

**Minutes
Village of Deer Park
Board of Trustees Meeting
October 17, 2011 – 7:00 p.m.
Deer Park Vehe Barn
23570 W. Cuba Road, Deer Park, Illinois 60010**

1) Pledge of Allegiance

A meeting of the Board of Trustees of the Village of Deer Park was held on Monday, October 17, 2011, 7:00 p.m. at Vehe Barn, 23570 W. Cuba Road, in the Village of Deer Park, in the counties of Lake and Cook, Illinois. President Kellermann called the meeting to order at 7:03 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 Kellermann, Czarnik, Sands (via cell phone and exited the meeting at 9:30 p.m.), Denny, Olson, Thomason and Finley.

Other Village Officials present included Village Administrator Connors, Treasurer Beth McAndrews, Clerk Schroeder, Village Engineer Gordon and Village Attorney Bateman.

3) Approval of Agenda

President Kellermann recommended moving items 9Ai, 9Aiv and 9H3 ahead on the agenda.

Motion: Trustee Olson moved, seconded by Trustee Finley, to approve the Agenda as amended.

Ayes: Czarnik, Denny, Olson, Sands, Thomason and Finley

Nays: None

Motion Carried. 6/0

9Ai) Village Treasurer Appointment

President Kellermann introduced Beth McAndrews and read her credentials. President Kellermann entertained a motion to appoint Beth McAndrews as Village Treasurer.

Motion: Trustee Finley moved, seconded by Trustee Olson, to appoint Beth McAndrews as Village Treasurer effective 10/17/11.

Ayes: Sands, Denny, Thomason, Finley, Czarnik and Olson

Nays: None

Motion Carried. 6/0

9Ai) Presentation by BACOG – Well monitoring Project

A BACOG representative Janet Agnoletti provided the Board with a presentation on well monitoring proposal for communities within the BACOG district.

BACOG representative Janet Agnoletti noted that BACOG would chart for the BACOG region and analyze the wells for the cost of \$4,000-\$5,000 one-time cost for the well.

BACOG representative Janet Agnoletti was available to answer questions from the Board.

The Board thanked Ms. Agnoletti for the presentation.

9Aii) BACOG Annual Dinner

BACOG representative Janet Agnoletti announced the BACOG Annual Dinner is November 5, 2011 at 6:30 p.m.

4) Approval and Release of Regular Board of Trustees Meeting of September 19th; Special Board of Trustees Meeting of September 19th, 2011 *

President Kellermann entertained a motion to approve and release the presented draft minutes.

Changes and omissions were pointed out to Clerk Schroeder. Clerk Schroeder duly noted the changes and will be reflected in the final minutes.

Motion: Trustee Thomason moved, seconded by Trustee Olson, to approve and release the Regular Board of Trustees Meeting of September 19th; Special Board of Trustees meeting of September 19th, 2011 with minor changes as discussed.

Upon Roll Call – Voice Vote – 6 Ayes/0 Nays – Motion Carried. 6/0

5) Public Comments – Sign up prior to meeting on sign-in sheet on podium; 5 minutes time limit

President Kellermann noted that this meeting is a limited public forum for public comments, but any statements made and/or opinions expressed therein do not necessarily reflect the views of the Village but represent only the views of the persons making such

statements and/or presenting such opinions who are solely responsible for the content thereof.

President Kellermann provided a brief history of the Kildeer Police services for Deer Park and appreciates the public comments on this matter.

Jeff Wood of 23707 Hearthside asked several questions regarding any changes of service with the proposed police service with Lake County Sheriff police.

Roger Hankin of 20856 Swansway commended the Board for their efforts with police service cost savings. He further asked several questions regarding the proposed service and if CTY would still be utilized with Lake County.

Ryan Carlson of 1780 N. Denise Avenue of Palatine, thanked the Board for the opportunity to speak this evening. Mr. Carlson noted that he supports the Kildeer Police Officers and understands the financial aspect of the Board's decision to consider over services. He further expressed concern for impact the change of service would create for the Kildeer Police Officers.

