

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 Tuesday, February 20, 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 7:00 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 Dowell, Ekstrom, Kizior, Rotter, and Thrun. The following Village officials were absent: Trustee Plautz. Other Village officials present were Administrator Connors, Treasurer Stade, Attorney Keller, and Engineer Gordon. President Gifford stated there is a quorum.

3) APPROVAL OF AGENDA

President Gifford announced that agenda item (10-A-ii), recommendation to appoint Susan Meyle as Village Clerk, would be moved up on the agenda.

MOTION: by Trustee Dowell to appoint Susan Meyle as Village Clerk. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

4) CONSENT AGENDA

A) Approval and release of Minutes from the Board of Trustees Regular Meeting held 1/16/2007.

B) Approval of resolution for construction on state highway - authorizing application for a permit authorizing the Village to do work on rights of way maintained by the state of Illinois.

MOTION: by Trustee Dowell to approve the Consent Agenda. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

5) PUBLIC COMMENTS

Al Barry of 412 Bramble Lane spoke about Concorde Banquets' build out plans for a tent. Mr. Barry is concerned that noise from events held in the tent would negatively impact the communities of Deer Park, Kildeer, and Lake Zurich. Mr. Barry submitted a list of 49 signatures opposing the outdoor venue on the basis of noise and negative impact on property value. Mr. Barry requested that President Gifford open a dialogue with the Kildeer Board regarding this issue.

Richard Chay of 408 Bramble Lane spoke about Deer Park's 50th anniversary. Mr. Chay provided a list of things that could be done in celebration of the 50 years. Mr. Chay also made suggestions about who might contribute to fund the celebration so that the Village's budget would not be negatively impacted.

Cathleen Chay of 408 Bramble Lane spoke about Health World. Mrs. Chay stated that she is concerned that the enrollment in the Health World programs offered in the Vehe Barn may not be high enough to offset the costs the Village will incur as a result of letting Health World use the facility at a cost of \$5 per child.

Vida Kairelis of 22158 Concorde Court, Kildeer gave further encouragement to President Gifford to speak with Kildeer officials about Concorde Banquet's proposed expansion project. Mrs. Kairelis's home backs up to the Concorde pond. President Gifford stated that he will do what he can, but that the residents of Kildeer should lead the charge because hometown residents will carry the most weight with regard to having an impact on the final decision.

Deborah Barry of 412 Bramble Lane spoke about underage drinking. Mrs. Barry stated that she would like the Board to support Illinois Senate Bill 0158 that amends the Illinois Liquor Control Act. Mrs. Barry read an example of a resolution she proposes that the Village adopt in support of the Illinois Senate Bill 0158 legislation. Mrs. Barry encouraged the Village to be proactive in preventing underage drinking.

Karen Sande, a resident of Ela Township, spoke about Concorde Banquets' tent expansion proposal. Ms. Sande listed all of the things she has done so far in order to get the Concorde project stopped. She asked President Gifford what more she could do. President Gifford asked Ms. Sande to provide her contact information to Village Administrator Jim Connors so that he can get back to her with to provide her with information.

Glen Sharapata of 22285 Wooded Ridge, Kildeer explained that the Concorde expansion will negatively impact the residents of Deer Park. The street he lives on is half in Kildeer and half in Deer Park. Mr. Sharapata encouraged the Board to get involved in this issue because it will impact the residents of Deer Park.

6) COMCAST PRESENTATION

Comcast representative Frank Duel, Government Affairs Manager for the northern area of Comcast, stated that he had come to the meeting as requested by the Board representative (Trustee Rotter) to present a unique way to provide service to the residents of Deer Park as part of the on-going process in the renewal of the franchise agreement. Mr. Duel stated that the basic idea of the proposal is to provide Comcast service to each household within Deer Park via a bulk service contract. He proposed that Comcast would sell its services to the Village at a discounted rate. The Village would then re-sell the services to its residents. Mr. Duel then gave his full presentation.

At the completion of Comcast's presentation Trustee Rotter commented that this is not a final proposal and that if the Board thinks this proposal provides an opportunity to save the residents of Deer Park money then the bulk proposal is something worth focusing on and could be a way around renegotiating the existing agreement. If the Board doesn't think this is worth pursuing then the Board needs to return to negotiating fulfillment of the existing franchise agreement.

