

Approved Minutes
Special Meeting of the Board of Trustees
Monday, April 29,2013, 7.00 p.m.
Lake Zurich Village Hall,
70 E. Main St. Lake Zurich. IL 60047

1. **CALL TO ORDER** by Village President Suzanne Branding at 7.00pm.
2. **ROLL CALL:** : Village President Suzanne Branding, Trustee Jeff Halen, Trustee Terry Mastandrea, Trustee Tom Poynton, Trustee Dana Rzeznik Trustee Jonathan Sprawka, and Trustee Rich Sustich. Also present:- Village Manager Jason Slowinski, Asst. Village Manager Roy Witherow, Village Attorney Scott Uhler, Building/Zoning Dir. Dan Peterson, Finance Director Jodie Hartman, I/T Dir. Michael Duebner, and Interim Park and Rec. Dir. Kathy Katz.

3. **PUBLIC COMMENTS**

Jim Tarbet, 1195 Cedar Creek Drive, addressed the Board.

4. **CONSENT AGENDA**

- A. **Approval of Minutes of April 1, 2013 Regular Meeting.**
- B. **Approval of Minutes of April 15, 2013 Regular Meeting.**
- C. **Approval of Executive Session Minutes of February 19, 2013.**
- D. **Approval of Executive Session Minutes of March 4, 2013.**

Motion made by President Branding, seconded by Trustee Sustich, to approve the consent agenda as presented. *Trustee Poynton abstained on item 4B.*

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSTAIN: *Trustee Poynton abstained on item 4B*

MOTION CARRIED.

President Branding entertained a motion to open the Public Hearing. Motion by Trustee Sprawka, seconded by Trustee Sustich. Approved by Voice Vote.

5. **PUBLIC HEARING FOR CONSIDERATION OF PROPOSED FY 2013-14 ANNUAL BUDGET.**

Village President Branding called the public hearing to order at 7.06pm.

ROLL CALL: : Village President Suzanne Branding, Trustee Jeff Halen, Trustee Terry Mastandrea, Trustee Tom Poynton, Trustee Dana Rzeznik Trustee Jonathan Sprawka, and Trustee Rich Sustich.

President Branding stated that proper notice had been given to the public on the village website and the newspaper.

President Branding asked if anyone wished to testify and she administered the oath to Jim Tarbet, 1195 Cedar Creek Drive

Atty. Uhler advised that any testimony given at the 4/15/13 meeting could be submitted into the record at this meeting.

Jim Tarbet, 1195 Cedar Creek Drive, addressed the Board on the use of NHRST, Hotel/Motel Tax, Water/Sewer Fund, CALEA expenses, organization memberships and Dist. #95 payment.

President Branding entertained a motion to adjourn the Public Hearing. Motion made by Trustee Sustich, seconded by Trustee Rzeznik, to adjourn the Public Hearing.

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSTAIN: 0

MOTION CARRIED.

6. APPROVAL OF ORDINANCE 2013-04-889 ADOPTING FY 2013-14 ANNUAL BUDGET.

Motion made by President Branding, seconded by Trustee Sustich, to approve an Ordinance adopting the proposed budget for fiscal year May, 2013 through April 30, 2014. Assign ORD 2013-04-889

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSENT: 0

MOTION CARRIED.

7. APPROVAL OF FARMERS MARKET SPECIAL EVENT.

Interim Park and Rec. Dir. Kathy Katz reported on the application and introduced Kevin Koch, Park Advisory Board member, Janet Barron and Mary Beth Euker, applicants. Kevin Koch explained the history of the Farmer's Market research and he and the applicants answered the Board's questions. There was discussion about the Village sponsoring or co-sponsoring the weekly event, the costs to the village and the distribution of any profits.

Motion made by President Branding, seconded by Trustee Poynton, to sponsor a special farmers market event.

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSENT: 0

MOTION CARRIED.

Motion made by Trustee Poynton, seconded by Trustee Sustich, to approve the special farmers market event at Paulus Park.

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSENT: 0

MOTION CARRIED.

8. APPROVAL OF AGREEMENT OF UNDERSTANDING WITH LAKE ZURICH PROMENADE, LLC

Atty. Uhler reported on the proposed letter of Agreement of Understanding and gave an explanation of the changes. Mr. John Breugelmans requested a change on Page 6, paragraph 2 – "Designation of Developer", relating to the village retaining the discretion to accept the proposal. Atty. Uhler answered the Board's questions and advised them. Building/Zoning Dir. Dan Peterson answered the Board's questions. Trustee Halen asked about the purchase price of the property and Village Manager Jason Slowinski answered his question. Discussion followed by the Board.

President Branding asked if the requested, at the 4/1/13 meeting, financial information had been received by staff and Dir. Dan Peterson stated that none had been received.

Mr. John Breugelmans addressed the Board and stated that he wanted some protection in the document. Atty. Uhler and John Breugelmans had a discussion about the legal language. President Branding referring to the 4/1/13 agreement to share financial information asked John Breugelmans to share the information with Village Manager Jason Slowinski but John Breugelmans stated that he wanted the signed letter of understanding first. Atty. Uhler advised the Board on the language of the document. Village Manager Jason Slowinski questioned Mr. Breugelmans on the eleven criteria. After further discussion President Branding suggested that the approval be tabled to the 5/6/13 meeting and she polled the Board who approved the tabling. President Branding requested that Mr. Breugelmans make contact with Jason Slowinski before the 5/6/13 meeting.

This motion is tabled until 5/6/13 meeting.

Motion to approve the agreement of understanding with lake Zurich promenade, LLC.

9. ADJOURMENT

Motion to adjourn by President Branding, seconded by Trustee Poynton, to adjourn the meeting.

AYES: 6 Trustees Halen, Mastandrea, Rzeznik, Sprawka, Sustich.

NAYS: 0

ABSENT: 0

MOTION CARRIED.

Meeting adjourned at 8.58pm.

Respectfully submitted by: Kathleen Johnson, Village Clerk.

Approved by:

/s/Thomas M. Poynton, Village Mayor.

5/7/13.