

Village of Deer Park
Regular Board Meeting Minutes
January 20th, 2003

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1. CALL TO ORDER

The Regular meeting of the Board of Trustees of the Village of Deer Park was held on Monday, January 20th, 2003 at Charles Quentin Elementary School in the Village of Deer Park, Lake County, Illinois.

President Karl called the meeting to order at 8:06 PM. Upon roll call the following were present: Trustees Dowell, Gifford, Hegarty, Kizior, and Werch. Other Village Officials present were Engineer Gordon, Plan Commission member John Lahr, Administrator Diesen-Dahl, Clerk Smith, and Attorney Hargadon. President Karl declared a quorum.

Guests present were: Ron Ezsak (222 Court La Grov); Teri Bridge (Vehe Farm Foundation); John Wagner (Vehe Farm Foundation); Paul Sanborn (Rue Vallee Homeowners Association); Mark and Lori Schreiber (208 Rue Jardin); Mary Lahr (201 Rue Touraine); Pat Ekstrom (511 Rue Royale).

2. AGENDA CHANGES AND ANNOUNCEMENTS

None.

3. CONSENT AGENDA

- A. Minutes from the Regular Board of Trustees Meeting 12/16/02
- B. Minutes of the Regular Plan Commission Meeting 1/6/03
- C. Minutes of the Plan Commission Public Hearing 1/6/03
- D. BAGIS—Memorandum of Understanding—McHenry County
- E. BAGIS—Agency Agreement—Cook County

MOTION: by Gifford second by Kizior to accept the Consent Agenda. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

4. VEHE FARM FOUNDATION

John Wagner and Teri Bridge presented updated site plans for the Farm. Mr. Wagner reported that the Foundation is beginning work on the barn buildings and preparing for more public uses of the Farm. Changes to previous plans include: new parking concept, old cottonwood trees replaced with new native trees, new shrub hedge to screen parking, lilac area to be refurbished, enhanced septic for additional use, new directory signage near entrance to paths, new pedestrian interior pathways, new butterfly garden (now have 2—second to be accessible to handicapped individuals).

Teska Associates (Village Planning Consultants) and Gewalt Hamilton (Village Engineering Consultants) have reviewed plan. Seeking Board approval for plan to allow moving from conceptual plan to working plan.

Board Comments:

President Karl noted concerns about trucks accessing the Village Office. Engineer Gordon indicated that a turnaround could be created, but would encroach on green areas. Engineer Gordon noted that the Fire District has been approached regarding access to the barn. Ms. Bridge indicated that the proposed plan has received preliminary approval from the Fire Department.

Trustee Gifford indicated belief that the circular drive makes easy ingress/egress, and questioned the amount of land lost if the circular drive is kept. Mr. Wagner reported that Planner Savoy and Teska's landscape architect recommended change. Ms. Bridge added that, in the near future, the property would become much more of a public place. Drive changes the traffic flow; proposed plan removes the look of two separate parking lots to one lot with spaces to accommodate the Village Office needs near the office.

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Trustee Gifford questioned surface materials to be used for the walking paths. Currently paths are wood chips; will need more stable surface. Ms. Bridge reported that final surface has not yet been determined; however, final goal is to create as much handicap accessible area as possible. May use soil stabilized surface which looks like soil, but is stable enough for wheelchairs.

Trustee Gifford questioned if seating is planned near the wetlands. A path has been planned along the north and western edge with designated areas for benches; positions have not been firmly set.

Trustee Werch asked if consideration was given to one way with reversed P design, noting that screening of the northern portion could be accomplished to hide from the road. Ms. Bridge indicated that the primary reason for removing the northern part of the loop was to maintain the integrity of the barnyard area, and to open up the area.

Trustee Dowell observed that the circular P design would be conducive to parking along the northern edge of drive for soccer games or other passive uses; Foundation Board wanted to eliminate that possibility for aesthetics and safety. Board allowed spaces near the office thought to be enough for typical average office uses.

Trustee Kizior indicated he favored proposal, noting concern over flag pole in relation to parking areas.