President Kellermann noted that the Village Board has concern for the Village's public safety not a financial situation.

Maureen Pratscher of 21881 Rainbow Road expressed concerns with the Lake County Sheriff agreement and the lack of transparency with the process.

Ms. Pratscher asked that the Board defer tonight's motion and notify the public with a CTY message asking for public comments and concerns. Ms. Pratscher further asked several questions pertaining to the proposed service.

Ms. Pratscher read a statement on behalf of Barb Evans regarding the police service.

Ms. Pratscher commented on the Village website and suggested the Village adopt a policy on internet use. Ms. Pratscher asked about the Tourism Committee signage program.

Kathi Niesman of 20620 Swansway asked why the Board is considering a police service change if not for financial reasons. She noted that she was satisfied with the Kildeer Police services.

Linda Wright of 205 Deer Valley Road indicated that she's been a resident during the time Lake County was servicing the Village. She expressed her concern that she didn't hear anything about this matter.

Howard Thrun of 21288 Bobwhite noted that he was disappointed with the lack of clarity to the residents by the Board regarding this matter. He noted that Kildeer service was excellent and recommends further discussion with the residents.

Deer Park resident Mike Timlin responded to Ms. Pratscher's comments and noted her concerns were addressed at previous Village meetings. He further expressed his negative experience with the police service at a past meeting.

Deer Park resident Larry Winkelman expressed concerns for public safety and noted that he would place public safety on the top of the list of Village concerns. He further asked why the change and how does the change address the service.

6) Kildeer Police Report

September Monthly Reports*

Chief Rossi thanked the audience for the support comments. Chief noted that Kildeer will continue serving the Village. He noted that he's been the Chief for the past one year, two months and will help make the transition smooth.

Chief Rossi provided an overview and highlighted the reports as presented. He informed the Board of an incident that happened over the weekend.

Chief Rossi expressed his thanks for serving the Village.

7) Village Engineer – Report & Recommendation

i) Payment to Milieu Invoice in the amount of \$4,480.00 for Swansway Wetland Maintenance work*

Motion: Trustee Sands moved, seconded by Trustee Thomason, to approve the payment to Milieu Invoice in the amount of \$4,480.00 for Swansway Wetland Maintenance work.

All Ayes – Motion Carried. 6/0

ii) Contract with Bartnick for drainage improvements on Wallingford and Deer Valley for a total of \$14,085.*

Motion: Trustee Sands moved, seconded by Trustee Olson, to approve road improvements on Wallingford and Deer Valley for a total of \$14,085.

All Ayes – Motion Carried. 6/0

iii) Report on Long Grove Lift Station

Village Engineer Gordon provided a report on the Long Grove Lift Station and was available to answer questions from the Board.

iv) Vehe Barn Lower Level Stormwater Infiltration Report*

Village Engineer Gordon highlighted his report as distributed in the meeting back-up material. He gave a brief assessment of the plan of action based on what was observed.

In summary, Village Engineer Gordon noted that there are no guarantees with the proposed drainage system. Engineer Gordon addressed questions from the Board.

It was noted that this item will be brought back to the Board for further discussion.

v) Proposal for Barn Lower Level Drainage Problem (Randy Pinchot)*

This information provided by Randy Pinchot was briefly discussed and submitted for consideration when addressing the drainage problem in the lower level of Vehe Barn.

8) Village Attorney – Report & Recommendation

i) Consideration and Approval of Resolution Approving and Authorizing the Termination of that Certain Police Services Agreement between the Village of Deer Park and the Village of Kildeer*

Village Attorney Bateman noted in response to some of the comments heard from the public, he pointed out there was a July 2011 press release regarding the Village's intention with regard to police services. Attorney Bateman read the press release and further noted that the press release was and is posted on the Village website.

Attorney Bateman explained the series of events with communicating with the Village of Kildeer regarding the Village's concerns.