A lengthy discussion ensued, with trustees questioning and commenting:

- ◆ Trustee Kizior stated he was concerned that Comcast's prices would go up as they have in the past, that he would like to see Comcast offer its services a la carte so residents could choose the services they want, that the proposal has too much out of pocket expense for each resident, and that Comcast should not require that 100% of the households in Deer Park to participate. Trustee Rotter acknowledged that he had already communicated to Mr. Duel that the proposal lacked the vision and the necessary discount he was looking for.
- ◆ Trustee Ekstrom stated that although the proposal shows a 20% discount, the Village would incur costs related to billing for the service. The billing costs would have to be passed on to the residents and would probably make the 20% discount a wash or end up costing the residents more.
- ◆ President Gifford asked Mr. Duel what Comcast's costs are for billing the customers they currently have in the Village. He stated that those figures would be a helpful benchmark in deciding whether or not it is in the Village's best interest to assume the billing role. Mr. Duel did not know those numbers, but committed to getting them if the Board wanted to continue working on the bulk service idea.
- ◆ Trustee Dowell asked Mr. Duel if the bulk program would require the Village to pay for usage in all 1100 households even if all the homes didn't use the service. Mr. Duel responded that yes, the Village would be billed for 100% of the homes because all the homes would be wired for service even if they didn't use it. Trustee Dowell estimated that it would cost the Village \$40-\$50 thousand per year (personnel, hardware, software, debt collection) for the Village to do the billing. Trustee Ekstrom agreed with his estimate.
- ◆ Trustee Thrun stated that the proposal needs a major tweak. He added that the Village would become the sellers of cable and if they were unsuccessful, the Village would be stuck with the bill. He concluded that the numbers proposed work for Comcast, but they don't work for the Village.
- ◆ Trustee Rotter asked the Board to consider three things (1) does the Board want to continue working with Comcast on a concept like this? (2) Does the Board want Comcast to come up with some creative means of billing? (3) Does the Board want to go back to renegotiating the current franchise agreement?
- ◆ President Gifford stated that he felt that the overall consensus was that the Board was not enthused by this proposal and that Comcast would need to do a major rework of the numbers and the concept in order for the Board to be willing to look at another proposal of this kind.
- ◆ Attorney Keller pointed out that municipalities are prohibited from operating cable television systems. He stated that if Comcast reworks their proposal, they need to address the question of the legalities involved with the Village acting as the billing agent for Comcast. Comcast would need to ensure that they are not proposing that the Village do something that the Village is not legally authorized to do.
- ◆ Mr. Duel made closing remarks indicating that they would take the Board's comments under advisement, review the proposal to see what they could come up with, and stay in touch with Administrator Connors and Trustee Rotter with regards to bringing a revised proposal before the Board or going back to renegotiating the franchise agreement.

President Gifford requested that he make an additional change in the agenda and move his item (10-A-v) wine tasting at liquor licensed establishments item up on the agenda. There were no objections to this change.

WINE TASTING

Attorney Irene Bahr, president of the Illinois State Bar Association and attorney for Harry & David addressed the Board along with two representatives from Harry & David (Midwest District Manager, Michael Flood and Deer Park Manager, Diana Stratakos). Attorney Bahr explained that Harry & David wanted to conduct onsite tasting of liquor products and

that their liquor tasting policies are within the guidelines set forth by the state liquor commission for premises that are licensed for packaged sales. Attorney Bahr stated that the language of the Village's ordinance is unclear with regard to liquor tasting so they want to review it with the Board to make sure that Harry & David's liquor tasting policies meet the local standards of the Village.

Michael Flood described Harry & David's policies with regard to sampling food stating that they are very conservative and don't allow anyone under 18yrs to sample food without parental consent because of allergies. Mr. Flood confirmed that they do card and do not allow anyone under 21yrs purchase or taste liquor and that employees are required to go through Basset training. He added that they allow only two small tastings of liquor per customer (½ ounce per taste). Mr. Flood concluded that they started liquor tasting in their Geneva store and it has gone very well. President Gifford asked if there was a set schedule for liquor tasting. Mr. Flood said that since liquor tasting is so new to them they don't have a schedule, but that he would gladly put together a schedule to submit.

Trustee Dowell asked if another type of liquor license is required for this situation. Attorney Keller explained that although the Village's liquor code does not specifically address liquor tasting, their code states that all matters not mentioned specifically in the Village's liquor code are to be controlled by the applicable provisions of the state liquor control act. Attorney Keller confirmed that the state liquor code covers liquor tasting and sampling in several sections.

