

**Village of Deer Park
Regular Board Meeting Minutes
December 20, 2004**

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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, December 20th, 2004 at the Charles Quentin Elementary, 21250 W. Shirley Road, Palatine, in the Village of Deer Park, Lake and Cook Counties, Illinois.

President Gifford called the meeting to order at 7:05 p.m. Board members and Guests recited the Pledge of Allegiance. Upon roll call the following were present: President Gifford, Trustees Dowell, Ekstrom, Kizior, Plautz, Rotter and Thrun. Other Village Officials present were Administrator Diesen-Dahl, Treasurer Terri Stade, and Attorney Hargadon.

Guests present were: Michael Werthmann (KLOA, Inc.); Rochelle Schulman (Barrington Youth Services); Layla Broadus (23009 Thornhill Court); Jim Peterson (20230 Lea Road); Tom Benjamin (20366 Lea Road); Teri Bridge (23675 Hedgeworth Ct.); E. McLaughlin (23635 Cuba Road); Mary Lahr (201 Rue Touraine); Rita & George Faycurry (20486 Meadow Lane); Robb Tausend (20708 Deerpath Road); Caryn Tausend (20708 Deerpath Road); Debbie Vaughan (22988 Thornhill Ct.); Debra Sands (23010 Thornhill Ct.); John Lahr (201 Rue Touraine); R. Zujewski (Kildeer Police).

2. AGENDA CHANGES AND ANNOUNCEMENTS

Moved Deerpath Road update to immediately after the Barrington Youth Services discussion.

3. CONSENT AGENDA

A) Approval and Release of Minutes from the:

- i) Zoning Board of Appeals Meeting held 11/15/04
- ii) Zoning Board of Appeals Public Hearing held 11/15/04
- iii) Board of Trustees Regular held 11/15/04
- iv) Zoning Board of Appeals Meeting held 12/6/04

B) From the Engineer:

- i) Pay Request #1 for DeKaf Construction in the amount of \$15,016.00 for Squires Subdivision Culvert Replacements in the memo from Engineer Gordon dated 12/13/04.
- ii) Pay Request for Arrow Road Construction in the amount of \$5,862.41 for the 2004 Road Maintenance Program per the memo from Engineer Gordon dated 12/2/04.

MOTION: by Thrun second by Kizior to approve the Consent Agenda. Upon Voice Vote:

YES: (6)

NO: (0)

Motion Carried 6/0

4. BARRINGTON YOUTH SERVICES—REQUEST FOR DONATION

Rochelle Schulman, Executive Director of Barrington Youth Services, presented information to the Board regarding services offered to Deer Park residents through Barrington Youth Services. Ms. Schulman noted services are offered to the entire family, not just youth, and that programs available range from after-school to prevention programs for at-risk youth.

Board discussed history of donations and whether or not there should be parity between Omni and Barrington Youth Services donations. President Gifford noted that an analysis of the number of residents served by each was done last year, and at that time the Board moved away from the same donation amount for each service.

MOTION: by Plautz second by Dowell to approve a donation in the amount of \$2500 to Barrington Youth Services. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

5. DEERPATH ROAD UPDATE

President Gifford noted two traffic counters were placed on Deerpath Road by Kildeer Police; one north of Corners Drive and one south of Corners Drive. Information from the counters was given to KLOA (Village Traffic Consultants) for analysis. As a result of that analysis, President Gifford, Chief Lilly, and Mike Werthmann of KLOA consulted on potential solutions to the problems on Deerpath Road.

Mr. Werthmann noted that Deerpath is a north/south collector road given that it is a continuous road between two major roads. The purpose of a collector road is to collect residential traffic and distribute that traffic to major roads; thus, collector roads experience higher traffic counts and speeds than residential roads. Actual count of cars on Deerpath Road was 1100 – 1300 cars per day, which was within the design standards, and is actually less than expected on a collector road. Long Grove Road, which would be considered the east/west collector road within the area--bounded by Rand, Quentin, Lake Cook, Ela and Cuba--carries between 2200 and 3300 vehicles per day. Volume on Deerpath Road is not significant, nor is it over the expected values for a collector road. However, the speed limit is posted at 25 miles per hour. Average speed is actually 28 or 29 miles per hour; the 85th percentile speed is approximately 34 miles per hour on the southern section and 36 miles per hour on the northern section. As such, traffic is not following the 25 miles per hour posted.