Attorney Bateman pointed out the proposed resolution to approve and authorize termination of the police services agreement between the Village of Deer Park and Village of Kildeer was based on the finding of facts on analyzed reports. Bateman

noted that the proposed action involves Kildeer breach of obligation.

Attorney Bateman noted that he would answer questions pertaining to the agreement.

President Kellermann entertained the following motion:

Motion: Trustee Denny moved, seconded Trustee Olson, to approve a Resolution approving and authorizing the termination of that certain police services agreement between the Village of Deer Park and Village of Kildeer.

Discussion:

Trustee Denny stated to the residents that it's difficult not to answer questions from the public. He indicated that there was extensive analyzing and time put into this consideration.

President Kellermann asked for the roll call.

Ayes: Finley, Sands, Czarnik, Thomason, Olson and Denny

Nays: None

Motion Carried. 6/0

ii) Consideration and approval of a Resolution Approving an Intergovernmental Agreement for Contract Police Services by and Among the Village of Deer Park, the County of Lake and the Lake County Sheriff*

Attorney Bateman explained the proposed agreement. Attorney Bateman noted that certain reports would be provided to the Village and some documents may be subject to FOIA law which will be determined by Lake County Sheriff.

Attorney Bateman explained the process of Red Light camera violations with regard to Lake County will have to be further finalized.

Attorney Bateman indicated this contract will not become effective until Lake County Board approves the agreement. Attorney Bateman briefly explained the Lake County process and indicated that it would be considered at the Lake County Board meeting on November 8.

President Kellermann entertained the following motion:

Motion: Trustee Denny moved, seconded by Trustee Thomason, to approve a Resolution approving an intergovernmental agreement for contract police services by and among the Village of Deer Park, the County of Lake and the Lake County Sheriff.

Discussion:

Trustee Denny emphasized that the Village will not be without police service. He indicated that there would be no gap in police service coverage.

President Kellermann noted that the Kildeer Police has professional people and Chief Rossi insured the public of continued service and a smooth transition.

Ayes: Olson, Sands, Denny, Thomason, Finley and Czarnik

Nays: None

Motion Carried. 6/0

iii) Consideration and Approval of Resolution Approving and Authorizing the Termination of the Participation of the Village of Deer Park in that Certain Dispatching Services Agreement between the Village of Deer Park, the Village of Kildeer, the Countryside Rural Fire Protection District and the Village of Lake Zurich*

Attorney Bateman explained this item and answered questions regarding the dispatching service.

President Kellermann asked to table this item at this time.

iv) An Ordinance Amending The Deer Park Village Code – New Chapter 35, “Freedom of Information Act (“FOIA”) Rules and Regulations”, of Title III*
Village Attorney discussed the Legislative changes.

Motion: Trustee Finley moved, seconded by Trustee Czarnik, to approve an ordinance amending the Deer Park Village Code – New Chapter 35, “Freedom of Information Act (“FOIA”) Rules and Regulations”, of Title III.

Ayes: Denny, Thomason, Sands, Olson, Czarnik and Finley

Nays: None

Motion Carried. 6/0

v) Hampton Inn/Tourism Committee

Village Attorney Bateman noted that the Hampton Agreement regarding the van services was pending review and noted some changes. Village Attorney Bateman noted that in order to consider the new agreement the Board needs to reconsider the previously approved agreement by a motion.

Motion: Trustee Finley moved, seconded by Trustee Olson, to reconsider the Deer Park and Hampton Agreement from 9/19/11 Board of Trustee Meeting.

Ayes: Denny, Thomason, Olson, Finley, Sands and Czarnik

Nays: None

Motion Carried. 6/0

Motion: Trustee Czarnik moved, seconded by Trustee Thomason, to approve an Intergovernmental Agreement between the Village of Deer Park and Deer Park Hotel, LLC, d/b/a Hampton Inn and Suites to provide for a contribution from the Village's Hotel Tax Revenue for Expanded Courtesy Van Service within the Village of Deer Park.

Ayes: Olson, Finley, Denny, Thomason, Sands and Czarnik

Nays: None

Motion Carried. 6/0

Trustee Sands exited the meeting at 9:30 p.m.

