

1. **CALL TO ORDER**

The regular meeting of the Village of Deer Park was held on Monday, June 18, 2001, at Charles Quentin Elementary School in the Village of Deer Park, Lake County, Illinois.

President Karl called the meeting to order at 8:10 p.m. Upon roll call the following were present: President Karl, Trustees Benjamin, Dowell, Gifford, Kizior, Plautz, and Werch. Other officials present were Administrator Diesen-Dahl, Attorney Scott Hargadon, Engineer Todd Gordon, and Clerk Smith. President Karl declared a quorum.

Guests present were: Peter Balmes (Shell Oil Station); Mike Hovsepian (Deer Park Open MRI); Rue Vallee Residents Lane Moyer, Sherry Lajiness, John Czoje, Wanda Czoje, Pat Ekstrom, Greg Prena, Martin Jackson, Garrett Vojack, Chris Lajiness, Mary Lahr, Kim Flagstad, Susanne Lomatch, Edward Rippert; Squires Residents Bill Adelizzi and Hap Thrun; Michael Talbett (Lake County Board); Mimi Black (Ela Township and Ela Library); Buddy Bernstein (Poag & McEwen); Josh Poag (Poag & McEwen); Hamilton Estates resident Teri Bridge.

2. **CONSENT AGENDA**

Minutes from:

- A. Board of Trustees Regular Meeting 5/21/01
- B. SWALCO Resolution

Corrections to the minutes of the Board of Trustees meeting:

- A. Page 2, Rue Vallee Homeowners' Association, KLOA should be Civiltech,
- B. Page 5, Engineers' Report, item (c), "street repairs are in place".

MOTION: by Gifford second by Dowell to accept the Consent Agenda, as amended.

Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

3. **MIKE TALBETT, LAKE COUNTY BOARD**

Mike Talbett, Lake County Board Representative, noted that Wednesday, 6/20 is the 20th Annual Seniors Day at the Discovery Museum in Wauconda. Music and programming for all ages will be available; the purpose of the event is to highlight the renovation of the museum.

President Karl noted that Representative Talbett has been very active in the Route 12 Planning Group.

4. **SUB-ALLOCATION OF WATER FOR MAX & ERMA'S AND BRIGHT HORIZONS**

Attorney Hargadon noted that Max & Erma's sub-allocation has been moved to the July agenda.

Buddy Bernstein, counsel for Deer Park Town Center, noted that this application for transfer of water is different from others previously done, as the transferee is a tenant of Deer Park Town Center, not an owner. The transfer is coterminous with the lease. The application is for a transfer of 6,500 gallons of water per day; 98,015 gallons per day remains. Village Engineer Todd Gordon approved the sub-allocation as of June 15, 2001.

MOTION: by Dowell second by Benjamin to approve the sub-allocation of 6,500 gallons of standard rate water per day to Max & Erma's in Deer Park Town Center.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

5. **DEER PARK TOWN CENTER OPEN MRI**

This application for special use was tabled last month pending a review of lighting issues.

Trustee Werch noted that the lighting issues were addressed in a meeting prior to the Board meeting. Josh Poag noted the following agreements:

1. Bike path lighting approved; Poag & McEwen will replace bulbs.
2. Lights along Rand Road into the Center approximately 100 feet will be turned off one hour after store closings. Lights close to the stores will remain on for security purposes.
3. P & M will use smaller lights in parking fixtures to eliminate hot spots, if this is not acceptable, shields will be installed.

Trustees Kizior and Werch approve moving forward on the MRI Special Use Application.

Resident Mary Lahr inquired if the tower lights could be dimmed or turned off after Center hours. Mr. Poag to research whether or not this could be done, and if rear utility lights could be dimmed.

MOTION: by Benjamin second by Kizior to approve the application for a Special Use Permit for Deer Park Open MRI due to the lighting problems being addressed and resolved (Ordinance 01-29).

