

Village of Deer Park
Regular Board of Trustees Meeting Minutes
January 22, 2008

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, January 22, 2008 at Vehe Barn, 23570 W. Cuba Road, 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 Pratscher, Thrun, Kizior, and Kellermann. The following Village officials were absent: Trustees Plautz and Rotter. Other Village officials present were Administrator Connors, Clerk Meyle, Treasurer Stade, Engineer Gordon, and Attorney Matthews. President Gifford stated there is a quorum.

3) APPROVAL OF AGENDA

MOTION: by Trustee Pratscher to approve the agenda. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2).
Motion carried 4/0

4) APPROVAL AND RELEASE OF MINUTES

MOTION: by Trustee Pratscher to approve and release the minutes from the Board of Trustees Regular Meeting held December 17, 2007 and Special Meetings held December 6, 2007 and December 11, 2007. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2).
Motion carried 4/0

5) PUBLIC COMMENTS

Richard Chay of 408 Bramble Lane addressed the Board regarding the Vehe Farm Foundation agreement.

Mary Lahr of 201 Rue Touraine addressed the Board regarding the Vehe Farm Foundation agreement and the Pepper Construction payment request.

John Lahr of 201 Rue Touraine addressed the Board regarding SWALCO and the Vehe Farm Foundation agreement.

Al Barry of 412 Bramble Lane addressed the Board regarding the Vehe Farm Foundation agreement and the sales tax referendum.

Deborah Barry of 412 Bramble Lane addressed the Board regarding the Board's past actions and completion of Vehe Barn.

6) INTRODUCTION OF VEHE EVENT COORDINATOR

Administrator Connors introduced Yvonne Keith to the Board as the Vehe Event Coordinator who started at the end of November 2007. Ms. Keith addressed the Board giving a summary of her background and the progress that has been made in renting the Barn since she started.

7) INTRODUCTION OF SWALCO EXECUTIVE DIRECTOR

President Gifford introduced SWALCO's Executive Director, Walter Willis. Mr. Willis addressed the Board giving an overview of the SWALCO organization; describing it as a stand alone unit of government that is associated with, but not an entity of, Lake County; explaining how SWALCO gets its funding and the request for a \$1 per household operations and maintenance fee; and explaining additional assistance SWALCO could offer Deer Park in the future.

8) VEHE FARM

A. Vehe Foundation President, Pat Winkelman, updated the Board regarding the following items:

- ◆ Chicago Wilderness is a regional nature reserve that includes more than 225,000 acres of protected areas.
- ◆ Many communities and regional forest preserves are actively supporting Chicago Wilderness and being a part of the Chicago Wilderness it is giving the Village added prestige in area conservation and is showing the Village's civic awareness of open space issues.
- ◆ Chicago Wilderness has initiated a nationwide Leave No Child Inside program with the mission of having children spend time outside, interacting with nature; the Foundation has identified participation in this program as one of its 2008 goals.

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- ◆ The Foundation will have two members taking part in the Volo Bog Round-table Forum regarding the Leave No child Inside initiative on Saturday, February 9, 2008. This will give the Foundation a better understanding of this Leave No Child Inside educational and nature oriented programs.
- ◆ Two members of the Foundation will be meeting with the head of the Educational Department of the Conservation Foundation at McDonald Farm in Naperville. The Conservation Foundation began in 1972 as an organization similar to the Vehe Foundation. They have grown to an organization of over 2,500 members and donors and 500 volunteers in four counties.
- ◆ In cooperation with the Audubon Society and the Prairie Woods Audubon Association, the Foundation will be taking part in the Big Backyard Bird Count Saturday, February 16, 2008 at the Vehe Farm. The event is open to the public. Local scouting groups have already committed to participating in this event.
- ◆ Girl Scout Troop 816 has completed nine animal track molds and the educational pamphlets for each. The animal tracks and pamphlets are available for all to see, use, and learn from. A boy scout has approached the Foundation about making footprint stands, pamphlet holders, and new birdhouses as his Eagle Scout project.
- ◆ The Foundation recently received a letter from Harold Vehe, great grandson of Johann and Anna Vehe who came to the Midwest and farmed the land we now call Vehe Farm. In the letter Harold described how in he worked on maintaining windmills at his parents' farm, how important windmills were on farms, and how they operated. Some of this letter will be used for the windmill storyboard.
- ◆ The Foundation continues its invasive removal efforts on the southwest area behind the farmhouse every Saturday from 12:00-2:00 pm.