Trustee Dowell asked if the state's provisions require servers at liquor tastings to go through Basset training. Attorney Bahr confirmed that the state code does not require training for people serving liquor tastings at licensed, off-premise consumption, retail establishments and that each municipality has the authority to make a decision about requiring training for servers in these establishments. Trustee Dowell suggested that the Village tighten up the state provisions by requiring that liquor servers at tastings receive Basset training.

Trustee Rotter commented on situations where liquor tasting might be offered in a non-licensed establishment or by charitable organizations. President Gifford pointed out that the Village's code offers a temporary liquor license for non-profit and government organizations. Trustee Ekstrom asked if the temporary license was also available to for-profit organizations. Attorney Keller confirmed that the Village's temporary license is not available to for-profit organizations.

Trustee Ekstrom recommended that the Board have Attorney Keller draft an amendment to the Village's liquor code with regard to two areas. First, the Village code should be amended to allow liquor tasting at licensed establishments with the stipulation that the liquor servers be required to receive Basset training. Second, the applicability of the Village's temporary liquor license should be amended to include for-profit organizations. The Board concurred that Attorney Keller should go ahead with the draft so the Board can review it at the March 19th meeting.

President Gifford pointed out that Harry & David would like to hold an event prior to March 19th. He clarified that, as the Village Liquor Commissioner, he has the authority to approve the event. He asked the Board to confirm that they were comfortable with him approving wine tasting at Harry & David prior to the signing of the ordinance. President Gifford asked Harry & David to submit a wine tasting schedule as soon as possible. The general consensus of the Board was that they approved this arrangement, but that they wanted to be notified of any events held in between Board meetings as an information line on the March agenda.

7) VEHE FARM

A change to the agenda was made for this report. Agenda item B for this report was addressed prior to item A.

B) Barn Computer and Office Equipment deferred from 2006

Pat Winkelman acknowledged that the purchase of computer and office equipment for the barn had been deferred from the 2006 budget. She stated that since construction of the barn will be completed soon, she would like permission to research prices and specifications for the computer and office equipment that will be needed in the barn's office. The consensus of the Board was that they approved the gathering of information, specifications, and prices for computer and office equipment, but that no purchase was to be made at this time. As an information item, Mrs. Winkelman read a portion of an article about the history of Deer Park and the Vehe Farm that was published in the most recent issue of the Barrington Magazine.

A) R.W. Clark payout request in the amount of \$8,811.39 and Daily Electric payout in the amount of \$6,000

Jim Peterson reported that construction continues to move along on the Vehe Barn and that he is hopeful that it will be complete by mid-March.

Trustee Rotter pointed out that the Village's contract is with R.W. Clark and that in prior months when the Board had approved payouts to R.W. Clark's subcontractors, the payouts were made out to both R.W. Clark and the subcontractor. Trustee Rotter asked if the \$6000 payout should be made out to both R.W. Clark and Daily Electric. Attorney Keller

agreed that payouts made directly to a subcontractor should be made payable jointly to the contractor and the subcontractor.

Trustee Ekstrom stated she had heard that R.W. Clark had been listed as bankrupt by the Better Business Bureau. She asked if anyone knew if there was any truth to this. Attorney Keller confirmed that if that had happened they would have been notified by the bankruptcy court. Attorney Keller shared with the Board that he had received a garnishment notice from a creditor of R.W. Clark, but confirmed that in order for action to be required on a garnishment notice, the notice has to be received after a payout has been approved and before the check is sent. Attorney Keller confirmed that the garnishment notice has no bearing on the current payout request.

MOTION: by Trustee Thrun to approve payout request #28 to R.W. Clark in the amount of \$8,811.39 and payout request to Daily Electric and R.W. Clark in the amount of \$6000. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

8) VILLAGE ENGINEER'S REPORT

A) Lake Cook Road Special Service Area Drainage Project

Engineer Gordon requested the Board to authorize the public bidding of the Lake Cook Road Special Service Area Drainage Project. He described the project as the re-routing of an existing field tile that runs through the Hamilton Partners site and south across Lake Cook Road. Engineer Gordon stated that the project would extend a new storm sewer into an existing storm sewer on Deer Park Blvd.

MOTION: by Trustee Thrun to allow Gewalt Hamilton to place out for public bid the Special Service Area Lake Cook Road Drainage Project as recommended. Upon voice call:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

B) Ela Township Drainage Improvements in Rue Valley and Dover Pond

Engineer Gordon stated that there are two drainage improvements being recommended. He explained that the first project proposed clearing out dead trees and branches that line the creek in Rue Valley subdivision because this would provide a more efficient route for the creek that runs from Deer Valley Drive to Rue Jardin. He stated the estimate for Ela Township to complete this work is \$3,800.

