

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, September 15, 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 7:00pm. 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, Kizior, Plautz, Kellermann, Rotter, and Thrun. The following Village officials were absent: none. Other Village officials present were Treasurer Stade, Administrator Connors, Clerk Meyle, Engineer Gordon, Attorney Mathews, Permit Coordinator Doniec, Plan Commission Chairman Heidtke, and Kildeer Police Chief Lily. President Gifford stated there is a quorum.

Others in attendance included Erin Cigliano of Teska and Associates; bank representatives John Skoubis (petitioner), James Metropulos (architect), Nicholas Greca (landscape architect), Mark Olesen (civil engineer), Peter Olesen (traffic engineer), Greg Wells (Strategy Planning Associates – impact study), Art Holland (signage designer); Pasty Mortimer, coordinator of the Flint Creek Watershed Partnership; and Eugene Burda, petitioner for 17 Ferndale Road.

3) APPROVAL OF AGENDA

MOTION: by Trustee Thrun to approve the agenda as amended moving the items to be addressed by Police Chief Lily (10Hiii, 10Hvi, and 13) and moving items 10Bii, 10Biii, and 10Biv to be addressed during the Village Engineer's report. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

4) APPROVAL AND RELEASE OF MINUTES

MOTION: by Trustee Thrun to approve and release the minutes from the Board of Trustees Regular Meeting held August 18, 2008. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

5) PUBLIC COMMENTS

Elida and Stephen Hoffman of 23455 Redwing Place in unincorporated Ela Township addressed the Board regarding drainage issues pertaining to their property.

Alexa Albrecht of 20707 Meadow Lane addressed the Board regarding the condition of the roads in the Deer Lake Meadows subdivision as well as drainage issues and the engineering report pertaining to her property.

Tom Weathered of 71 Oak Ridge addressed the Board regarding drainage issues pertaining to his property.

Mary Lahr of 201 Rue Touraine addressed the Board regarding Special Service Area funds and the parking lot lights in the Vehe parking lot.

Deborah Barry of 412 Bramble Lane addressed the Board regarding the marketing of the Vehe Barn, the Canadian National Railroad, and the financial analysis of the Vehe Barn project.

ITEMS 10Hiii, 10Hvi, and 13 WERE ADDRESSED AT THIS TIME - Kildeer Police Report

Item 13 – Kildeer Police Report – written reports were provided in the agenda packet regarding STEP locations, citations by location, comparison of arrests, comparison of activity, and summary of criminal offenses. Chief Lily of the Kildeer Police Department addressed the Board; the following issues were addressed: although an email recently circulated regarding a child abduction by a solicitor is not true, it is appropriate to call 911 if there is a solicitor in one's neighborhood.

10Hvi – Rand Road Boundary Agreement for Traffic Enforcement Purposes – Chief Lily reported that jurisdiction for traffic citations issued is complicated by the boundary changes that occur from one block to the next on Rand Road. Chief Lily proposed that a traffic citation boundary be established and proposed that citations issued to those traveling toward Palatine go to Deer Park and citations issued to those traveling toward Lake Zurich go to Kildeer.

MOTION: by Trustee Plautz to authorize the Village Administrator to obtain baseline data with regard to the number of traffic citations issued for each municipality on Rand Road and to initiate discussions with Kildeer's Village Administrator regarding the establishment of a traffic citation boundary agreement. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

10Hiii - Status Report on Illinois RedSpeed

Administrator Connors reported that RedSpeed had submitted an Intersection Analysis Video Survey Report for the intersection of Rand and Lake-Cook Roads which shows that there are some jurisdiction and obstruction issues with this intersection. Chief Lilly reported that he will be meeting with Melissa Bender of RedSpeed to work out the jurisdiction issues for that intersection. Administrator Connors reported that RedSpeed is starting the research and permitting process for the intersections of Lake-Cook and Quentin Roads; Long Grove and Rand Roads; and Deer Park Blvd and Rand Road.