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

Information on the permit application can be found in the minutes of the 5/1/01 Plan Commission and 5/21/01 Board of Trustees meetings.

6. SHELL STATION SIGN REQUEST

President Karl noted that the lighting issues have been resolved through discussions with the Plan Commission. Mike Hovsepien, representing Shell, outlined changes requested shown in the sign plan dated 4/4/01.

MOTION: by Dowell second by Kizior to approve the signage request for the Shell station.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

Attorney Hargadon to present a Resolution for the July meeting to attach to the Plan.

7. RUE VALLEE HOMEOWNERS ASSOCIATION

Chris Lajiness, Vice President of the Rue Vallee Homeowners Association, thanked the Board for their work in addressing the concerns of the homeowners re: pending improvements. Mr. Lajiness outlined the understanding of the homeowners as to the agreements reached:

1. Rue Royale off of Quentin will not be widened; no property will be taken from the residents at that intersection.
2. Traffic from Rue Royale to Quentin will be Left and Right only (no through to DPTC); traffic from Field Parkway to Quentin will also be Left and Right only (no through to Rue Vallee).
3. Quentin south will have a right turn to Rue Royale.
4. Field Parkway will have a barricade placed east of the fire station until the intersection is completely installed.
5. A pedestrian crosswalk will not be incorporated at Rue Royale and Field Parkway; it will be further north on Quentin.
6. Drainage issues due to situations occurring along Quentin will be the responsibility of the Village, the County, and Hamilton Partners.

President Karl noted that the pedestrian walkway will be located sometime in the future on Quentin Road near Long Grove Road; this will not occur in the near future. Also, the barricade will run across the driveway of the fire station such that emergency vehicles can exit, but cars would not be able to cross.

Rue Vallee homeowners are currently requesting a study of the potential barriers for light and noise pollutions. Village Engineer Todd Gordon to check with the County regarding limitations in the right of way; Teska Associates to look at the east side of Quentin to determine needs. Mr. Lajiness inquired as to the results of the engineering study re: impact of the proposed wells. President Karl noted that on 6/8 results of the study were received, noting that no adverse impact on the aquifer. Final approval of the wells would occur through the County Board of Health. A copy of the engineering study to be sent to Alan Goldberg.

Engineer Todd Gordon noted that IDOT has been contacted concerning the weeds at Rue Jardin and Lake Cook Road posing a safety hazard by impairing view of drivers. No response has been received.

Additionally, all comments have not yet been received in on the study re: Mr. Jackson's property and the right turn lane at Quentin and Lake Cook Road. At this time, If no right turn is necessary, no additional land takings will be necessary. The next task force meeting is scheduled for Thursday, 6/21; additional information should be available after that date.

President Karl recommended postponing the 6/25 meeting until answers on the landscaping right of way questions, report from Kon Savoy, and study of right turn requirement are obtained. Homeowners agreed.

Resident Mary Lahr asked if, since the due date for comments has passed, a lack of comment could be interpreted as a lack of problems with the proposal; if previous agreements barred wells, and if copies of the landscaping plan for the fire station and Hamilton projects could be sent to the Rue Vallee Homeowners Association. Board noted that no comment received could not be interpreted in such a way; all comments need to be in. Attorney Hargadon noted that previous agreements bar wells for potable water, not water for irrigation purposes for the Triangle area. Attorney Hargadon to contact Hamilton to have a copy of the landscape plan sent to the homeowners association.

8. SQUIRES HOMEOWNERS ASSOCIATION

Resident Howard Thrun appeared to discuss Squires Pond treatment costs; residents are requesting assistance in maintenance (discussion continued from April BOT meeting).

President Karl indicated two issues with Village assistance: over-fertilization of lawns contributing to the algae blooms necessitating a management change, and costs to the Village by setting a precedent due to the number of ponds in the Village. Trustees requested further study of these issues. Trustee Benjamin to work with Mr. Thrun and report back to the Board.