Engineer Gordon stated that the second project proposed clearing vegetation and silt from an outlet structure west of Wallingford Lane because this would improve the efficiency of the drainage path to the pond outlet structure. He stated the estimate for Ela Township to complete this work is \$2,500.

Engineer Gordon confirmed that the projects would not involve doing work on private property since the Dover Pond work would be done on an easement and the Rue Valley work would be done on Village property. He also stated that the work would be completed in the next couple of months while the ground is still frozen.

Trustee Kizior asked if the work proposed for Dover Pond would change how the water drains into the pond, and he inquired about whether another mostly blocked outlet on Dover Pond would be handled this fiscal year. Engineer Gordon responded that the outlet had a minor blockage and would not affect the water going into Dover Pond. He explained that the mostly blocked outlet is further to the north and is not being addressed in this project because it involves doing work on private property, because there would be no net change in the water that flows into Dover Pond if the outlet was fixed, and because there would be no other side effects that would cause concern to the Village as a result of not addressing the other outlet at this time. Engineer Gordon stated that he planned to address the northern outlet as a part of the road improvement plan. Trustee Kizior stated that he would like to better understand the plan for the other drain since it is related to the project proposed and it does affect the residents of Dover Pond subdivision. Trustee Ekstrom stated that she would like to look at the other outlet blockage with Trustee Kizior as soon as possible because the plans for road improvements in Dover Pond appear to be years away.

MOTION: by Trustee Ekstrom to approve the amount of \$6,300 for Ela Township to correct the drainage issues in Rue Valley and Dover Pond. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

C) Lake County Storm Water Committee Permit Fees - Ferndale Drainage Improvements

Engineer Gordon requested that the Board approve the processing of permit fees required for the Ferndale Drainage Improvements – Phase I in the amount of \$3,180. He clarified that \$1,100 of the total is a deposit for inspection fees that could be recouped at the end of the project and that the remaining \$2,080 covers permit review fees.

MOTION: by Trustee Ekstrom to approve the processing of Lake County Storm Water Committee Permit Fees for Ferndale Drainage Improvements – Phase I in the amount of \$3,180. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

D) Nike Site Environmental Review - GaiaTech

As an item of information, Engineer Gordon reported that there was no need to re-enroll the Park Parcel property located at 20225 N. Quentin Road in the Illinois Environmental Protection Agency Site Remediation Program for the purpose of obtaining a No Further Remediation (NFR) letter allowing residential use of the property because the property had previously been issued a second NFR letter (July 26, 2001) that allowed the site to be utilized for commercial, industrial, or residential purposes. Engineer Gordon stated that once the error had been discovered GaiaTech confirmed the property meets all applicable requirements and no further closure actions are required.

9) VILLAGE ATTORNEY'S REPORT

Attorney Keller announced that the Village Code has been updated as of January 2007. He stated that any copies with an earlier date should be discarded. Attorney Keller provided Village officials with CD copies of the updated code and stated that the updated code would be put on the Village website as soon as possible.

A) Amendment to Section 158.105(F) of the Zoning Ordinance Regarding Public Notice Requirements

Attorney Keller explained that the ordinance presented for approval brings the Village code into compliance with state law regarding notice to property owners in cases of variance. He stated that the ordinance adds the requirement of notice by mail to all property within 500 feet of the perimeter of the property as well as requiring that a sign be posted on the property for any zoning action pending. Attorney Keller added that he and the Village Administrator will be developing regulations regarding the wording and posting of the sign.

MOTION: by Trustee Kizior to approve the amendment to Section 158.105(F) of the Zoning Ordinance Regarding Public Notice Requirements. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

B) Amendment to Section 158.46 of the Zoning Ordinance Regarding Proposed Public Lands District

Attorney Keller explained that this ordinance amends the Village's municipal code to provide for a new zoning district called the public lands zoning district.

Trustee Ekstrom stated that she noticed that there is a statement regarding 8-foot fences in the ordinance. She stated that she recalled that the Board had agreed not to include a fence statement in the ordinance and that the statement had been removed. She asked Attorney Keller if there was a reason why the fence statement had been put back in. Attorney Keller stated that he did not know. Attorney Keller clarified that page-3 of the ordinance states that in the public lands district the fence height shall not exceed 8-feet unless authorized as a special use and that on page-4 an amendment is made to the existing code that incorporates the 8-foot regulation into the general fence regulation so that the fence height restriction everywhere other than in the public land district is 6-feet.

