Trustee Dowell two questions. First, will Trustee Dowell be recommending that the Village refinance any debt in his 2007/2008 budget draft, and second, does he see the Village looking to issue any bonds in the upcoming year or foreseeable future? Trustee Dowell answered no to both questions.

- A) Approval of payment application #29 from R.W. Clark in the amount of \$26,631.13. (Removed from the agenda.) Trustee Ekstrom asked Jim Peterson to provide the Board with an up-to-date analysis of the construction amount and retainer amount for the contract with R.W. Clark so the Board can review it at the April Board meeting.

- B) Final Budgets submitted.

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Pat Winkelman submitted two budgets for the Board's review. The first budget was the Village/Vehe Farm Budget 2007-2008 which includes the Barn operations and grants. The second budget was the Vehe Farm Foundation Budget 2007-2008. Mrs. Winkelman confirmed that the Foundation is not asking for any funds this year because funds from its original seed money will cover its 2007-2008 budget.

C) Foundation Update.

Mrs. Winkelman reported the following items to the Board: the Foundation is working with Administrator Connors and Attorney Keller to finalize the rental agreements, policies, procedures, and the rental marketing brochure; vendors have been updated on the Barn's opening and contracts are ready to be processed at the appropriate time; the Illinois Geological Survey Group is putting together an educational display for the barn; the bluebird houses have been cleaned and bluebirds have been spotted in the area; weekend volunteers continue to remove invasive plants from the farm's grounds; scouts are scheduled to do a general clean-up of the grounds in April; calls are coming in and potential renters are being shown the barn and grounds; interested renters are from both for-profit and not-for-profit groups.

D) Action Items.

Mrs. Winkelman reported that the Foundation has been coordinating the following items with Administrator Connors in preparation for holding the April elections in the barn: ordering initial bathroom supplies from Jon Don in the amount of \$200, cleaning of the first floor of the barn including the bathrooms by Jaye's Cleaning in the amount of \$70, installing the defibrillator to be done by Cintas, and training personnel to use the defibrillator on April 13th. The Board concurred that since the amount requested was less than \$500 no formal approval was needed.

7) VILLAGE ENGINEER'S REPORT

A) Ferndale Drainage Improvement Project

i) Release of certain roadway easements

Engineer Gordon addressed the Board regarding releases of roadway easements that have been requested by property owners as a part of negotiating for drainage easements needed to proceed with the Ferndale Drainage Improvements – Phase 1.

MOTION: by Trustee Dowell to approve the release of the roadway easements as requested by 39 Circle Drive (Pavel property) and 35 Circle Drive (Holmquist property). Upon voice vote:

YES: (5)
NO: (0)
ABSENT: (1)

Motion carried 5/0

ii) Acceptance of grants of drainage easements

Engineer Gordon addressed the Board regarding the temporary construction and the permanent drainage easements that have been requested by the Village in order to proceed with the Ferndale Drainage Improvements – Phase 1. Engineer Gordon explained that three of the property owners have granted the easements and he needs the Board to acceptance the easements granted.

MOTION: by Trustee Thrun to approve the acceptance of the permanent drainage easement granted by 39 Circle Drive (Patel property), the permanent drainage easement and the temporary construction easement granted by 38 N. Deerpath (Sundberg property), the temporary construction easement granted by 22886 W. Glenhurst (Dobbs property), and the temporary construction easement granted by 45 N. Deerpath (Kunne property). Upon voice vote:

YES: (5)
NO: (0)
ABSENT: (1)

Motion carried 5/0

iii) Bidding of Phases I and II as a combined project.

Engineer Gordon recommended that the Board approve the bidding of Phase 1 and Phase 2 of the Ferndale Drainage Improvements along with miscellaneous drainage repairs needed in the Rue Valley subdivision as one project in order to get a better price.