Trustee Hegarty questioned responsibility for maintenance of land at the Farm. Board noted the Village has entered into an agreement with the Vehe Farm Foundation which lays out responsibilities for the Foundation and the Village in the development and maintenance of the Farm. Attorney Hargadon to email copy of agreement to Trustee Hegarty. Attorney Hargadon noted that maintenance of the property is essentially a Foundation function with the exception of the Village Office, the tot lot, and the soccer field. Trustee Hegarty questioned if costs for maintenance have been estimated. Attorney Hargadon noted that funds for maintenance come through the Village to the Foundation in the form of an annual budget reviewed and approved by the Board. Ms. Bridge noted that the Foundation does not yet have a full year budget established. Foundation has tried to use natural or low maintenance plantings where possible to minimize maintenance costs. President Karl noted that volunteers have provided much of the work on the Farm thus far.

MOTION: by Gifford second by Kizior to approve the Vehe Farm plan dated January 2003 from Teska Associates subject to Fire District approval and comments regarding ingress and egress and turn-around. Upon roll call:

YES: (2) Gifford, Kizior

NO: (0)

ABSTAIN: (3) Dowell, Hegarty, Werch

ABSENT: (1) Plautz

Motion Failed 2/0/3

Attorney Hargadon noted that Board members seated on the Foundation do not need to abstain from the vote just taken; no conflict of interest given no pecuniary interest.

MOTION: by Gifford second by Kizior to reconsider the motion. Upon roll call:

YES: (4) Dowell, Gifford, Kizior, Werch

NO: (0)

ABSTAIN: (1) Hegarty

ABSENT: (1) Plautz

Motion Carried 4/0/1

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MOTION: by Gifford second by Kizior to approve the Vehe Farm plan dated January 2003 from Teska Associates subject to Fire District approval regarding ingress and egress and turn-around. Upon roll call:

YES: (4) Dowell, Gifford, Kizior, Werch

NO: (0)

ABSTAIN: (1) Hegarty

ABSENT: (1) Plautz

Motion Carried 4/0/1

The Foundation has been working to clear buckthorn on the property; need to decide whether to haul brush away or burn onsite. Mr. Wagner noted that brush burning is mostly heat; concern is safety. Additionally, brush contains a large quantity of seeds making it unsuitable for paths. Best way to kill seeds is to burn.

MOTION: by Werch second by Gifford to exempt the Vehe Farm Foundation from the Village Ordinance regarding burning of brush for one-time series of controlled burns to occur during the months of January, February, and March 2003 (not more than 6 burns total) under the supervision of the Fire Department. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

Resident Ron Ezsak noted that the Foundation presentation made no mention of reason given for seeking burn exemption. Is there a hardship or reason for the variation to be granted? President Karl indicated exemption given for safety reasons—size of brush piles, frozen ground in winter, and possible aid from snowfall in containment. Residents who desire exemptions from the burning ordinance are also eligible to request exemptions from the Board.

Resident Mary Lahr asked if there were estimates for the cost of the butterfly gardens, the tot lot, and the two areas to be screened with shrubbery. President Karl noted that the Foundation has not come before the Board with estimates of these items. Mrs. Lahr asked how many parking spaces were included in the plan. President Karl indicated number of spaces were not counted. Additionally, Mrs. Lahr asked if parking lots would be lighted. Trustee Werch indicated that the plan does not include lighting of the parking lots at this time.

5. ENGINEERS REPORT

A. Deer Lake Meadows 2—Bond Reduction

Request to reduce the bond held from \$15,000 to \$2,500 to cover final restoration. Engineer Gordon and Trustee Kizior support the reduction.

MOTION: by Gifford second by Kizior to approve the reduction in the bond for Deer Lake Meadows Estates, Unit 2 Subdivision from \$15,000 to \$2,500 per Engineer Gordon's memo dated 1/15/03.

Upon roll call:

YES: (5) Dowell, Gifford, Kizior, Hegarty, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

B. Pavement Survey

Final Draft provided for the Board. Recommendations include 9-year plan to control costs for improvements. 2003 road plan recommendations estimated total is \$276,000 for patching, crack control and shoulder restoration of designated roads in the Village. Village has used a combination of general funds and MFT funds to fund road programs in previous years. Work to include side dressing for safety and durability.

By consensus Board agreed to pursue bids for the 2003 road program as outlined in the memo from Engineer Gordon dated 1/16/03.

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C. Park Equipment

Village has undertaken effort to get park sites updated—main facility addressing now is Triangle Park. Gewalt Hamilton obtained quotes from various vendors on equipment needed for Triangle Park.