Trustee Kizior stated that he felt it would send the wrong message if they allowed 8-foot fences on public lands but only 6-foot fences everywhere else. He felt that the better message to send was to have any fence over 6-feet be approved as a special use. Trustee Rotter and Trustee Ekstrom agreed.

Trustee Dowell stated that he could see where there might be a need for a different fence standard on public property because of the different scale of use. He also stated that because every fence proposed would come before the Board for approval, the Board would have the opportunity to scale a fence down from 8-feet to 6-feet if the Board felt a 6-foot fence was adequate.

Trustee Ekstrom stated that she felt the Board would be sending the wrong message if it automatically allowed 8-foot fences on public land when they will not allow residents 8-foot fences under any circumstances. President Gifford polled the trustees as to their preference for 6-foot or 8-foot fences on public lands. The consensus was for 6-foot fences.

MOTION: by Trustee Ekstrom to accept the ordinance about amending the Municipal Code for public land with the adjustment that the notice on page-3, item (d) is changed from 8-feet to 6-feet. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

MOTION: by Trustee Dowell to adopt ordinance 158.46 as amended for the fence height. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

C) Amendment to Village Code Regarding Discharge of Hazardous Materials

Attorney Keller explained that this ordinance makes it possible for the Village to charge back, to the spiller, any costs incurred by the Village or any of its public safety or service agencies that are incurred as the result of the spillage of hazardous material and he confirmed that this ordinance covers spillage of human waste.

MOTION: by Trustee Rotter to adopt the ordinance regarding discharge of hazardous materials. Upon roll call:

YES: (4) Kizior, Rotter, Dowell, Ekstrom

NO: (0)

ABSENT: (2)

Motion carried 4/0

10) REPORTS FROM PRESIDENT, TRUSTEES AND ADMINISTRATOR:

A) President Gifford:

i) General information.

ii) Appointment of Susan Meyle as Village Clerk. Agenda change - addressed during the approval of the agenda.

iii) Plan Commission reappointments.

President Gifford stated that he is reappointing to the Plan Commission Jan E. Koe and Bill Koutsis and that these members would serve 5-year terms from January 2007 through December 31, 2011.

MOTION: by Trustee Dowell to confirm the reappointments of Jan E. Koe and Bill Koutsis to the Plan Commission to serve 5-year terms from January 2007 through December 31, 2011. Upon voice call:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

iv) Zoning Board of Appeals reappointments.

President Gifford stated that he is reappointing to the Zoning Board of Appeals Barbara Evans and Jack Honomichl and that these members would serve 3-year terms from January 2007 through December 31, 2009.

MOTION: by Trustee Rotter to confirm the reappointments of Barbara Evans and Jack Honomichl to the Zoning Board of Appeals to serve 3-year terms from January 2007 through December 31, 2009. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1)

Motion carried 5/0

v) Wine tasting events at liquor license establishments. Agenda change – addressed between items #6 and #7.

vi) Omni Youth Services annual contribution.

President Gifford stated that Omni Youth Services had requested an annual contribution of \$1,000 and pointed out that the Village has made an annual \$1000 donation for the past four years.

MOTION: by Trustee Dowell to approve a contribution of \$1000 to Omni Youth Services. Upon roll call:

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

NO: (0)

ABSENT: (2)

Motion carried 4/0

vii) Village's 50th Anniversary.

President Gifford stated that he will be putting together a committee of volunteers to plan a celebration event and to put together a booklet of Deer Park's history for the Village's 50th anniversary this fall. He stated that he doesn't

expect the Village to incur any significant expense for this. He added that he will be putting a notice on the website, in the next newsletter, and out through the Deer Park Dispatch asking for community volunteers.

viii) Appointment of temporary Village officials.

President Gifford brought to the attention of the Board a memo from Attorney Keller clarifying the process for appointing temporary Village officials.

B) Trustee Dowell – Finance:

i) Account reviews. Agenda change - addressed by Treasurer Stade after Trustee Dowell's item (iii).

ii) Sikich audit engagement letter.

Trustee Dowell recommended that the Board accept the audit engagement letter as it relates to the annual certified audit performed for the Village for the period ending April 30, 2007 for a fee not to exceed \$10,950.

MOTION: by Trustee Ekstrom to accept the engagement letter from Sikich for audit services with the fee not to exceed \$10,950. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

iii) Sikich sewer billing engagement letter.