9. VEHE FARM REPORT

A. Permits and Plan

Engineer Gordon presented the site plan for the Vehe Farm, noting that permits have been submitted to agencies requiring issuance of permits for work proposed. This plan includes grading for the soccer field. Water service is critical; preliminary estimates including the water service extension total \$258,249. Attorney Rubin Silver to verify compliance with grant requirements.

MOTION: by Werch second by Benjamin to approve the final site plan as submitted by the Vehe Farm Foundation via the Village Engineer be submitted for bid to complete the estimated work as outlined in the document shared with the Board, including the water service extension.

Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

B. Barn Drawings

Drawings of the interior of the Barn from HPZS dated 6/18/01.

10. **ENGINEER'S REPORT**

A. Lancaster Pond

Proposal has been signed; waiting for contractors.

B. Road Program

Package is in to the State; bids should be available for the next meeting.

11. **LIQUOR LICENSE APPLICATION—MAX AND ERMA'S**

Max & Erma's is publicly traded; the application for liquor license has been approved by the Kildeer police.

MOTION: by Benjamin second by Kizior to approve the application for a retail liquor license for Max and Erma's.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

12. **REQUEST FOR DONATIONS**

Tabled from May meeting pending review and report by Trustee Plautz. Trustee Plautz is relatively satisfied, and recommends proceeding with donations for both Omni and BYS. Trustee Dowell requested that a letter be sent with the donation requesting acknowledgement of the donation in these organizations' informational pamphlets.

MOTION: by Dowell second by Benjamin to approve the donation of \$1,000 each to Omni and Barrington Youth Services.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

13. **FROM THE ATTORNEYS**

A. Inspection of Food Service Facilities

Attorney Hargadon discussed the memo from Attorney David Meek dated 6/15/01 re: inspection and licensing of food service facilities. Board would like quantitative measure of costs involved, requirements, and risk associated with sole jurisdiction. Trustee Werch to research alternatives and present findings to the Board.

B. Wetlands Ordinance

Draft to be available for next month. Creates overlay district for wetlands conservation. Gewalt Hamilton to prepare maps of wetlands for the ordinance.

C. Water Main Project

Experiencing problems with water main construction due to contractor and site problems. These delays may impact Motorola obtaining water when needed without special consideration from Palatine.

D. Bonds Update

Bonds closed today; SSA Funding 2001 completed. Received a favorable interest rate.

14. **REPORTS FROM THE PRESIDENT, TRUSTEES, AND ADMINISTRATOR**

A. Trustee Dowell--Finance

1) New format of cash disbursement report—allows for higher level of reliability. Double sided copying of reports from the Treasurer are ok.

2) Trustee Dowell and Trustee Gifford meeting with Lake Zurich and Barrington Baseball and Softball Associations to develop list for parks.

B. Trustee Gifford—Planning and Zoning

District 95 is working on impact fee figures for submission.

C. Trustee Benjamin—Parks & Recreation

- 1) Referenced letters in the packets re: lot on Old Farm Road. Homeowners are working on achieving consensus.
- 2) Gathering bids on Michael D'Angelo park.
- 3) Trustee Benjamin to work with Engineer Gordon on possible landscaping of Hamilton Park. This is a highly used park for sports practices; uneven ground poses possible injury risk.
- 4) Memo for Dover Pond improvements dated 5/15/01 from Reil Construction.

MOTION: by Dowell second by Gifford to approve an expenditure not to exceed \$12,000 for improvements to Dover Pond park as specified in the memo dated 5/15/01 from Reil Construction, as well as gate alignment, fencing, and basketball pole and court improvements.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

- 5) Request for Trustee Werch to contact Kildeer Police for tighter enforcement of prohibition of offroad vehicles in Charlie Brown Park.
- 6) Requests from Trustees to check out condition of baseball backstops at various parks.