Mr. Werthmann noted the main deterrent for speeding is police enforcement, and discussed problems associated with blocking or closing the road. Recommendation is for enhanced enforcement for several months, and then test the speeds again.

Bob Zujewski, Administrative Assistant to Chief Lilly and responsible for patrol and detective divisions, noted there are 12 STEP (Selective Traffic Enforcement Patrol) areas within the Villages of Kildeer and Deer Park. Each officer is assigned 3 STEP areas within an 8 hour shift. Have been trying to get more enforcement for STEP areas; however, increased traffic on Rand due to the Christmas season has made this difficult. Traffic cars are assigned from 7 -3 and 2 -10 to increase enforcement in the Villages. Officers try to cover STEP areas in high volume times (6:30 – 8:30 in the morning and 3:30 – 5:30 in the afternoon); however, priority calls (such as accidents) will pull officers off of STEP areas. Have added 3 officers to increase enforcement capabilities. Desired speed is no more than 29 miles per hour on Deerpath Road; officers generally do not ticket unless speeds exceed 10 miles per hour over the posted speed. Under 10 miles per hour, officers will stop speeding vehicles and issue a verbal warning. If the same vehicle is stopped again the verbal warning will appear on the computer, and a ticket will be issued even if the excessive speed is less than 10 miles per hour over the posted limit.

Officer Zujewski noted there is one traffic car between the two villages that handles any traffic related issues in either village. Each officer enters the time at each STEP area in the computer; statistics are available on coverage of particular areas through Chief Lilly.

Technology is not yet available for speed reduction techniques (such as cameras), other than speed trailers. Trailers do not take pictures of vehicles; enforcement is only available if an officer sits by the trailer to issue tickets. Law requires proof of driver identification when issuing a ticket, which makes the use of cameras difficult. Trustee Rotter asked the Police Department to look into any such available systems and report back.

Trustee Ekstrom noted there have been a number of residential complaints regarding officers not pulling speeders over, and requested statistics on tickets issued for the area. Officer Zujewski stated that during the month of November 120 citations were issued in the Village of Deer Park; however, Trustee Ekstrom requested a breakdown for the Deerpath area specifically.

President Gifford noted statistically, speed trailers tend to slow people down. With inclement weather pending, trailers are being refurbished, but will be dispatched again weather permitting.

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Mr. Werthmann noted KLOA will be working with Kildeer Police to monitor traffic with use of tubes on a quarterly basis, and will report back to the Board.

Mr. Werthmann noted there is sufficient signage regarding speed limits (7 signs on one mile stretch of road). May try to add yellow "Speed Strictly Enforced" signs to limit signs. (State Statute calls for minimum speed limits of 25 miles per hour unless addressing school or special zones.) Trustee Kizior questioned the possibility of speed "tables" --series of smaller bumps to slow vehicles down. Mr. Werthmann noted these are noisy and can be an issue with emergency vehicles. Board members agreed they do not want to see speed bumps placed on Deerpath Road. If quarterly results do not show improvement, Mr. Werthmann to bring additional traffic calming solutions to the Board; noting it is best to make small changes in attempts to control the traffic.

Officer Zujewski noted there will be increased efforts to enforce posted speed limits once the holiday season is over. Trustee Ekstrom noted an effort to build a reputation of traffic citations being issued will help to abate traffic issues, stating it is common knowledge that citations are issued on Long Grove Road on the Kildeer side past Rand Road. Trustees Ekstrom and Kizior requested Kildeer police work to build a reputation for enforcement on both sides of Rand Road, as well as on Deerpath Road, noting that signs regarding enforcement work only until people discover enforcement is not actually being stepped up. Officer Zujewski stated 29 STEPs are scheduled for Deerpath Road for the month of January. Trustee Ekstrom requested statistics on citations issued on Long Grove on both the Kildeer extension and the Deer Park extensions; if there is not a difference found, suggested posting the information in the newsletter to help with the perception of enforcement in the public.