President Karl noted that both Lake Zurich Baseball and Barrington Youth Baseball have expressed an interest in using the Triangle Park playfield this spring. Much of the money for these upgrades to Village parks has come from the donation Motorola made to the Park Fund (\$700,000). Trustee Gifford requested update on Board proposal to the baseball associations to reduce Deer Park residents' fees. President Karl reported that it is too late to reduce fees for this year due to early registration. May count participants and provide check to the Village for additional improvements to the park, with a reduction for next year. Trustee Dowell reported that a commitment has been made to extend the same fee to Deer Park residents as other residents receive.

Trustee Werch noted that, without the development of the Triangle, the improvements to the parks that have been made and are planned would not have been possible.

Resident Ron Ezsak requested that the swing heights be adjusted in Michael D'Angelo park; Mr. Ezsak noted that the problem with the swings was brought to the Board's attention previously. Trustee Hegarty indicated that conversations with the contractor took place Monday, and the contractor was scheduled to correct.

Trustee Hegarty questioned storage needs for onsite equipment storage. Investigating possibility of baseball associations providing storage lockers.

MOTION: by Dowell second by Gifford to approve the purchase of a scoreboard for the amount of \$9735.00 as outlined in the Gewalt Hamilton memo dated 1/16/03.

Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

MOTION: by Dowell second by Gifford to approve the cost expenditure to power the sign (includes cable, meter, and ComEd connection) in the amount of \$2500.00 as outlined in the Gewalt Hamilton memo dated 1/16/03. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

MOTION: by Gifford second by Kizior to approve the construction and purchase of a fence windscreen in the amount of \$1,460.00 as outlined in the Gewalt Hamilton memo dated 1/16/03. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

MOTION: by Gifford second by Kizior to approve the purchase of bleachers in the amount of \$5,474.00 as outlined in the Gewalt Hamilton memo dated 1/16/03. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

MOTION: by Gifford second by Kizior to approve the purchase and installation of players benches for the amount of \$1700 as outlined in the Gewalt Hamilton memo dated 1/16/03. Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

Purchase of soccer goals as outlined in the memo was discussed—one set for Vehe, one for Charlie Brown, and one for Triangle Park site. Board consensus to wait on these purchases, as Soccer associations have supplied in the past.

Resident Pat Ekstrom asked if the dugouts would be covered. President Karl indicated that the final plan is to have them covered; Trustee Gifford indicated that the site would be similar to the Oakwood baseball facility.

D. Proposed GHA Fee Schedule

Proposed fee schedule provided in Board packets for previous review. Trustee Hegarty suggested the Village might benefit from accepting bids for consultant services to serve as benchmarks for decision making, allowing for experience and knowledge of consultants. Board noted precedence in bidding out services when service is deemed unacceptable (septic reviews as a current case in point). Trustee Werch indicated he would support bidding out clearly defined engineering projects to serve as benchmarks. Trustee Dowell indicated personal knowledge of rates and reasonableness of rates proposed; suggested Village survey other Villages for comparative purposes in the future.

MOTION: by Dowell second by Kizior to accept the proposed hourly fee increase per the Gewalt Hamilton memo dated 1/13/03.

Upon roll call:

YES: (4) Dowell, Gifford, Kizior, Werch

NO: (1) Hegarty

ABSENT: (1) Plautz

Motion Carried 4/1

6. **REPORTS**

A. Attorney Hargadon

i. Ordinance 03-1: An Ordinance Authorizing the Execution of a Release and Settlement with NICOR

Attorney Hargadon noted that, in 2000 and 2001, the Village experienced issues with Nicor regarding construction of the Quentin Road watermain south of Lake Cook Road. Eventually settled in mid-2001; lien issues with Nicor and contractors now settled; remaining money to be paid to Nicor. This ordinance releases the money from escrow. Palatine, as letting agency, and Deer Park, as paying agency, are both parties to the agreement.

MOTION: by Dowell second by Gifford to approve Ordinance 03-01: an Ordinance Authorizing the Execution of a Release and Settlement Agreement with Nicor and the Village of Palatine.

Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

ii. Ordinance 03-2: Amendment to the Accessory Buildings Chapter of the Municipal Code

This Ordinance amends accessory building regulations such that structures may be no more than 14 feet tall with horizontal roof slopes of 1:4.5, and outlines acceptable building materials. Not all Board members received in packets; Attorney Hargadon read the ordinance for the Board. Subject of the Plan

Commission Minutes in the Board packet; changes received approval from the Plan Commission 1/6/03.