Ed Toczyski of 20709 Wallingford asked the Board about a newspaper article that hit the Daily Herald regarding the Board's approval of the police service contract before the Board actually voted on the proposed matter. Mr. Toczyski noted comments from President Kellermann in the newspaper article. President Kellermann noted he did not make any comments to the Daily Herald. A Daily Herald reporter noted that the article did not quote President Kellermann, information was taken from the agenda back-up that was posted on the Village website.

Village Attorney Bateman noted that the agenda for this meeting was posted on the Village's website in a timely manner.

Ed Toczyski expressed his concerns about the police service contract.

9) Reports from President, Trustees, Administrator, Treasurer and Clerk

A. President Kellermann

i) Well monitoring project Presentation by BACOG

Moved earlier on the agenda – well monitoring system to be tabled.

ii) BACOG Annual Dinner – November 5, 2011*

President Kellermann noted that the Board Trustee and guest are invited to attend and noted that the Village would cover the cost.

Motion: Trustee Olson moved, seconded by Trustee Finley, to approve the Village to pay the costs of \$39/per person for Trustee and spouse and Dave Heidkte and spouse) with BACOG Annual Dinner.

Ayes: Denny, Olson, Finley and Czarnik

Nays: Thomason

Absent: Sands

Motion Carried. 4/1

iii) Vehe Barn Committee Appointments

President Kellermann entertained a motion to appoint Trustees Rita Finley and Keith Olson and Kathy Cotter and Kathy Guellede as members on the Vehe Barn Committee.

Discussion:

Trustee Czarnik asked Trustees Olson and Finley if they would be spread too thin they are on the Tourism Committee.

Clerk Schroeder asked if the committee meetings would require posting notice. Attorney Bateman noted that this would need to comply with the Open Meeting Act and notice to be posted.

Motion: Trustee Olson moved – with no second, the motion failed.

President Kellermann pointed out some upcoming businesses.

iv) Village Treasurer Appointment

Moved earlier on the agenda.

B. Trustee Denny – Finance/Public Safety

Sales Tax Revenue Report

Trustee Denny noted that the report has not yet been received.

C. Trustee Thomason - Parks & Recreation

i) Park Tree Inventory Results*

Trustee Thomason indicated concerns for the Ash borer tree disease. Trustee Thomason noted that of the 684 trees inventoried by an arborist, 77 are Ash borer trees with no disease.

Trustee Thomason noted that the arborist did not express any concern of the 77 Ash trees. Trustee Thomason indicated a cost of \$50/per injection per tree as a preventative for the Ash borer trees.

Trustee Czarnik suggested inviting the arborist to the next Village meeting.

Trustee Finley suggested putting information about Ash borer tree disease in the Village newsletter and website.

ii) Ela Soccer Update

Trustee Thomason noted that Ela Soccer League has started to improve the area to create two soccer fields. Top dressing and seeding will commence by October 12th. The improvement cost of \$16,000 is to be paid by Ela Soccer.

iii) Renewal of Agreement with Barrington Competitive Youth Baseball Club (BCBC) for use of Deer Park Town Center Ball fields for 2012

Trustee Thomason explained that BCBC, BYBS and LZBB have now expressed interest in utilizing the existing baseball fields in Deer Park. Two of the leagues have expressed interest in paying for an additional field. In Trustee Thomason's discussions with these groups and the specifics include expanding the use of Charlie Brown Park to leagues.

President Kellermann suggested a joint venture for the baseball leagues to share a new baseball field. Trustee Thomason noted that he would look into it.

iv) Payment to Bode Trees, Inc., in the Amount of \$7,750.00*

Trustee Thomason explained this item as it was presented. Administrator Connors pointed out that the paperwork to process the expense and will put on the Village accounts payable for payment.

v) **Open Issues Log***

Trustee Thomason overviewed his Open Issues log as it was presented and provided an update on the Boy Scout painting/restaining project at D'Angelo Park.

