

**APPROVED MINUTES
VILLAGE OF LAKE ZURICH
Board of Trustees
70 East Main Street**



Monday, April 1, 2019 7:00 p.m.

1. **CALL TO ORDER** by Mayor Thomas M. Poynton at 7.00 pm.
2. **ROLL CALL:** Mayor Thomas Poynton, Trustee Mary Beth Euker, Trustee John Shaw, Trustee Marc Spacone, Trustee Jonathan Sprawka, Trustee Greg Weider. Trustee Jim Beaudoin was absent and excused. Also in attendance: Village Manager Ray Keller, Village Atty. Scott Uhler, Finance Dir. Jodie Hartman, Dir. of Innovation Michael Duebner, Fire Chief John Malcolm, Police Chief Steve Husak, Dir. Of Community Services Sarosh Saher, Public Works Dir. Mike Brown, H.R. Dir. Doug Gibson, Atty. Carmen Forte Jr.
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMENT**
Marty Filson, 33 E. Harbor Dr., addressed the Board on the water meter question from previous meetings; on Agenda item #6G and the bidding process; and TIF district debt and the value of the village owned properties.
5. **PRESIDENT'S REPORT / COMMUNITY UPDATE**
 - A. Proclamation Recognizing Arbor Day in Lake Zurich on April 26, 2019
6. **CONSENT AGENDA**
 - A. Approval of Minutes of the Village Board Meeting, March 18, 2019
 - B. Semi-Monthly Warrant Register Dated April 1, 2019 Totaling \$287,869.82
 - C. Intergovernmental Agreement between the Village of Lake Zurich and Village of Kildeer Regarding use of Lake Zurich Gas Pumps and Fuel
Summary: The existing fuel agreement between Lake Zurich and Kildeer expires on April 30, 2019. The proposed renewal agreement allows Kildeer to continue refueling its fleet at the Lake Zurich Community Services Facility for another two years at an adjusted rate of 15% versus 5% of the dollar amount of fuel consumed.
 - D. Intergovernmental Agreement between the Village of Lake Zurich and Village of Kildeer for Vehicle Servicing
Summary: The existing fleet services agreement between Lake Zurich and Kildeer expires on April 30, 2019. The proposed renewal agreement allows Kildeer to continue utilizing Lake Zurich's fleet maintenance services at an adjusted rate of \$94 per hour for labor versus \$92 per hour.

- E. Agreement with Ford Excavating for Demolition Services for 7 – 15 South Old Rand Road, 36 Mionske Drive, and 22 Park Avenue in the Amount Not-to-Exceed \$87,864.70**

Summary: The FY19 budget includes \$140,000 for the demolition of Village-owned properties located within TIF District #2. These aged buildings are resulting in higher maintenance costs and deteriorating conditions. A bid opening on February 28, 2019 resulted in seven bids received, with the lowest responsible bid from Ford Excavating.

- F. Approval to Waive the Formal Bid Process and Approve an Agreement with Microsoft Enterprise for Desktops and Servers in the Amount Not-to-Exceed \$108,000 over Three Years**

Summary: The Village uses Microsoft desktop, server and office automation applications extensively throughout the organization. The Microsoft Enterprise Agreement was originally signed in 2013 and is recommended for another three year renewal by Staff. A waiver of the bid process is requested since CDWG holds the Illinois State Master Contract as the Microsoft large-account reseller and thereby offers the lowest cost for Microsoft products.

- G. Change Order #3 on the 2018 Sanitary Sewer Lining Project Contract with Insituform Technologies USA in the Amount Not-to-Exceed \$1,322,748.28**

Summary: The Village approved a contract with Insituform Technologies USA on July 2, 2018 for sanitary sewer lining of 11,750 feet of pipe. Insituform has completed all sewer lining according to the contract documents and is scheduled to complete manhole repairs by the end of April 2019.

A change order request to add 915 feet of 30-inch sanitary sewer lining is requested for pipes under portions of Harvest Drive, since this street is scheduled for resurfacing later in 2019. This change order increases the price of the original Insituform contract by \$198,422.90 and extends the contract completion date from April 15, 2019 to June 15, 2019.

- H. Ordinance Approving a Special Use Permit Establishing a Powder Coating Line for Tuf-Tite at 905 Telser Road. ORD. #2019-04-302**

Summary: Flex Construction Corporation, on behalf of Tuf-Tite, has filed a zoning application for the property at 905 Telser Road located within the I – Industrial Zoning District. Tuf-Tite seeks to establish a powder coating line that will occupy approximately 16,000 square-feet in its 63,000 square-foot facility. The Planning and Zoning Commission held a public hearing on March 20, 2019 and voted 7-0 in favor of recommending approval of the Special Use Permit.