MOTION: by Dowell second by Gifford to approve Ordinance 03-02: An Amendment to Deer Park Municipal Code Chapter 158, Accessory Buildings.

Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

iii. Ordinance 03-3: Amendment to the Village Officials Chapter of the Municipal Code

Village Treasurer is an appointed position; amends ordinance such that Village Treasurer need not be a resident, to allow the best candidate to be appointed regardless of resident status.

MOTION: by Gifford second by Kizior to approve Ordinance 03-3: Amendment to the Village Officials Chapter of the Municipal Code.

Upon voice vote:

YES: (4) Dowell, Gifford, Kizior, Werch

NO: (1) Hegarty

ABSENT: (1) Plautz

Motion Carried 4/1

iv. Ordinance 03-4: Impact Fee Ordinance

Subject of discussion before the Board last month; amended per discussions. Includes developer agreement and fire and library districts. Request for clarification; applies only to residential, not commercial.

MOTION: by Kizior second by Dowell to accept Ordinance 03-4: An Ordinance Adding Sections to the Village of Deer Park Subdivision Regulations so as to Provide for the Dedication of School Sites, Fire/Rescue Sites or Capital Facilities, and Park Lands and Library Lands, or Payment of Cash Contributions in Lieu Thereof (also referred to as the "Impact Fee Ordinance"), with the clarification that the Ordinance pertains to residential and not commercial development.

Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

v. Ordinance 03-5: An Ordinance to Regulate the Possession of Cannabis and Drug Paraphernalia

This ordinance was requested by the Kildeer Police Chief to strengthen penalties. Calls out offenses and range of \$50 - \$750 per offense.

MOTION: by Kizior second by Gifford to approve Ordinance 03-5: Amendment to the Municipal Code, Possession of Cannabis and Drug Paraphernalia.

Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

vi. Ordinance 03-6: An Ordinance to Regulate the Well Depth in the Triangle

Requires wells dug in the Triangle area to be in the Cambrian-Ordovician Aquifer (1000 foot) rather than the Silurian Aquifer (shallow aquifer).

Trustee Hegarty asked how many more potential wells might occur in the Triangle, noting that the Board does not want to convey the idea that wells in the

Triangle are being promoted. Not certain how many more wells might be proposed; designed as a protection for the shallow aquifer.

Resident Pat Ekstrom asked if wells would be metered. Ordinance does not discuss meters. Board may choose to request meters; however, Attorney Hargadon noted that any additional wells would most likely be deeded to the Village.

Resident Paul Sanborn asked if the ordinance applies to current wells. Attorney Hargadon indicated agreement in place with developers of the Triangle to dig current wells to this depth; not part of this ordinance.

MOTION: by Gifford second by Kizior to approve Ordinance 03-6: An Ordinance Regulating Well Depth in the Triangle, amended to include requirement for metering of wells in the future.

Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

Resident Ron Ezsak asked if current wells would be capped. Attorney Hargadon indicated that the current wells would be taken out of service, and the new deep wells would go down through the shaft of the old. Mr. Ezsak asked under what circumstances the Village might contemplate an exemption. President Karl stated that any such proposals would have to come before the Board as a variance. Mr. Ezsak congratulated the Board on their action.

vii. Ordinance 03-7: An Ordinance Authorizing the Execution of a Jurisdictional Boundary and Land Use Agreement Between the Village of Deer Park and the Village of Kildeer

This is the ordinance authorizing the execution of the jurisdictional boundary and land use agreement between the Village of Deer Park and the Village of Kildeer. Board originally discussed this ordinance last month. Cornerstone of the agreement is that the Villages agree to the centerline of Rand Road as the border between the two Villages. Currently there is Kildeer property south of Rand Road which will be disconnected from Kildeer and annexed to Deer Park, and there are some Deer Park properties on the north side of the road which will be disconnected from Deer Park and annexed to Kildeer. Deer Park properties

affected include Muddy Paws and Top Notch Auto Brokers. Exceptions: Concord Banquets, the residential subdivisions to the south of Concord Banquets, and the Franzese property (currently undeveloped) which abuts Rue Vallee—all will continue to be developed by Kildeer. Kildeer has agreed that property cannot be developed without adhering to specific items in agreement. Because the Kildeer properties that are south of Rand Road are in a Kildeer Special Service Area, Village of Deer Park to pay off bond issue with respect to those properties to pave the way to provide sewer to those properties and provide recapture (\$188,000 to be paid within 60 days of agreement). In so doing, Kildeer agrees to pay Deer Park back that amount plus interest over a 20-year period. If Ozzi's Waterpark property annexes to Kildeer rather than Village of Deer Park, time frame for Kildeer's repayment of their obligation is accelerated. Bacchus to Deer Park with tax sharing for 5 years if property is redeveloped for larger development.