B. Approval of payment to Cedar Roofing Company, LLC for \$1,325.00

MOTION: by Trustee Pratscher to approve the payment to Cedar Roofing Company, LLC in the amount of \$1325.00. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Gifford / NO: (1) Kellermann / ABSENT: (2) Plautz and Rotter.
Motion carried 4/1

C. Approval of payment to Pepper Construction for \$117,136.39

MOTION: by Trustee Pratscher to approve the payment to Pepper Construction in the amount of \$117,136.39. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Gifford / NO: (1) Kellermann / ABSENT: (2) Plautz and Rotter.
Motion carried 4/1

D. Approval of payment to HPZS for \$9,846.55

MOTION: by Trustee Pratscher to approve the payment to HPZS in the amount of \$9,846.55. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Gifford / NO: (1) Kellermann / ABSENT: (2) Plautz and Rotter.
Motion carried 4/1

E. Draft Agreement between Village and Foundation

Attorney Matthews commented on the agreement making the following points:

- ◆ The agreement makes the Village the owner, the operator, and the retainer of the entire Vehe property.
- ◆ The agreement makes the Foundation the steward of the Vehe property with the responsibility of providing planning and program development services to the Village.
- ◆ The Foundation is required to submit an annual budget which is subject to Board approval.
- ◆ The Indemnification and Release portion of the agreement protects the Village in the event that any Foundation member causes loss or injury to the Village by committing fraud, intentional tort, or willful and wanton conduct.
- ◆ The fact that the Village Attorney represents both the Village and the Foundation does not create a conflict of interest because both parties are aware that they are being represented by the same attorney and both parties are aware that the agreement was drafted by Ancel Glink.
- ◆ Knowing that both parties are represented by the same attorney, it is an issue of policy as to whether or not the Board wants to enter into the agreement. This issue of policy would be addressed by the Board voting on whether or not to enter into the agreement as it was drafted.

Trustee Kellermann asked the Board to hold off on considering this agreement until it could be determined if the bonding company for R. W. Clark and the Barn was going to default. The consensus of the Board was that the issue of the bonding company is one that is separate from the issue of the agreement with the Foundation.

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MOTION: by Trustee Pratscher to approve the Agreement Between The Village Of Deer Park And The Vehe Farm Foundation. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Gifford / NO: (1) Kellermann / ABSENT: (2) Plautz and Rotter.
Motion carried 4/1

9) VILLAGE ENGINEER - REPORT AND RECOMMENDATIONS

A. Engineer Gordon gave a status report on the E.J. & E. Quiet Corridor Study stating that at this point the quiet corridor extends from Lake Zurich up to North Chicago, but in two-three months, once all the processing has been completed, it will extend from Northwest Highway (Route 14) up to North Chicago. He reported that the study is ongoing and that he expects the corridor to be extended to a point south of Barrington. Engineer Gordon will supply the Board with a telephone number residents can call to report hearing a train whistle blow in the quiet corridor as soon as he receives it.

B. Approval of Motor Fuel Tax Resolution for 2008 Road Program
Engineer Gordon recommended that the Board approve an Illinois Department of Transportation resolution to allocate \$180,000.00 from the Motor Fuel Tax with the understanding that he would be bidding a project of \$501,000.00 of which the remaining \$321,000.00 would come from the general fund.

Trustee Kizior advised Engineer Gordon that the \$501,000.00 bid amount was his best estimate at this time; that the general fund portion of \$321,000.00 may be contingent on the sales tax referendum passing; and that the amount was subject to approval by the Board during the budget process in March. Trustee Kizior asked Engineer Gordon to advise the state that due to funding issues the project may need to be scaled back.

MOTION: by Trustee Kellermann to approve the Resolution for Maintenance of Streets and Highways by Municipality Under the Illinois Highway Code which appropriates Motor Fuel Tax funds in the amount of \$180,000.00. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter.
Motion carried 4/0

C. Review of proposed 2008 Fee Schedule

MOTION: by Trustee Thrun to approve the fee schedule proposed by Gewalt Hamilton Associates, Inc. for 2008. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter.
Motion carried 4/0

D. Approval of Long Grove Road Sanitary Lift Station Annual Maintenance Agreement with Patten Power Systems
Engineer Gordon recommended that the Board approve a service agreement with Patten Power System to provide preventative maintenance for the standby generator for the sanitary lift station along Long Grove Road between Rand Road and Quentin Road.

MOTION: by Trustee Thrun to approve the 2008 Standby Generator Annual Maintenance Service Contract with Patten Power Systems in the amount of \$1,758.00. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter.
Motion carried 4/0

10) VILLAGE ATTORNEY – REPORT AND RECOMMENDATIONS

11) REPORTS FROM PRESIDENT, TRUSTEES, ADMINISTRATOR, AND CLERK

A. President Gifford:

- i) General information – none.
- ii) Request from Barrington Youth and Family Services for \$2,500.00 annual contribution

MOTION: by Trustee Kizior to approve the annual contribution to Barrington Youth and Family Services in the amount of \$2,500.00. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter.
Motion carried 4/0

iii) Approval of postal costs for sales tax referendum flyer mailing
President Gifford stated that he would like approval to do up to two mailings regarding the sales tax referendum at a cost of up to \$600.00 per mailing.