D. Administrator Diesen-Dahl

- 1) Request for Trustee Werch to contact Kildeer Police—blocking driveway at the Village Office during speed limit enforcement efforts on Cuba Road.
- 2) ComEd Black Out Plan (emergency) has been received.
- 3) Administrator Dahl has secured two part-time helpers for the summer in the office; Josie back to regular hours in the fall.
- 4) Contractor to look at the leak in the basement.
- 5) Possibility of recouping some of the cost of reroofing due to hail damage.
- 6) Entrance sign from Cuba (taken down by LZ during watermain looping work) is missing. President Karl to contact Engineer Gordon to follow up with LZ, and request that the contractor be held responsible for replacement.
- 7) Approval needed for refurbishment of signs:

MOTION: by Werch second by Kizior to complete payment in an amount not to exceed \$2,000 for refurbishment and reinstallation by Redirections for existing Village signs.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

E. Clerk Smith

Funds for Kids donation request. Board to remain neutral on funding issues for separate taxing bodies.

F. President Karl

- 1) BACOG meeting re: GIS – potentially useful tool for Villages. Currently being maintained by the Village of Barrington.
- 2) Route 12 meeting—group is looking at consistent signage from Deer Park/Kildeer to Hawthorn Woods. Grant for beautification has been received; looking for bids.

G. Trustee Werch—Public Safety

MOTION: by Dowell second by Plautz to approve an expenditure not to exceed \$400 for wireless mikes and accessories for use at Village meetings.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

- H. Trustee Kizior—Roads and Public Utilities
 - 1) Snowplow summary and proposal for new contract next month.
 - 2) Light in on Deer Park Boulevard and Lake Cook. Motorola Landscaping going in.
- I. Trustee Plautz—Health & Sanitation
 - 1) Requested clarification on rules for recusal; President Karl noted that Trustees are to vote for the best interests of the entire Village; Trustees should recuse themselves from discussions/votes where direct financial impact exists.
 - 2) Barrington Library will keep on file for the public copies of Village Meeting Minutes. Administrator Diesen-Dahl to forward beginning with May minutes; Trustee Clerk to email subsequent minutes.
 - 3) Regularly published newsletters would be helpful for community information purposes; Board agreed to quarterly newsletters.
 - 4) Trustee Plautz looked into recycling at DPTC, and is satisfied that DPTC is doing all that is possible at this time for recycling.

15. TREASURER'S REPORT

MOTION: By Dowell second by Gifford to approve the Treasurer's Report dated 5/31/01.

Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

16. CASH DISBURSEMENTS

MOTION: By Dowell second by Gifford to approve the Cash Disbursements, as amended, in the amount of \$172, 686.31.

Upon roll call:

YES: (6) Benjamin, Dowell, Gifford, Kizior, Plautz, Werch

NO: (0)

Motion Carried 6/0

17. PUBLIC COMMENTS

Resident Mary Lahr asked about the purchase price of Vehe Farm; the funds from which improvements will be paid, where the remainder of the loan is held, and why the provision for Lake Zurich water at the Vehe Farm. Ms. Lahr also requested a list of the members of the Vehe Farm Foundation. President Karl and Attorney Hargadon noted that the purchase price for the Farm was \$900,000; \$600,000 was paid for through grants (\$400,000 from DNR, \$75,000 from Senator Bill Peterson's office, \$125,000 obtained through Representative Sidney Mathias' office); the remainder is financed through a loan from Harris Bank Barrington. Decisions re: funds for improvements have not been discussed, as no contracts have been presented yet. The water connection to the Farm is free through a legal agreement with Lake Zurich which allowed Lake Zurich to "loop" their water system through Deer Park property via easements. Water used is to be provided at the lowest rate available. Trustee Werch to provide a list of Vehe Farm Foundation members.

18. ADJOURNMENT

MOTION: by Gifford second by Dowell to adjourn the Regular Meeting of the Board of Trustees.

Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

The meeting was duly adjourned at 11:31 a.m.

Richard C. Karl
Village President

Sandra R. Smith
Village Clerk