Resident Caryn Tausend questioned how the Board went about selecting the traffic consultant. President Gifford noted the Village has used the services of KLOA for years. Mrs. Tausend noted the traffic flows south in the morning and north in the evening, and requested clarification on the designations attached to the road. Mr. Werthmann reviewed the requirements for a residential vs. a collector road. Mrs. Tausend questioned how Deerpath could be considered a collector road, given the number of driveways that enter off of Deerpath Road and planned subdivisions off of Deerpath Road. Mr. Werthmann contrasted the number of driveways off of Long Grove Road with those on Deerpath Road. Mrs. Tausend noted designation of collector means volumes will not be addressed, which is an issue, and asked for options available. President Gifford noted the Village cannot restrict access from or to Long Grove Road. President Gifford noted there will be increased enforcement, addition of speed limit signs as needed (Trustee Ekstrom to verify number and placement of signs), "no passing" signs, and "speed strictly enforced" signage. Mr. Werthmann noted the general rule is that 95% of people follow the rules of the road. Most effective deterrent is enforcement. Believe Kildeer understands the importance of this issue, and will be stepping up enforcement to meet the issue.

Resident Layla Broadus stated traffic lights could be used to control traffic flow; however, President Gifford noted Long Grove Road is a County Road over which the Village does not have jurisdiction regarding installation of lights.

Officer Zujewski indicated he would provide statistics to the Board regarding warnings and citations issued in the recent past. Beginning January 1, these statistics to be compiled on a regular basis and provided to the Board.

Mrs. Tausend inquired about the possibility of addition of a speed bump in the S-Curve. President Gifford noted approach to the problem will be taken in "steps" with evaluations in-between. No plans for addition of speed bump at current time. Mrs. Tausend noted she has been complaining since August with no resolution yet. Cannot even get her mail at night due to the traffic; did not anticipate such large volumes of traffic on this road in Deer Park. Mrs. Tausend expressed her frustration with the situation. President Gifford reiterated that the Village will be working in steps to address the problem. Mrs. Tausend noted the concentration of driveways in the area, lack of sidewalks or bike paths should impact designation of Deerpath as a collector road and acceptable volumes for the road.

Resident Robb Tausend stated he believes the Village is making progress, and expressed appreciation for the hour spent out of the Board meeting tonight.

Officer Zujewski reminded residents Kildeer Police should be called whenever speeding or reckless driving are encountered—residents should take down a vehicle description and phone police immediately so a squad car can be dispatched. Residents should call 847-438-6010; for severe problems, dial 911. Mrs. Tausend stated she has called previously both the police department and the Transportation Department regarding problems as they were occurring. President Gifford noted he spoke with the Director of Lake Zurich Schools Transportation. The Director indicated they have told police officers to ticket bus drivers who are speeding. Mrs. Tausend noted bus numbers are not posted on both sides of the bus. Trustee Ekstrom noted District 95 has been responsive to other issues in the past; a bus driver was fired after repeated reported problems by residents. Officer Zujewski noted his extension is 212, and offered residents the opportunity to feel free to call with problems, stressing the Police cannot resolve issues unless they are aware of them.

6. REQUEST FOR VARIANCE—20486 MEADOW LANE

Property is located at 20486 Meadow Lane, not Rainbow Road.

George and Rita Faycurry, owners of the property, were present to discuss the petition for a variation request to allow an addition. Mr. Faycurry noted he and his wife have been residents of Deer Park since 1994. Petitioners wish to put an addition on their home due to the size of their family (4 kids). Worked with architect to create addition which would not require a variance. Only logical addition is created by converting current garage space into a family room, then building garage onto the northwest side of the home. This configuration would require a variance of 7' into the 50' setback on the north side of the home, and an 11' variance for the 30' setback on the west end of the house.