MOTION: by Trustee Ekstrom to approve the bidding of the Ferndale Drainage Improvement Phases I and II and the miscellaneous drainage repairs for the Rue Valley subdivision as one project. Upon voice vote:

YES: (5)
NO: (0)
ABSENT: (1)

Motion carried 5/0

B) Miscellaneous drainage repairs (Handled in item 7-A-iii above.)

8) VILLAGE ATTORNEY'S REPORT

A) Ordinance approving Amendment to Municipal Code regarding Alcoholic Beverages. Attorney Keller reported that he had prepared the ordinance the Board requested approving an amendment to the Municipal Code regarding alcoholic beverages. Trustee Dowell questioned the inclusion of the statement in the ordinance which reads, *No more than one such permit shall be issued for any specific 24-hour period in the Village.* The Board agreed that the ordinance should be amended by striking out that statement.

MOTION: by Trustee Thrun to approve the ordinance amending the Municipal Code regarding alcoholic beverages as amended. Upon roll call:

YES: (5) Dowell, Ekstrom, Kizior, Thrun, Plautz
NO: (0)
ABSENT: (1) Rotter

Motion carried 5/0

B) Resolution approving an intergovernmental agreement with the Lake County Stormwater Management Commission for rain gardens of Deer Park.

MOTION: by Trustee Thrun to approve the resolution approving an intergovernmental agreement between the Lake County Stormwater Management Commission and the Village of Deer Park for rain gardens of Deer Park. Upon roll call:

YES: (5) Ekstrom, Kizior, Thrun, Plautz, Dowell
NO: (0)
ABSENT: (1) Rotter

Motion carried 5/0

Trustee Ekstrom addressed the Board regarding ordinance 07-02 which amends the Municipal Code to provide for a Public Lands zoning district. She asked if an error had been made by including the statements addressing lighting for playfields. The Board concurred that the lighting statements were to have been stricken. Trustee Ekstrom agreed to provide Attorney Keller with the specific statements to be stricken so that an amendment to the ordinance could be prepared for the April meeting.

9) REPORTS FROM PRESIDENT, TRUSTEES AND ADMINISTRATOR:

A) President Gifford:

i) General information

President Gifford expressed condolences to Jack Honomichl and his family as his wife passed this past month. Mr. Honomichl has been a long standing member of the Zoning Board of Appeals.

President Gifford proclaimed that whereas the Congress of the United States passed the Civil Rights Act of 1965 which guarantees equal housing opportunities for all citizens, and whereas the Village of Deer Park supports fair housing programs and laws, and whereas fair housing groups, such as the Fair Housing Center of Lake County, have been formed to investigate allegations of illegal housing discrimination, and whereas equal housing opportunities should be available for citizens and should be achieved throughout the country; therefore the month of April 2007 is hereby proclaimed Fair Housing Month in the Village of Deer Park; all citizens are urged to promote fair housing practices throughout the country.

ii) Cultural Arts Council Student Art Exhibit sponsorship request for \$1,500

MOTION: by Trustee Dowell to approve the expenditure of \$1,500 to the Cultural Arts Council as sponsorship for the student art exhibit sponsorship request. Upon roll call:

YES: (5) Kizior, Thrun, Plautz, Dowell, Ekstrom
NO: (0)
ABSENT: (1) Rotter

Motion carried 5/0

iii) Chicago Wilderness Request: \$300

MOTION: by Trustee Plautz to authorize payment of the membership contribution of \$300 to Chicago Wilderness. Upon roll call:

YES: (5) Thrun, Plautz, Dowell, Ekstrom, Kizior
NO: (0)
ABSENT: (1) Rotter

Motion carried 5/0

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iv) Lake County Municipal League annual dues request: \$840.44

MOTION: by Trustee Dowell to approve payment of the Lake County Municipal League annual dues in the amount of \$840.44. Upon roll call:

YES: (5) Plautz, Dowell, Ekstrom, Kizior, Thrun

NO: (0)

ABSENT: (1) Rotter

Motion carried 5/0

v) Request additional Class V Liquor License located at 20446 #A Rand Road

President Gifford read a letter from Detective Lambie of the Kildeer Police Department recommending that the Village issue a new liquor license for the Tobacco Outlet.