Over time, because Villages can't force annexation or disconnection in order to fall in line with the agreed boundaries, Villages cede jurisdiction over zoning of a property even if lies within others' boundaries (based on north/south of Rand). Authority for such action comes from the Illinois Municipal Code which grants municipalities the right to deal with land use issues by agreement.

Agreement period for 20 years.

Properties to deannex out of Kildeer and into Deer Park are the properties south of the Deer Park Town Center—likely they will choose to annex into Deer Park for the provision of sewer and the fact that Deer Park does not levy any property tax. Properties in Deer Park likely to annex into Kildeer are Muddy Paws and Top Notch Auto. If Muddy Paws disconnects from Deer Park, Kildeer has agreed to allow 25 foot strip for purpose of providing meetings to continue at Charles Quentin.

Trustee Henry Werch asked if research had been done on the property questioned by Plan Commissioner John Lahr at last month's meeting (Marathon property). Attorney Hargadon indicated that the property does not appear on any zoning maps, and no annexation agreement was found. Plan Commissioner Lahr indicated that the property was annexed; land south of property, then a landscape facility (owner named Cunning) and now a used car dealer, was annexed in approximately one year later. Attorney Hargadon to search 1978 – 1982 to verify. Mrs. Lahr noted that the treasurer, Pat Kelly, researched and collected past tax due from these properties.

MOTION: by Werch second by Gifford to approve Ordinance 03-7: an Ordinance Authorizing the Execution of a Jurisdictional Boundary and Land Use Agreement Between the Village of Deer Park and the Village of Kildeer.

Upon Roll Call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

viii. Proposed Fee Schedule

Proposed fee schedule was included in Board packets.

Trustee Hegarty requested that we use BACOG to benchmark attorney's costs.

MOTION: by Gifford second by Dowell to approve the Lord, Bissell & Brook proposed fee schedule as presented in the memo dated 1/17/2003.

Upon Roll Call:

YES: (4) Dowell, Gifford, Kizior, Werch

NO: (0)

ABSTAIN: (1) Hegarty

ABSENT: (1) Plautz

Motion Carried 4/0/1

B. President Karl

- i) Route 12 Planning-Committee looking to architectural guidelines for Villages. Elia Township and Lake County are involved, also.
- ii) Request to make Deer Park Smoke Free in Commercial Establishments— resident especially concerned about amount of smoke at Deer Park Bowl in the evening. Board has discussed; Attorney Hargadon to check annexation agreement and ordinances for smoking restrictions limiting smoking to the bar area at the Deer Park Bowl.
- iii) Village Staff Compensation— Executive session later. Need motion to take action on discussions from December Executive Session regarding Staff Compensation. Administrator Diesen-Dahl spoke to the Board regarding perception of lack of equitable distribution of compensation among the staff.

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MOTION: by Gifford second by Dowell to approve Village Staff Compensation increase of 5% retroactive to January 1, 2003.

Upon Roll Call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

- iv) Chambers of Commerce—Lake Zurich Area Chamber of Commerce has been very helpful. Problems with interaction and support of Barrington Area Chamber of Commerce. BACC President indicated that some Chamber members view Deer Park Commercial entities as damaging to their businesses.
- v) Recognition Nominations—Deer Park has received three nominations for awards from the Lake Zurich Area Chamber of Commerce—participation in Route 12 beautifications, Village Administrator, and Government Official (President Karl).

C. Administrator Diesen-Dahl

i) Package Preparation

Board discussed late materials for package preparations; requested consultants adhere to deadlines to give Trustees as much time as possible to review material prior to meetings. Trustee Hegarty requested consultants use email to communicate items to be included in packages where possible (currently send minutes via email to Trustees). President Karl requested For Your Information items be distributed in Trustees' mailboxes throughout the month for more timely dissemination of information, and to reduce material included in packages.