Trustee Dowell stated that the second engagement letter regards sewer billing done by Sikich on behalf of the Village. He clarified that the set quarterly fee of \$1,695 is ultimately passed on to the users and that the Village is just an intermediary on the fee.

MOTION: by Trustee Dowell to accept the sewer billing engagement letter from Sikich dated February 1, 2007.

Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

Treasurer Stade reviewed the account summaries provided on building permits, business registration fees, builder's inspection fees, and legal fees.

Trustee Dowell commented on the budget draft provided clarifying that the top half of the document reflected non-discretionary items while the bottom half reflected discretionary items. He clarified that this is just a starting point for next year's budget. Trustee Rotter recommended the Board hold a special meeting to address the budget. Trustee Ekstrom offered to put the budget draft online so it can be edited during the budget meeting. It was the general consensus of the Board that if Trustee Ekstrom was to do this the tool used must be usable by the Village and the numbers must match exactly with those provided to the Trustees prior to the meeting.

C) Trustee Ekstrom – Roads & Public Utilities:

i) Road and drainage projects. Addressed by the Village Engineer.

ii) Conflict of interest resolution/policy statement.

Trustee Ekstrom brought to the Board's attention model conflict of interest and ethics ordinances she thought the Board should consider do to concern expressed by some residents. Attorney Keller stated that Deer Park had just amended its ethics ordinance in November bringing it into full compliance with state law. Trustee Ekstrom stated that she didn't realize Deer Park already had an ethics ordinance so the issue needed no further attention.

D) Trustee Plautz – Health & Sanitation: Absent.

E) Trustee Kizior– Parks & Recreation: No report.

F) Trustee Rotter – Planning & Zoning:

Trustee Rotter stated that he felt that do to the Board's response to Comcast's presentation there was concurrence that he should begin conversations with Attorney Keller and Administrator Connors regarding renegotiating the Comcast franchise agreement.

G) Trustee Thrun – Public Safety: No report.

H) Administrator Connors

i) Vehe Barn polling place for April 17, 2007 election.

Administrator Connors brought the Lake County Polling Place Agreement for the barn to the attention of the Board confirming that the lower level of the barn would be used for the April 17, 2007 election.

ii) Clarke Mosquito Control.

Administrator Connors stated that he has provided the proposal that has been put in the Clarke contract and that the annual report is on file.

iii) IMF grant application.

Administrator Connors stated that the IMF grant application for the Connect-CTY system had been submitted by the deadline. He brought to the attention of the Board letters written by the Lake Zurich Fire Chief and the Kildeer Police Chief in support of the system stating that both see Connect-CTY as a tool for helping the residents.

iv) Zoning Board of Appeals hearing and Building Review Board meeting.

Administrator Connors notified the Board of the Zoning Board of Appeals hearing scheduled for March 12th at 6:30pm to review variances requested on Hearthside and Wildrose. He also stated that there is a Building Review Board meeting scheduled to review Crate & Barrel's facade variance on February 22nd at 7:00pm.

11) INVESTMENT FUND REPORT

MOTION: by Trustee Dowell to approve the Investment Fund Report for January 31, 2007 in the amount of \$1,846,621.06. Upon voice vote:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

12) CASH DISBURSEMENTS

MOTION: by Trustee Dowell to approve cash disbursements for month January 17, 2007 to February 20, 2007 in the amount of \$216,098.27. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

13) TREASURER'S RECOMMENDATION TO APPROVE THE FOLLOWING ORDINANCE:

Attorney Keller explained that this ordinance covers routine abatement of Special Service Area taxes and that this is done annually when it is determined that the total amount of the Special Service Area tax money is not necessary because there are special funds on hand to pay the debt service.

Special Service Area 2 Series 1999 Tax Abatement \$16,282.06

Special Service Area 2 Series 2000 Tax Abatement \$11,086.88

Special Service Area 3 Series 1999 Tax Abatement \$16,683.86

Special Service Area 3 Series 2000 Tax Abatement \$11,691.85

Special Service Area 4 Series 1999 Tax Abatement \$6,572.54

Special Service Area 4 Series 2000 Tax Abatement \$6,066.13

MOTION: by Trustee Dowell to approve the ordinance for abatement of Special Service Area 2, Area 3, and Area 4 bonds. Upon roll call:

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

NO: (0)

ABSENT: (1)

Motion carried 5/0

14) KILDEER POLICE REPORT – JANUARY 2007

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

15) 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 10:19 p.m.

H. Scott Gifford, Village President

Susan Meyle, Village Clerk