The house is already a nonconforming structure due to setback infringements. Current design streamlining with the current garage and maintaining the line of the home would be uniform and create a look that blends with the original structure.

Adding to the back would create the need for a larger variance requirement.

Attorney Hargadon summarized the memo from Attorney Kopecky regarding the Zoning Board of Appeals decision, and possible alterations to the plans to create the need for only one variation to the side yard setback. Additionally, Attorney Kopecky recommends any approval should be conditioned upon submission of a more detailed site plan specifying exact encroachments on setbacks affected.

President Gifford noted the hardship is created by original placement on the lot and the fact that the existing home is nonconforming, thus requiring a variance request anytime the building footprint is changed.

Trustee Rotter expressed concerns regarding the placement of the new driveway and impact on trees, drainage, and neighbors. Driveway on the northwest side extends to the property line. Petitioner noted no trees will be removed. Zoning Board did not address this issue; drawings were included in notices to neighbors. There was some confusion about whether or not the tree line indicated is on the petitioners' property or the neighbors' property. Mr. Faycurry noted the neighbor's driveway is approximately 4' higher than petitioners' driveway, so drainage should not run over the neighbors' driveway. Trustee Kizior noted the tree line elevation is also higher than the proposed driveway. Neighbors' house is approximately 70 – 80' away from the proposed driveway. President Gifford suggested petitioner notify neighbor again to make certain proposed driveway location is clear to be proactive in preventing issues with the neighbor. Petitioner noted proposed driveway location will follow pattern of other garage and driveways in the area.

Trustees noted drainage cannot be changed; water must drain to the existing pattern.

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Administrator Diesen-Dahl reported notification to neighbors has been made; no comments have been received from neighbors.

Board discussed potential change suggested by Building and Zoning Inspector Holmes, noting issues that would be created with the driveway pad in suggested configuration.

MOTION: by Rotter second by Ekstrom to approve the variance request at 20486 Meadow Lane due to the hardship created by current nonconforming structure and location of the home on the lot. Upon voice vote:

YES: (5)

NO: (1) Plautz

Motion Carried 5/1

President Gifford reiterated request that petitioner be proactive in verifying neighboring property owner of location of proposed driveway to avoid future problems.

Petitioner must request a building permit with architects' drawings to proceed.

7. VEHE FARM FOUNDATION

A. Update-Phase II Construction: Jim Peterson of the Vehe Farm Foundation referenced his report submitted to the Board dated December 13, 2004. Mr. Peterson noted that, although the contractor is behind schedule, completion dates are still possible. Mr. Peterson noted there are substantial penalties for not meeting completion dates. Contractor has indicated he will be adding workmen in December/January to catch up to the projected schedule.

Board discussed merits of allowing contractor to miss deadlines and collect penalties versus removing contractor from the work or subcontracting out portions of the contract to ensure meeting deadlines.

Teri Bridge noted the Foundation has established a group of volunteers (Foundation Board members) who will be looking at the entire interior needs—furniture, chairs, sound equipment, etc. When needs are determined, a budget for these items will be presented to the Board. Trustee Ekstrom verified current budget allocated would allow purchase of items sufficient to hold Board meetings. Teri Bridge noted the sound system would not be included, but chairs and tables are included.

Trustee Ekstrom noted a major goal stated for 2005 – 2006 in the VFF 2004 Annual Report is stated as “completion of barn and outbuilding construction work”, and questioned whether or not the amounts allocated for 2004 and 2005 should complete all construction work (leaving no significant work to be completed in 2006). Mr. Peterson noted there is some site construction work not included. Mrs. Bridge noted the word “fiscal” should not be included on this page—work referenced is for the 2005 calendar year—all construction costs for the barn and outbuildings are included in the current construction contract.

Trustee Ekstrom also questioned if the major goals listed in the report were reflective of what will be requested in the 2005 – 2006 fiscal budget, as the understanding when the Board approved the 2004 – 2005 request was that the next fiscal budget request would be very small to allow funding of programs cut for the rest of the Village. Expectations by the Board for the 2005 – 2006 budget request from the Foundation were between \$35,000 - \$100,000. Mrs. Bridge stated the Foundation is in the process of reviewing the next fiscal budget request.