Trustee Kellermann requested that the wording of the flyer be corrected to reflect that the road program is an eight year program.

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MOTION: by Trustee Kellermann to approve the expenditure of up to \$600.00 per mailing for up to two mailings pertaining to the sales tax referendum. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

iv) Letter from Building Official William Holmes regarding Vehe building inspections

B. Trustee Kellermann- Roads and Public Utilities:

Trustee Kellermann reminded the Board about the January 28, 2008 public forum on roads and drainage and encouraged President Gifford and the trustees to attend. Anyone who is unable to attend may provide input to him via phone, email, or in writing.

C. Trustee Kizior—Finance:

Trustee Kizior reported that the Board should have received a draft version of the chart of accounts from Treasurer Stade via email.

Trustee Kizior presented the Income Tax Revenue Analysis, Park Development Revenue Analysis, and Park Expense Analysis.

D. Trustee Plautz – Health & Sanitation:

E. Trustee Pratscher – Planning and Zoning:

Trustee Pratscher reported that the moratorium for accessory building uses has expired and that the Zoning Board and the Plan Commission have a tentative meeting scheduled for February 11, 2008 to review draft revisions of the code prepared by Attorney Keller.

F. Trustee Rotter –Parks and Recreation:

Approval of reimbursement for plantings at Park Hill entrance and Lois Lane cul-de-sac for \$174.38

MOTION: by Trustee Pratscher to approve the reimbursement of \$174.38 to the Park Hill Homeowners' Association for landscaping done on the Lois Lane cul-de-sac and at the Park Hill entrance. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

G. Trustee Thrun – Public Safety:

Trustee Thrun reported that he received a recommendation from the Kildeer Police Chief with regard to moving forward with automated camera red light traffic enforcement. Chief Lilly recommends placing cameras at three intersections: Rand and Lake Cook Roads, Lake Cook and Quentin Roads, and Rand and Plum Grove Roads. The Village of Kildeer is moving forward with the camera enforcement program and Chief Lilly recommends the same vendor, Red Speed, be contracted with for service in Deer Park.

MOTION: by Trustee Thrun to authorize the Village Attorney to prepare a contract for automated camera red light traffic enforcement service with Red Speed. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2).

Motion carried 4/0

H. Administrator Connors:

i) Administrator Connors recommended the purchase of a computer for the Vehe Barn Event Coordinator; he presented two quotes and recommended the CDW package at a cost of \$2,164.71.

MOTION: by Trustee Kizior to approve the purchase of the CDW computer package for the Vehe Event Coordinator at a cost of no more than \$2,164.71. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

ii) Administrator Connors reported that he received confirmation from the Northwest Municipal Conference (NWMC) that Deer Park was awarded the grant of \$17,610.00 for the CTY-Connect program. He confirmed that the funds were received and that they have been deposited in the Village Treasury. Administrator Connors explained that the award requires the expenditure of the funds by March 30, 2008. He reported that since the annual cost of the program is about \$2,500, he asked the supplier for a 7-year contract (\$17,500.00 paid in full by March 30, 2008) to present to the Board for approval in February. The NWMC confirmed that this is acceptable.

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iii) Administrator Connors reported that he received two proposals for the removal of two trees at Country Lane and Wagon Court as well as Woodberry cul-de-sac; he recommended accepting the quote of \$650.00 from Ela Township.

MOTION: by Trustee Kizior to accept the bid of \$650.00 from Ela Township for the removal of two trees at Country Lane and Wagon Court as well as Woodberry cul-de-sac. Upon roll call: YES: (4) Kizior, Pratscher, Thrun, and Kellermann / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

iv) Administrator Connors reported that he received notification from the law firm that has been retained by IMLRMA to represent the Village in the Praner (Deerpath Road) lawsuit that the trial is set for December 8, 2008.

v) Administrator Connors reported that about 40 of the new vehicle stickers without an expiration date have been sold.

I. Clerk Meyle:
Report enclosed.

12) APPROVAL OF INVESTMENT FUND REPORT FOR DECEMBER 2007:

MOTION: by Trustee Kizior to approve the Investment Fund Report for December 31, 2007 in the amount of \$1,791,018.09. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

13) CASH DISBURSEMENTS:

MOTION: by Trustee Kizior to approve cash disbursements for December 18, 2007 to January 22, 2008 in the amount of \$ \$483,885.26. Upon roll call: YES: (4) Pratscher, Kellermann, Thrun, and Kizior / NO: (0) / ABSENT: (2) Plautz and Rotter. Motion carried 4/0

14) KILDEER POLICE REPORT – DECEMBER 2007:

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

15) ADJOURNMENT:

MOTION: by Trustee Pratscher to adjourn. Upon voice vote: YES: (4) / NO: (0) / ABSENT: (2). Motion carried 4/0

The Regular Board of Trustees Meeting was adjourned at 9:30pm.

H. Scott Gifford, Village President

Susan Meyle, Village Clerk