6) VILLAGE ENGINEER – REPORT AND RECOMMENDATIONS

A. Authorization to bid Ferndale Drainage Improvements Project Phase III

MOTION: by Trustee Kellermann to authorize the Village Engineer to take Phase III of the Ferndale Drainage Improvement Project out to bid. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

B. Authorization to review Quentin Road improvement project for the cost of \$500.00

MOTION: by Trustee Thrun to authorize the Village Engineer to review the proposed Lake County Division of Transportation Quentin Road Reconstruction Project on behalf of the Village for such items as drainage and pedestrian improvements at a cost not to exceed \$500.00. Upon roll call: YES: (6) Kellermann, Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (0) / ABSENT: (0). Motion carried 6/0

C. Acceptance of American Underground Proposal for storm sewer root cutting not to exceed \$10,000.00

MOTION: by Trustee Kellermann to approve storm sewer root cutting be performed by American Underground, Inc. as detailed in Engineer Gordon's September 10, 2008 memo in an amount not to exceed \$10,000.00. Upon roll call: YES: (6) Kellermann, Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (0) / ABSENT: (0). Motion carried 6/0

ITEMS 10Bii, 10Biii, and 10Biv WERE ADDRESSED AT THIS TIME - Trustee Kellermann - Roads & Public Utilities

ii) Status of Road Program

iii) Status of Drainage Issues

Trustee Kellermann reported various locations within the Village that he had noted poor drainage at over the weekend of heavy rains. Engineer Gordon confirmed that Ela Township had been working throughout the weekend to keep the drainage system flowing throughout the Village.

iv) 2009-2010 Road Program

Trustee Kellermann reported that he frequently receives drainage and road inquiries from residents of Ela Township who are not residents of Deer Park. Attorney Mathews confirmed that Deer Park does not have an obligation to make improvements or address issues, drainage or otherwise, outside the corporate limits of its Village. President Gifford confirmed that Deer Park officials will work with Ela Township officials on issues that cross over between the corporate limits of Deer Park and unincorporated Ela Township. The consensus of the Board was that the point of contact for the residents of Ela Township who are not residents of Deer Park should be Ela Township.

ITEM 10Aiii WAS ADDRESSED AT THIS TIME – President Gifford - Flint Creek Watershed Partnership

Since the watershed representative was under a time constraint and needed to leave to attend another meeting, President Gifford asked the Board if they would agree to move the Flint Creek Watershed item up on the agenda. The Board agreed to this change. Patsy Mortimer gave a presentation on the Flint Creek Watershed Partnership.

7) VEHE FARM

A. A written report was submitted regarding the Vehe Foundation's monthly activities and accounting.

B. Approval to archive Village owned Vehe Farm documents at Barrington Library

MOTION: by Trustee Kizior to approve the storing of Village owned Vehe Farm archived materials and documents at the Barrington Area Library contingent upon receiving a receipt and acknowledgement that the Village maintains ownership of the items. Upon voice vote: YES: (5) / NO: (1) / ABSENT: (0). Motion carried 5/1

8) VILLAGE ATTORNEY – REPORT AND RECOMMENDATIONS

A. Ordinance amending the Municipal Code, Chapter 156, regarding swimming pools

MOTION: by Trustee Pratscher to approve the Ordinance of the Village of Deer Park Amending the Village Code Regarding Swimming Pools. Trustee Pratscher withdrew her motion and Trustee Plautz withdrew her second.

MOTION: by Trustee Thrun to table consideration of the Ordinance Amending the Village Code Regarding Swimming Pools until the December Board meeting; and to notify all residents of the pending amendment via an article in the Village newsletter; and to send a letter of notification to those who are known to have an above ground swimming pool verifying that they are currently in violation of the Village Code. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0).
Motion carried 6/0

B. Ordinance granting front and side yard variances for 17 Ferndale Road

The petitioner, Mr. Burda, addressed the Board to explain the variance he needs in order to alleviate the flooding problems he has with his current, below grade garage.