Trustee Ekstrom reiterated belief that the Board was left with the impression that very little money would be allocated to the Vehe Farm for 2005 – 2006 to allow re-funding of programs cut for the rest of the Village in the current fiscal year. Trustee Ekstrom stated that, if the request is excessive, she will vote against it. Trustee Dowell stated that additional funds would go to the Foundation for programs, etc. Trustee Ekstrom noted she was told by the consensus of the Board that there would be limited

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requests in the next year to back fund programs that were cut. Trustee Kizior indicated the budget would have to be evaluated as a whole to determine appropriate funding levels for various programs.

Trustee Rotter verified that the majority of monies budgeted in this fiscal years' budget would be spent in this fiscal year. Trustee Dowell noted this fiscal years' budget included the majority of the build-out for the Barn; Mr. Peterson noted additional costs for the barn and outbuildings would occur after the end of this fiscal year, as construction is projected to continue until October. As a result, the Board allocated 100% of the costs of the construction work, but not all of those costs will be incurred in the current fiscal year, as 100% of construction will not be completed until October. Construction from May 1st through the end of construction in October will be included in the next fiscal year budget. Additionally, Trustee Dowell noted that the Village Board, not the Foundation Board, is in control of whatever monies are spent. The Foundation's job is to bring to the Village Board recommendations and proposals; the Village Board then takes action.

Trustee Rotter expressed disappointment that the Annual Report does not give adequate credit to the Village of Deer Park. Trustee Ekstrom agreed, stating that the Village and the Foundation are in a partnership; the Village is listed solely as a donor.

Trustee Thrun (also Foundation member), stated he believes Village Trustees were overly critical in the analysis of the Annual Report, noting the Foundation is comprised of volunteers donating many hours in partnership with the Board. The Foundation realizes the partnership with and need for the Village Board, and regrets any implication otherwise.

Tom Benjamin noted he sent an annual report to contributors with accomplishments for the year. In that letter, the Foundation noted that none of the accomplishments would have been possible without the Village of Deer Park. Additionally, Jim Peterson noted all of the surrounding Villages are very aware that the Village funded the Vehe Farm restoration.

Trustee Plautz noted she moved to Deer Park six years ago from Glenview, where there was not support provided by a Foundation or Village; thus, the residents' groups needed to go through much more work to support their Farm. Trustee Plautz expressed appreciation that the Village was in a position to fund this work.

President Gifford expressed appreciation for the Foundation, noting that the atmosphere can become contentious when working out the details, given budget constraints. However, the Village and the Foundation are working towards the same goal.

B. Payment of bills:

- i) Pay Request #6 for Vehe Farm Construction in the amount of \$34,029.00 payable to R&W Clark per the memo from Jim Peterson dated 12/13/04.

MOTION: by Dowell second by Kizior to approve Pay Request #6 or Vehe Farm Construction in the amount of \$34,029.00 per the memo from Jim Peterson dated 12/13/04. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

- ii) Pay Request for architectural and engineering services during November in the amount of \$1,537.20 payable to HZPS per the invoice from HZPS dated 12/2/04.

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MOTION: by Dowell second by Kizior to approve the Pay Request for architectural and engineering services during November in the amount of \$1,537.20 payable to HZPS per the invoice from HZPS dated December 2nd, 2004. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

Trustee Plautz requested update on signage (bulletin board) for the Farm. Mr. Peterson noted there is a sign committee presenting a report to the Foundation in February. Additionally, there is a volunteer working on grants.

Attorney Hargadon noted that both the Vehe Farm Foundation Board and the Village Board approved the First Amendment to the Vehe Farm Agreement. The Agreement has been waiting to be signed pending the Foundation obtaining insurance; Mrs. Bridge submitted a commitment for insurance this evening. Members can now sign the Agreement to finalize; Attorney Hargadon will circulate a Final Execution copy of the Agreement to be signed by the Village and Foundation.