Attorney Keller advised the Board to proceed first by amending the Village's Liquor Code to allow for one Class V liquor license to be issued, and second, by awarding that license to the Tobacco Outlet.

MOTION: by Trustee Thrun to direct the Village Attorney to prepare an ordinance amending the Municipal Code by issuing one Class V license. Upon roll call:

YES: (5) Dowell, Ekstrom, Kizior, Thrun, Plautz

NO: (0)

ABSENT: (1) Rotter

Motion carried 5/0

MOTION: by Trustee Thrun to award a Class V liquor license to the Tobacco Outlet. Upon roll call:

YES: (5) Dowell, Ekstrom, Kizior, Thrun, Plautz

NO: (0)

ABSENT: (1) Rotter

Motion carried 5/0

B) Trustee Dowell – Finance:

Trustee Dowell asked Treasurer Stade to prepare a report detailing the reimbursables the Village has due to it for review at the April Board meeting.

Trustee Dowell reviewed the Telecommunication Tax Revenue Analysis, Utility Tax Revenue Analysis, Salaries Expense Analysis, and Supplies Expense Analysis summaries with the Board.

The Board agreed to hold a special meeting to review and make decisions regarding the budget for 2007-2008 with the goal of approving the budget at the April 16th Board meeting. The Board agreed to hold the meeting Tuesday, March 27th at 7:00pm at Charles Quentin School.

C) Trustee Ekstrom – Roads & Public Utilities:

Report items addressed in Village Engineer's report.

D) Trustee Plautz – Health & Sanitation:

Trustee Plautz reported on three email responses she had received from Deer Park residents with regard to the Village going smoke free. She will follow up with Kildeer and Lake Zurich in April to see where these villages are with regard to approving ordinances making their Villages smoke free and to see if the three Villages might coordinate approving their smoke free ordinances at the same time.

E) Trustee Kizior—Parks & Recreation:

i) Park Hill Estates maintenance reimbursement for \$520.00

MOTION: by Trustee Kizior to approve payment of the Park Hill Estates maintenance reimbursement in the amount of \$520.00. Upon roll call:

YES: (5) Ekstrom, Kizior, Thrun, Plautz, Dowell

NO: (0)

ABSENT: (1) Rotter

Motion carried 5/0

ii) Vehe Farm soccer field reconditioning not to exceed \$4,000.00

Trustee Kizior reported to the Board that community soccer associations had reimbursed about 70% of the cost for reconditioning the Vehe soccer field last year and that he expects to get donations from soccer associations again to cover a portion of the cost for the Vehe Farm soccer field reconditioning this year. The bid for reconditioning the Vehe Farm soccer field that he recommends that the Board accept is from Maloney Landscaping for \$2500.

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MOTION: by Trustee Dowell to approve the reconditioning of the Vehe Farm soccer field by Maloney Landscaping with the fee for the work not to exceed \$2,500.

Upon roll call:

YES: (4) Kizior, Thrun, Plautz, Dowell

NO: (1) Ekstrom

ABSENT: (1) Rotter

Motion carried 4/1

iii) Deer Park Town Center baseball field work not to exceed \$3,250

Trustee Kizior reported that he had gotten a quote for baseball field reconditioning to be done on the Deer Park Town Center Baseball field from Maloney Landscaping in the amount of \$1500. Trustee Kizior explained that the \$1500 quote includes reseeding the grass on the outside of the baseball diamond and in some of the common areas as well as aeration and over seeding for the baseball field. Trustee Kizior stated that he expects to receive donations from the Lake Zurich and the Barrington baseball associations to cover some of the cost incurred for this work.