D. Trustee Kizior—Roads and Public Utilities

- i) Resident request for 3-way stop sign at Deerpath and Corners Drive. Traffic rate in that area, as well as comparison of rate suggest stop sign is not a good idea. Trustee Werch to talk to police regarding southbound speed; review in 3 months.
- ii) Traffic signal coordination--Lake Cook from Rand to Quentin, and Rand, Deer Park Boulevard and Quentin traffic signals to allow traffic to flow unimpeded going eastbound and westbound. Recommend, due to anticipated construction schedules, defer until improvements are completed.
- iii) Concerns about billing and snow/salt usage on the 14th. Should exercise deadline for payments prior to Board meeting. Distributed plot graph of
- iv) snowplowing; shows rate to date for this year is within acceptable range. Letter sent to John Neuber (VSI, Inc.) ; reply indicated that the colder the temperature the greater the rate of salt for the same effect. Recommend VSI reduce salt usage. Trustee Werch noted public safety issue; increase in salt has made streets safer. Received one resident call. Trustee Kizior to work with VSI to adjust.

E. Trustee Werch—Public Safety

- i) Cable Complaints—received numerous resident complaints; not in a competitive environment. Comcast to announce in January what areas would receive upgrades in terms of cable.
- ii) Police Contract—as usual, will talk with other municipalities to see what options are available to Deer Park. As information is available, will report to Board.

F. Trustee Hegarty

- i) Park mowing—time to bid out for park mowing. Discussed mowing schedule desired. Trustee Kizior requested schedule be posted and vendor held to schedule. Administrator Diesen-Dahl to work with Trustee Hegarty; Tom Benjamin available for questions.
- ii) Homeowner cooperation in park maintenance-- Trustee Hegarty noted help with tennis nets and garbage collection residents provide.

- iii) Outdoor ice rink request—email received from resident regarding outdoor ice rink in the future in Deer Park.
- iv) United Land Development potential conflict—Trustee Hegarty asked if United Land Development is the same developer as the developer of Robinson Fields. Attorney Hargadon indicated that they are two separate entities sharing one principal (Warren McElwain). Engineer Gordon noted that pertinent parties are involved in discussions and schedules for Robinson Fields; field investigations are set. Board to review in one month.

7. TREASURERS INFORMATION

MOTION: by Gifford second by Dowell to approve the Treasurers Information dated 12/31/02. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

8. CASH DISBURSEMENTS

MOTION: by Dowell second by Kizior to approve the Cash Disbursements for the period 12/17/02 through 1/20/03 in the amount of \$256,059.58.

Upon roll call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

9. PUBLIC COMMENTS

Resident Mary Lahr questioned why the Village was waiting for as-builts for Robinson Fields, as these used to be required for Certificates of Occupancy. Engineer Gordon noted these plans are for public improvements.

10. TEMPORARY ADJOURNMENT—EXECUTIVE SESSION

MOTION: by Gifford second by Dowell to temporarily adjourn the Regular Meeting of the Board of Trustees for an Executive Session regarding potential land acquisition. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was temporarily adjourned at 11:15 p.m.

11. REOPEN REGULAR MEETING

MOTION: by Gifford second by Werch to reopen the Regular Meeting of the Board of Trustees. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was reopened at 11:25 p.m.

12. POTENTIAL PROPERTY ACQUISITION

Motion: by Werch second by Gifford to authorize an expenditure not to exceed \$4,600.00 for appraisal services from Michael Marous for potential property discussions.

Upon Roll Call:

YES: (5) Dowell, Gifford, Hegarty, Kizior, Werch

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

13. TEMPORARY ADJOURNMENT—EXECUTIVE SESSION

MOTION: by Dowell second by Gifford to temporarily adjourn the Regular Meeting of the Board of Trustees for an Executive Session to review Staff Compensation. Upon voice vote:

YES: (5)

No: (0)

Absent: (1) Plautz

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was temporarily adjourned at 11:27 p.m.

14. REOPEN REGULAR MEETING

Motion: by Gifford second by Werch to reopen the Regular Meeting of the Board of Trustees.

Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was reopened at 12:07 a.m.

15. ADJOURNMENT

Motion: by Dowell second by Gifford to adjourn the Regular Meeting of the Board of Trustees. Upon voice vote:

YES: (5)

NO: (0)

ABSENT: (1) Plautz

Motion Carried 5/0

The Regular Meeting of the Board of Trustees was adjourned at 12:07 p.m.

Richard C. Karl, President

Sandra R. Smith, Village Clerk