8. REPORTS FROM THE PRESIDENT, TRUSTEES, AND ADMINISTRATOR

A. President Gifford

- i) Long Grove Road Lift Station Service Contract: Annual cost for maintenance of \$1600. This cost will be billed out to the users of the system through annual sewer costs.

MOTION: by Ekstrom second by Thrun to enter the contract for maintenance of the Long Grove Road Lift Station with Metropolitan Pump Company at an annual cost of \$1600 per year per the memo from Engineer Gordon dated December 15, 2004. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

- ii) January Board Meeting Date: The January Regular meeting of the Board falls on Martin Luther King Jr.'s Birthday (holiday). Village ordinances allow changing the Regular meeting date when it falls on a holiday. Board consensus to change the meeting to Tuesday, January 18th, 2005.

MOTION: by Plautz second by Thrun to change the January 2005 Regular Meeting of the Board of Trustees to Tuesday, January 18th at 7:00 p.m. at Charles Quentin Elementary School. Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

Administrator Diesen-Dahl to publish required notices.

Board discussed changing the Village Ordinance to accommodate the holiday, as this occurs every year. Board consensus to change the Ordinance.

- iii) Disbursement to WJE: Cash Disbursement item dated 12/20/04 to WJE for structural evaluation of Village Office. President Gifford noted he was originally told the cost would be approximately \$700 – \$800; final cost was actually \$2561.50, due to additional load evaluations needed and report generated. Board previously directed Building and Zoning Inspector Holmes to pursue a professional evaluation; did not anticipate the scope of completed work. Trustee Ekstrom indicated she was not questioning the wisdom of pursuing the work; the process of moving from estimate of \$700 to actual of \$2500 concerns her. President Gifford noted structure of the Farmhouse changed work required.

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Board requested copies of report be distributed to Board members. In short, the report states there are some structural issues which need to be addressed—upstairs floor needs shoring up; foundation needs to be sealed (waterproofed) in the spring.

Expenditures over \$500 are to be preapproved by the Board, except in the case of emergency. Initial work was requested by the Board; structural issues and water in the basement caused additional work to move forward without explicit approval by the Board for the additional money. Building and Zoning Inspector Holmes spoke with Administrator Diesen-Dahl, apologizing for the additional money spent, but noted the final report was well worth the additional money to address structural issues at the Village Office.

B. Trustee Plautz—Health & Sanitation

- i) Vision Questionnaire: Completed questionnaires should be returned to Trustee Plautz for compilation of comments.
- ii) Praedium Development: Given the volume of material to be analyzed, Trustee Plautz noted she anticipates Consultants to the Village are analyzing the material for assistance to the Board. Also, in the Town Center, Trustee Plautz is aware that certain Trustees took ownership of particular details (lighting, etc.), and questioned if the Board should divide areas of responsibility. Attorney Hargadon noted this petition has been the subject of at least 4 Plan Commission meetings, with numerous revisions created. The Plan Commission has reviewed and approved the plans for submission to the Board. Attorney Hargadon noted there has been much attention to detail, down to the material of fences, colors on the buildings, and specific approved light fixtures.

Trustee Plautz requested consensus from the Board on types of plants to be included in the development—specifically requiring drought resistant plants vs. those requiring excessive water. Attorney Hargadon noted the Village Board, since the development of the Triangle, has generally favored what would be classified as native species to the area. Some of those are less water intensive than others. Again, the landscape architect at Teska has commented extensively on the plants chosen. Plan Commission member Lahr noted there is quite a bit of water on the property.

Attorney Hargadon noted Praedium has provided minor comments suggesting changes to the submitted documents. New final version to be provided prior to petitioner appearing next month.

Trustee Rotter questioned status of land north of the creek on the property. Attorney Hargadon noted Praedium has structured the proposed development such that the area south of the creek meets all of the provisions of our ordinances. No one is really getting “credit” for FAR purposes. Praedium has requested to potentially add to other land north of the property; the accepted compromise through the Plan Commission was allowance of land north of the creek in perpetuity to remain open space. Could be taken from the Praedium proposal and added to any potential development on the property north of the land for credit in meeting requirements as long as it remained open space. Maintenance of open space and potential bike trails will be covered in the Planned Development Ordinance.