Trustee Finley offered to contact the Boy Scout to discuss the project but Trustee Thomason noted that he would handle. Administrator Connors noted that Boy Scout Alex Schwartz is waiting to get direction from the Board.

D. Trustee Olson – Vehe Farm

i) **Barn Update**

Administrator Connors provided the Board with an update on the activity with the Great Grape company. Administrator Connors noted there have been no issues and noted that the business is growing.

There was general discussion regarding the expired agreement with The Great Grape company.

Trustee Denny noted that the cost to the Great Grape for leasing seems low and asked if the owner would pay more. The owner of Great Grape did not support an increase for leasing. Trustee Denny recommends the increase to cover costs and he could not support the agreement at the same cost. Trustee Denny encouraged the Board members to support an increase.

Trustee Finley she doesn't have any problems with extending the contract but recommends that the leasing fee should cover the costs.

Trustee Czarnik suggested extending the agreement until the end of the year. Trustee Finley suggested extending the agreement for (6) six months at \$20 per hour.

Motion: Trustee Finley moved, seconded by Trustee Thomason, to extend the agreement with The Great Grape for (6) six months at \$20.00/hour.

Ayes: Thomason, Olson, Finley and Czarnik

Nays: Denny

Absent: Sands

Motion Carried. 4/1

ii) Tourism Committee Update

See Village Attorney item -

Signage: Trustee Olson led in discussion after item iii). There was general discussion regarding the use of Hotel Tax to fund Village signs.

President Kellermann noted that it was the consensus of the previous Board to draft a layout for Village signage. Trustee Czarnik noted that the previous Board approved using Hotel Tax funds to pay a portion of the signage.

Trustee Olson noted that this would have to be re-visited. There was general discussion to bring this item back for further discussion.

iii) Removal of collapsed corncrib*

Trustee Olson led in the discussion regarding his brief conversation with Bill Krukenberg regarding the removal of the collapsed corncrib. Trustee Olson asked the Board for their feedback on this matter. Trustee Olson expressed his safety concerns and recommended action on this item.

Trustee Finley asked if the wood from the corncrib could be recycled. Trustee Czarnik expressed his safety and property maintenance concerns.

Motion: Trustee Thomason moved, seconded by Trustee Czarnik, to approve the removal of the collapsed corncrib as soon as possible with a not to exceed cost of \$1,000.

Ayes: Denny, Olson, Thomason, Finley and Czarnik

Nays: None

Absent: Sands

Motion Carried. 5/0

E. Trustee Finley – Health, Sanitation & Public Utilities

After item 10&11 -

Trustee Finley provided an update on the Farmer's Market concept. Trustee Finley noted liability would not be covered by DDR. Every vendor would have certificate of insurance. Trustee Finley noted insurance needs to be further discussed.

There was discussion regarding the liability of fireworks at DPTC events. Administrator Connors noted that in the past DDR has applied for a permit.

Trustee Finley provided an update on Groot brochure. Once it is finalized it will be printed and mailed to all of Groot's Deer Park customers.

Trustee Finley got a letter from Panera to attend their grand opening and encouraged the Board of Trustees to attend the Panera grand opening on Saturday at 9:00 a.m.

F. Trustee Sands – Roads & Drainage

None

G. Trustee Czarnik – Planning, Development & Zoning

i) Zoning: Update On Revising The Fee Structure and Escrow Schedule for Special Use Permits and Variations

Trustee Czarnik proposed changes to the Village zoning code Chapter 158 to reflect changes with the \$1,500 for escrow fees for both residential and commercial. It was noted that the change would cover processing fees and is a reasonable cost for the petitioner.

Motion: Trustee Czarnik moved, seconded by Trustee Denny, to approve revising the fee structure and escrow schedule for Special Use Permits and Variations.

Ayes: Olson, Thomason, Denny, Finley and Czarnik

Nays: None

Absent: Sands

Motion Carried. 5/0

ii) Review Sign Ordinance Proposed by Ken Garrett, Building & Zoning Official*(tabled from BOT 09 19 11)

Trustee Czarnik referenced the memo dated September 1st from Building and Zoning Official Ken Garrett regarding the Village Sign Ordinance.