MOTION: by Trustee Thrun to approve the Ordinance Granting a Zoning Variance for the property commonly known as 17 Ferndale Road permitting a front yard variance and a side yard variance. Upon roll call: YES: (5) Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (1) Kellermann/ ABSENT: (0).
Motion carried 5/1

ITEM 10Hi WAS ADDRESSED AT THIS TIME - Proposal to Rent the Barn for Yoga Classes

MOTION: by Trustee Thrun to approve the Vehe Barn Rental Agreement between the Village of Deer Park and Raje Yoga, Inc. Upon roll call: YES: (6) Kellermann, Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (0) / ABSENT: (0).
Motion carried 6/0

ITEM 10J WAS ADDRESSED AT THIS TIME – Advanced Payment Request (Goodson - 284 W. Rosalie Lane)

MOTION: by Trustee Rotter to approve that a lump sum payment of \$5,000.00 be made to Teresa Goodson of 284 W. Rosalie Lane, Palatine in lei of paying her \$500.00 each year for the next 10 years as agreed to in Ordinance 98-13. Upon roll call: YES: (6) Kellermann, Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (0) / ABSENT: (0).
Motion carried 6/0

9) PLAN COMMISSION RECOMMENDATION - Bank Facility at 21060 Rand Road

The petitioner, John Skoubis, addressed the Board to present the plans for the bank facility he is proposing at 21060 Rand Road.

Ms. Cigliano, of Teska Associates, addressed the Board to present Teska's review of the proposed bank facility and to confirm Teska's agreement with the Plan Commission's conditional approval of the bank facility plan.

Chairperson Heidtke addressed the Board to confirm that the Plan Commission approved the recommendation of the bank facility proposal so long as certain conditions are met; the conditions are detailed in Teska's September 10, 2008 Final Concept Plan Review.

Trustee Plautz pointed out that burning bush plants are not acceptable because they are invasive. Mr. Skoubis confirmed that he would change the proposed burning bush plants to some other acceptable plant.

MOTION: by Trustee Rotter to authorize the Village Attorney to draft an ordinance approving the bank facility proposal which reflects the terms and conditions of the proposal as set forth by the Plan Commission. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0).
Motion carried 6/0

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

A. President Gifford:

i) General Information

MOTION: by Trustee Pratscher to continue Trustee Kizior's appointment as Deer Park's BACOG alternate representative. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0).
Motion carried 6/0

ii) Report on testimony regarding CN proposal to purchase E.J. & E. Railroad
President Gifford reported that he attended the August 27, 2008 meeting at Barrington High School with the Surface Transportation Board, and he provided a copy of the letter he submitted to the Surface Transportation Board on behalf of the residents of Deer Park at that meeting.

iii) Request for fee waiver for Barn from Flint Creek Watershed Partnership

MOTION: by Trustee Thrun to waive the Vehe Barn rental fee for the Flint Creek Watershed Partnership luncheon to be held October 15, 2008 in exchange for membership into the Flint Creek Watershed Partnership. Upon voice vote:
YES: (6) / NO: (0) / ABSENT: (0).
Motion carried 6/0

B. Trustee Kellermann- Roads and Public Utilities:

i) Status Documentation Request 06-10-08

Trustee Kellermann reported that he had received the majority of the items he requested in his June 10, 2008 letter to President Gifford leaving only four documents outstanding.

ii) Status of Road Program - addressed earlier in the agenda

iii) Status of Drainage Issues - addressed earlier in the agenda

iv) 2009-2010 Road Program - addressed earlier in the agenda

C. Trustee Kizior—Finance: - no report

D. Trustee Plautz – Health & Sanitation: - no report

E. Trustee Pratscher – Planning and Zoning: - no report

F. Trustee Rotter –Parks and Recreation:

Trustee Rotter reported that he had followed up on the tree specialist assessments submitted by the Vehe Foundation last month. Trustee Rotter explained that although the assessment plan he submitted for the agenda back-up is from The Care of Trees, he recommends having that work done by Hendrickson Tree Inc because they have the equipment to mulch the removed trees to a quality that is usable in the Village tot lots.