- iii) Appointment of Trustee Kizior as Alternate Director for SWALCO; approval of Resolution 04-08: Trustee Kizior has agreed to serve as the Alternate for SWALCO. Must approve a Resolution to allow Trustee Kizior to vote at SWALCO as an Alternate.

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MOTION: by Ekstrom second by Plautz to approve Resolution R04-08 appointing Trustee Kizior as the Alternate to SWALCO for the Village of Deer Park. Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

C. Trustee Kizior—Parks & Recreation

- i) BACOG: BACOG is in the process of creating a legislative platform for the upcoming year; should be available at either the January or February meeting. Trustees should contact Trustee Kizior with input/questions. Trustee Rotter verified Affordable Housing would be part of the platform. Trustee Kizior noted BACOG is working with a group of legislators hoping to amend the current legislation.

D. Trustee Rotter

- i) Affordable Housing: Trustee Rotter had requested an ordinance for this month. Board requested ordinance be addressed at the February meeting.

Update: Trustee Rotter was contacted and briefly interviewed by a Professor studying affordable housing, and has received additional information from the IHDA. Professor's survey covered intended response by Village of Deer Park. Only answer was that Deer Park intended to comply and would pass required ordinances to do so; could not be specific on land available for use. Further, the Professor informed Trustee Rotter that Home Rule Communities such as Lake Forest were going, through an Association of the Communities, to pursue legislation exempting them from the noncompliant list of communities.

Still believe at this time, the only action required by the Village of Deer Park is passage of an Ordinance. Attorney Hargadon stated he believes at some point the Village will need to hire a Consultant to determine possible options for compliance. Such a study should begin in 2005 to ensure meeting 2006 deadlines. Trustee Rotter current ordinance could simply state that within the confines the Village supports the concept rather than identifying land in order to stave off IHDA intervention. Attorney Hargadon noted that, by 2006, the Village must have on file the steps being taken to comply. Trustee Kizior noted BACOG has discussed the fact that legislation is not specific enough for enforcement; do not recommend passage of ordinance. Attorney Hargadon disagreed with application of this argument to individual communities such as Deer Park. BACOG is comprised of Villages, some of which are home rule.

E. Treasurer Stade

- i) GASB Proposals: Treasurer Stade reviewed requirements of GASB statutes and referenced memo dated December 14, 2004.

Treasurer Stade recommends acceptance of proposal from Government Fixed Asset Services, Inc. GFAS, Inc. was recommended by the Village Auditor (Sikich Gardner), and estimate was lower than other proposal in the long run. Board expressed concerns regarding workload; Treasurer Stade noted that data will be formatted for easy entry into the system. Form will be Excel spreadsheet.

Board discussed impact on accounting systems and potential of need to update accounting software.

Board requested Treasurer Stade verify travel expenses for GFAS, Inc. and contact additional references.

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MOTION: by Ekstrom second by Kizior to accept the proposal from GFAS, Inc. for GASB 34 compliance, subject to verification of references and verification of travel expenses included. Upon roll call:

YES: (5) Dowell, Ekstrom, Kizior, Plautz, Thrun

NO: (1) Rotter

Motion Carried 5/1

F. Administrator Diesen-Dahl

- i) Liquor license applications: Detective Lambie of the Kildeer Police has reviewed and approved applications for renewal of liquor licenses. Renewal needs to be approved by the Board. Renewals recommended for the following licenses:
Class 1—Brunswick Zone
Class 2—Biaggis, California Pizza Kitchen, La Hacienda, Max & Erma's, Noodles & Co., Stoney River (Baja Fresh Closed December 13th)
Class 3—Puff N Stuff

Board requested Administrator Diesen-Dahl review fees to ensure parity with surrounding Villages.

Attorney Hargadon noted President Gifford actually approves the licenses as Liquor Commissioner through Village Ordinances.