Trustee Czarnik pointed out that B&F's cost for this project would be \$20,000 and suggested the project go out to bid if it becomes a budget initiative item.

Trustee Czarnik distributed a picture of the iron gate on Long Grove road that is damaged.

Trustee Czarnik asked Administrator Connors to explain the photo. It was noted to further discuss.

iii) Business Inspection Update

Trustee Czarnik provided the Board that the number of permits issued to date is 92 residential and 105 commercial. Trustee Czarnik noted that permits issued are up by 63 from last year. Trustee Czarnik provided an update on new businesses in Deer Park and noted that the annual business inspections are moving along.

iv) Zoning Issues

Trustee Czarnik distributed photos of current zoning issues at Promenade Center and noted tenants are unhappy with the management group. Tenants are concerned concerns with dumpsters outside of gated area, and blowing garbage. Tenants are reaching out to the Village for assistance. Trustee Czarnik noted that the Village would send out a letter to the management group. Trustee Czarnik expressed concerns with the tenants getting heard. Trustee Czarnik noted that he wanted the Village Board aware of the issues.

An issue on Rand Road issue is that the Lake Cook Behrens and Stephen King property owners are in litigation. Further, King is storing skids of salt on his property. Ken Garrett and Jim Connors went over there, a letter was sent to King to persuade him to remove the salt and we would like to deter him from doing this next year.

Trustee Czarnik noted the Village continues to receive various complaints against Peter Nikulin on his property on Ela Road and Lake Cook Road. Trustee Czarnik distributed a picture of the recent complaint.

Jim Connors received calls from Mr. Nikulin's attorney warning to not harass his client.

President Kellermann made comments on King and Behren property complaints.

Trustee Czarnik noted that Village is working with the resident concerning his complaint. Trustee Czarnik wanted to make the Board aware of the ongoing zoning issues.

v) Septic Code Change

Trustee Czarnik had nothing new to report and is working on this project with Village Engineer Gordon. This is to be discussed in the future.

Trustee Czarnik noted that letters went out to Deer Park business regarding Annual Business Inspections and he heard concerns from businesses that the Fire Department does inspections. He noted that there are overlaps of inspections but this is what the Village decided to continue doing. Trustee Czarnik pointed out what each the Fire Department and B&F inspects during the annual inspection. Trustee Czarnik noted his explanation to businesses for the reason for the annual business inspections. Trustee noted that it will be up to the Village Board if they want to continue the inspection services with B&F.

Trustee Czarnik pointed out the importance of B&F inspecting events that happen over the weekend at Deer Park Town Center and noted that there are liability reasons that the Village inspects for safety. Trustee Czarnik noted that B&F is doing what they are directed.

Trustee Finley noted that DDR has had similar events in other communities that do not require permits. President Kellermann explained the Village requirements for permits for such events. Trustee Finley asked what items B&F inspects that the Fire Department already does.

Trustee Czarnik noted that there is no coordination between with the Fire Department and goal is to be business friendly. Trustee Finley asked the cost of the Fire Department inspection. Village staff, Josie Doniec explained the costs of B&F and Fire Department fees. The Fire Department charges business as well and B&F charges.

There was a general discussion regarding the future Village Hall office. There was a suggestion to look at commercial rental units for the Village office.