MOTION: by Trustee Rotter to not go out to bid for this work; to accept the proposal from Hendrickson Tree Inc for the pruning and removal of trees on the Vehe property; and to have the removed trees and branches mulched for use in the Village park tot lots at a cost of no more than \$5,200.00. Upon roll call: YES: (6) Kellermann, Thrun, Rotter, Kizior, Plautz, and Pratscher / NO: (0) / ABSENT: (0).
Motion carried 6/0

G. Trustee Thrun – Public Safety: - no report

H. Administrator Connors:

i) Proposal to rent the Barn for yoga classes - addressed earlier in the agenda

ii) Implementation of building permits inspection software process

Administrator Connors reported that inspection reports are now being generated by the Permit Force Program, completed by the Village Inspector, and inputted by the Permit Coordinator.

iii) Status report on Illinois RedSpeed - addressed earlier in the agenda

iv) Report on Groot Industries collection of the annual fee for SWALCO

Administrator Connors reported that the Village received \$1,048.00 of the \$1,104.00 invoiced from Groot for the collection of the \$1.00 SWALCO assessment and that in the future, payments to SWALCO will be equal to the amount collected from the first billing of the calendar year.

Administrator Connors reported that Groot has been notified that the Village will not pursue an extension of their contract in exchange for a vacation policy; in the meantime, as a matter of good faith, Groot stated that they will honor requests for suspension of service for long-term vacations.

v) Lake County notification of Hearing on Conditional Use Permit (Behrens, 20308 Rand Road)
Administrator Connors reported that he had received a hearing notification from Lake County regarding a request for a Conditional Use Permit for the purpose of operating a landscape contractor's storage yard at 20308 Rand Road.

vi) Rand Road boundary agreement for traffic enforcement purposes - addressed earlier in the agenda

I. Clerk Meyle:

i) Report on Lake County Clerk election official training

Clerk Meyle reported that she had attended Lake County Election Training presented by County Clerk Hellander on September 10, 2008.

ii) Consideration of purchase of Village magnets

Clerk Meyle reported that the Village staff would like to provide a magnet to all residents and businesses via the next newsletter; the purpose of the magnet would be to promote the Village website as a resource for Village information and to promote the Vehe Barn. The consensus of the Board was that they would like to review the pricing for the magnet and the postage prior to giving approval.

J. Treasurer Stade: - addressed earlier in the agenda

Consideration of request for advanced payment per Annexation Agreement (Goodson, 284 W. Rosalie Lane)

11) APPROVAL OF INVESTMENT HELD REPORT – AUGUST 2008

MOTION: by Trustee Kizior to approve the Investment Fund Report for August 31, 2008 in the amount of \$1,398,796.21.
Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0

12) CASH DISBURSEMENTS

MOTION: by Trustee Kizior to approve cash disbursements for July 21, 2008 to September 15, 2008 totaling \$213,283.86 (expenditures in the amount of \$192,898.78 plus payroll in the amount of \$20,385.08). Upon roll call: YES: (6) Pratscher, Kellermann, Thrun, Kizior, Rotter, and Plautz / NO: (0) / ABSENT: (0). Motion carried 6/0

13) KILDEER POLICE REPORTS – AUGUST 2008 - addressed earlier in the agenda

14) ADJOURNMENT

MOTION: by Trustee Rotter to adjourn. Upon voice vote: YES: (6) / NO: (0) / ABSENT: (0). Motion carried 6/0.

The Regular Board of Trustees Meeting was adjourned at 11:15pm.

H. Scott Gifford, Village President

Susan Meyle, Village Clerk