MOTION: by Trustee Kizior to approve the reconditioning of the Deer Park Town Center baseball field by Maloney Landscaping with the fee for the work not to exceed \$1,500. Upon roll call:

YES: (4) Thrun, Plautz, Dowell, Kizior

NO: (1) Ekstrom

ABSENT: (1) Rotter

Motion carried 4/1

iv) Review of proposed community survey for parks and recreation

Trustee Kizior presented a draft of a park survey he, Village resident Sarah Guarisco, and Administrator Connors had put together and hoped to include in the spring newsletter to keep residents involved in the decision making process with regard to the development of the Village's park space.

Trustee Dowell commended the work done with the survey, but cautioned Trustee Kizior that funds for the park would not be available until 2010 or 2011. He recommended that Trustee Kizior change some of the wording in the survey to reflect that time frame, and he suggested that the survey include some basic cost estimates so that residents have an idea how much the different park types cost.

F) Trustee Rotter – Planning & Zoning: Absent.

G) Trustee Thrun – Public Safety:

Trustee Thrun reported the following with regard to the Kildeer Police Department:

- ◆ The department received a grant from its insurance carrier to provide high visibility clothing for its officers at no cost to the Village.
- ◆ The department started training for a Rapid Deployment Joint Task Force with other police departments in the area. This task force will act as a first response team for major crime scenes by monitoring, stabilizing, and securing an area prior to calling for a SWAT team.
- ◆ The department is sponsoring a Bowl For Kids fundraiser at Brunswick Zone in Deer Park on Saturday, April 28th in the afternoon.
- ◆ The department purchased a Dodge Charger to be used as an unmarked police vehicle.

H Administrator Connors - Reports

i) Zoning Board of Appeals Report

Administrator Connors reported that he will be tuning public sign requirements to differentiate between residential and commercial signs.

ii) Plan Commission Report

iii) Notification from Groot Industries regarding annual CPI adjustment

12) DISANNEXATION REQUEST – Moved up on the agenda.

Mike Taylor addressed the Board on behalf of Alfred Christiansen of 21180 N. Rand Road asking the Board if they would consider the possibility of releasing his property to the Village of Lake Zurich so water and sewer service could be obtained from them. Mr. Taylor clarified that they are not asking for de-annexation at this time, but in the process of selling the property, Mr. Christiansen would like to be able to tell developers that the Village of Deer Park will consider de-annexation to the Village of Lake Zurich for the purpose of obtaining water and sewer service.

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President Gifford confirmed that the Board is not bound by any action they take tonight and polled the Board members with regard to whether or not they would be open to discussing the possibility of de-annexation with potential developers of the property.

The Board concurred that they would be willing to listen to proposals, but would want a significant revenue stream or revenue sharing with the Village of Lake Zurich if the property were to be released.

10) INVESTMENT FUND REPORT

MOTION: by Trustee Dowell to approve the Investment Fund Report for February 28, 2007 in the amount of \$1,902,696.56. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

11) CASH DISBURSEMENTS

Treasurer Stade confirmed that the initial cash disbursement amount of \$252,860.41 should be adjusted by \$26,631.13 because the payout to R.W. Clark in that amount will not be made. The new cash disbursement figure is \$226,229.28.

MOTION: by Trustee Dowell to approve cash disbursements for month February 21, 2007 to March 19, 2007 in the amount of \$226,229.28. Upon roll call:

YES: (5) Ekstrom, Kizior, Thrun, Plautz, Dowell

NO: (0)

ABSENT: (1) Rotter

Motion carried 5/0

12) DISANNEXTION REQUEST – Discussed immediately following the Administrator's report.

13) KILDEER POLICE REPORT – FEBRUARY 2007

No report was given, but materials were provided in the meeting packets regarding 2006 accomplishments, STEP locations, citations by location, comparison of arrests, and comparison of activity.

14) ADJOURNMENT

MOTION: by Trustee Kizior to adjourn. Upon a voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

The Regular Board of Trustees Meeting was adjourned at 8:58 p.m.

H. Scott Gifford, Village President

Susan Meyle, Village Clerk