H. Administrator Connors

- i) Consideration and Approval of Extended Contract - The Great Grape***
Administrator Connor's noted that this was previously discussed.

ii) Electric Aggregation Options Referendum Update*

There is ongoing discussion with other communities and information will be supported by BACOG and will move forward on getting more information if the Village Board chooses to approve.

iii) Report on Phase I of Space Study for Village Office by Williams Associates*

Discussed earlier on the agenda.

iv) Office at Deer Park Town Center Status of Site Improvements*

Administrator Connors provided an update.

v) Village Office Electric Service Problem

Administrator Connors noted that ComEd gave notice to the Village that there was illegal wiring and was given a 30 day notice to fix or they will shut down the Village office building. Administrator Connors noted he will get quote from electricians.

vi) Status of Barrington Library Drop Box

Administrator Connors at the last Village meeting gave report of the original proposal at the September meeting. After talking with Barrington Library, they want the drop box pad at the Vehe Barn Property. The cost would be \$400 for the concrete pad. Trustee Finley read article in the courier to move the box to the Vehe Barn. Administrator Connors asked if the Board doesn't want to or to move forward.

Trustee Denny expressed to have the drop box at both locations, the Vehe Barn and Charlie Brown Park. Administrator Connors noted no chance for both locations.

Trustee Czarnik noted that Charlie Brown park is more centrally located. Trustee Finley express concerns and indicated the challenge it can be to turn around in the Charlie Brown parking lot. President Kellermann asked the Board for a poll on the location. A majority of Trustees concurred to keep the box at Charlie Brown park.

vii) Rand Road Project

Administrator Connors noted that he would be meeting with the developer on Thursday night for the Rand Road Project.

I. Treasurer

No discussion.

J. Village Clerk Schroeder

i) Monthly Clerk Report

Clerk Schroeder provided an update report on FOIA activity; the Village Newsletter; the BACOG water test program; website concerns and work with Special Attorney Stubenvoll. Clerk Schroeder was available to answer questions from the Board pertaining to those items discussed.

ii) Accept & Receive Plan Commission Meeting Minutes of June 7, 2010*

Clerk Schroeder mentioned for FYI only.

iii) Request for ZBA/PC/BRB Meeting Material

Did not discuss.

10) Investments Held Report

Approval of the Investments Held Report for September 30, 2011 in the amount of \$1,518,618.77*

11) Cash Disbursements

Approval of Expenditures Totaling \$210,151.23 (accounts payable in the amount of \$187,310.16; check register-none; plus payroll in the amount of \$22,841.07)*

Motion: Trustee Denny moved, seconded by Trustee Thomason, to approve both Agenda items #10 Investments Held Report and #11 Cash Disbursement as read by Trustee Denny.

Ayes: Finley, Olson, Denny, Czarnik and Thomason

Nays: None

Absent: Sands

Motion Carried. 5/0

12) Executive Session: Litigation which is probable or imminent

President Kellermann entertained a motion to go into Executive Session to discussion, litigation which is probable or imminent at 12:03 a.m.

Motion: Trustee Finley moved, seconded by Trustee Denny, to enter into Executive Session to discuss litigation which is probable or imminent at 12:03 a.m.

Upon Roll Call – 5 Ayes/0 Nays/1 Absent – Motion Carried. 5/0

At this time, President Kellermann and Trustees Olson, Finley, Thomason, Denny and Czarnik entered into Executive Session. Trustee Sands was absent (exited at 9:30 p.m.)

Others included Village Administrator Connors, Village Attorney Bateman and Clerk Schroeder.

After Executive Session discussion, President Kellermann entertained a motion to exit Executive Session.

Motion: Trustee Finley moved, seconded by Trustee Olson, to exit Executive Session at 12:48 a.m.

Upon Roll Call – 5 Ayes/0 Nays/1 Absent – Motion Carried. 5/0

13) Any and/or All New Business

None

14) Adjournment

President Kellermann adjourned the meeting at 12:48 a.m.

Motion: Trustee Denny moved, seconded by Trustee Finley, to adjourn at 12:48 a.m.

Upon Roll Call – 5 Ayes/0 Nays/1 Absent – Motion Carried. 5/0

Respectfully Submitted,

Signature on file

Elizabeth Schroeder
Clerk

Signature on file

Robert Kellermann
President

(*) Indicates that back-up material is enclosed in meeting agenda packet

The Village of Deer Park is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the Village's facilities, are requested to contact the Village's ADA Coordinator at (847) 726-1648 promptly to allow the Village to make reasonable accommodations for those persons.