- ii) Ela Township tree trimming expenses: Tree trimming by Ela Township on Deerpath Road requested by Administrator Diesen-Dahl totaled \$720. Trimming requested as school buses were having trouble passing by the trees without scraping.

MOTION: by Ekstrom second by Kizior to approve the expenditure of \$720 for tree trimming on Deerpath Road by Ela Township. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

- iii) Schedule of 2005 Meetings: Schedule distributed to Board members.

G. Trustee Ekstrom—Roads & Public Utilities

- i) Newsletter correction: Trustee Ekstrom noted an error in the newsletter regarding passage of ordinance 04-35; ordinance is still pending. Correction to be included in the website with correction noted in the next newsletter.
- ii) Fire Department Funding: Trustee Ekstrom noted Board requested alternatives for Fire District funding mechanisms last month; Board members received a memo from Attorney Hargadon regarding alternatives, but the item is not on the agenda. President Gifford stated there is additional research ongoing. LBB looking into specialized taxes that may or may not be available to the Village and issues surrounding payment of monies by one taxing body to another taxing body.

Trustee Ekstrom noted wells in the Triangle were originally designed for access by tanker trucks, but was told that access was not available during a large Palatine fire. Trustee Ekstrom stated Lake Zurich Fire was not aware they were able to draw from the Village-owned wells, and do not have access. Attorney Hargadon stated he does not believe there is access (roads) to the wells available yet. Mr. Lahr stated the issue was that alternate districts which came to fight the fire could not hook up to fight the fire given the lack of hydrants compared to the number of trucks onsite to fight the fire, and problems associated with drawing large amounts of water directly out of the ponds. Communication issue that needs to be pursued with the Fire District Chiefs. Question appears to be whether or not Lake Zurich is able to turn on the wells to the ponds when needed. Wells are owned by the Village, but developers have

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day to day control. Keys should be given to the Fire District for emergency use, if have not already done so, since wells are usually off.

H. Trustee Thrun—Public Safety

- i) Trustees Rotter and Thrun attended the Fire District meeting called by the Deer Lake Meadows Homeowners Association. Approximately 40 people attended. The Fire District gave a fire prevention presentation lasting approximately one hour. Presentation was very professional; then residents questioned the representatives; meeting became very heated. Trustee Rotter noted the Fire Department was very professional. Firemen did an outstanding job; Fire District Board took a lot of heat over political issues. Seriously questioning the wisdom of directing revenues to the Fire Board; believe residents would feel the same. President Gifford to follow up with Trustees Rotter and Thrun.

9. TREASURERS INFORMATION

MOTION: by Dowell second by Kizior to approve the Investments Held report dated 11/30/04. Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

10. CASH DISBURSEMENTS

MOTION: by Dowell second by Kizior to approve the Cash Disbursements for the period 11/16/04 – 12/20/04 in the amount of \$433,110.40. Upon Roll Call:

YES: (6) Dowell, Ekstrom, Kizior, Plautz, Rotter, Thrun

NO: (0)

Motion Carried 6/0

11. PUBLIC COMMENTS

Resident Mary Lahr questioned expenditures on structural integrity given previous reports of appropriate structural soundness for conversion of farm house to a Village Office. President Gifford noted the Board has added filing cabinets to the building and there is a leak in the basement which was being investigated. First floor of the building was not structurally sound enough to hold up the additional cabinets, and required shoring up the floor. This report addresses structural integrity of the entire building. There are some items uncovered in the report that need to be repaired. There are no monetary values given yet.

Mrs. Lahr asked if the Village could raise business registration fees to help the Fire District. President Gifford stated there are other issues to be considered.

12. ADJOURNMENT

MOTION: by Ekstrom second by Thrun to adjourn the Regular Meeting of the Board of Trustees. Upon voice vote:

YES: (6)

NO: (0)

Motion Carried 6/0

The Regular Meeting of the Board of Trustees was adjourned at 10:20 p.m.

H. Scott Gifford, President

Sandra R. Smith, Village Clerk