- I. Ordinance Granting Variation Relief from Residential Rear Yard Setback Requirement at 2 Richmond Court ORD. #2019-04-303**

Summary: The property owners at 2 Richmond Court are seeking zoning relief that requires a 20-foot rear-yard setback so they may construct a patio. The property is within the Village's R-5 single-family residential district. The patio is proposed to be constructed 8 feet from the rear-lot line but will not encroach into the side-yard or street-yard setbacks. The Planning and

Zoning Commission held a public hearing on March 20, 2019 and voted 7-0 in favor of recommending approval of the zoning variation.

J. Resolution Adopting the Des Plaines River Watershed-Based Plan RES. #2019-04-034

Summary: The Des Plaines River watershed covers 1,455 square miles in northeastern Illinois and southeastern Wisconsin. The Des Plaines River Watershed-Based Plan is a guidance document that provides a basis for prioritizing recommended projects and programs within Lake Zurich.

Motion was made by Trustee Sprawka, seconded by Trustee Weider, to approve the Consent Agenda as presented.

AYES: 5 Trustees Euker, Shaw, Spacone, Sprawka, Weider.

NAYS: 0

ABSENT: 1 Trustee Beaudoin.

MOTION CARRIED.

7. OLD BUSINESS None at this time.

8. NEW BUSINESS

A. Ordinance Amending Title 3 of Chapter 3 of the Village of Lake Zurich Municipal Code Amending the Number of Authorized Liquor Licenses for the Copper Fiddle Distillery at 532 West Route 22 ORD. #2019-04-304

Summary: The owner of the Copper Fiddle Distillery at 532 West Route 22 is requesting a Class V – Video Gaming liquor license from the Village that would authorize up to five video gaming terminals within the establishment. The owner is requesting relief from the Village Code requirement that Class V liquor license holders have a commercial-grade, multi-tap draft beer system since the primary business activity at this location is the manufacture, sale and service of distilled spirits and the permitted sale of beer and wine is strictly ancillary.

Dir. of Innovation Michael Duebner introduced the prospective owner of Copper Fiddle Distillery, Benjamin Boyd, who gave a PowerPoint presentation of the proposal. Mr. Boyd answered the Board's questions on adequate parking, square footage, garage door opening, video gaming and entertainment. Mr. Boyd hopes to conclude the purchase in two to three weeks.

Recommended Action: A motion was made by Trustee Shaw, seconded by Trustee Weider, to approve Ordinance #2019-04-304 Amending Title 3 of Chapter 3 of the Village of Lake Zurich Municipal Code Amending the Number of Authorized Liquor Licenses for the Copper Fiddle at 532 West Route 22.

AYES: 4 Trustees Shaw, Spacone, Weider, and Mayor Poynton.

NAYS: 2 Trustees Euker, Sprawka.

ABSENT: 1 Trustee Beaudoin.

MOTION CARRIED.

9. TRUSTEE REPORTS

There were none.

10. VILLAGE MANAGER'S REPORT

Breakfast with the Easter Bunny – will be held at the Lake Zurich Retired Firefighter's Assoc. Hall, 77 S. Old Rand Road on Saturday, April 13, 2019 from 8-11am.

11. **ATTORNEY'S REPORT** There was no report.

12. **DEPARTMENT HEAD REPORTS**

Dir. of Innovation Michael Duebner gave a PowerPoint presentation on the water production and usage over the last three years, the water loss has been reduced and there will be further information/data in the future.

13. **EXECUTIVE SESSION** called for the purpose of:

5 ILCS 120/ 2 (c) (21) approval of closed session minutes and 5 ILCS 120/ 2 (c) (1) appointment, employment, compensation, discipline, performance or dismissal of specific employees

A motion was made by Trustee Euker, seconded by Trustee Sprawka, to adjourn to Executive Session called for the purpose of: 5 ILCS 120/ 2 (c) (21) approval of closed session minutes and 5 ILCS 120/ 2(c) (1) appointment, employment, compensation, discipline, performance or dismissal of specific employees

AYES: 5 Trustees Euker, Shaw, Spacone, Sprawka, Weider.

NAYS: 0

ABSENT: 1 Trustee Beaudoin.

MOTION CARRIED

Meeting adjourned to closed session at 7.41pm.

Meeting reconvened at 7.59pm

Call to order by Mayor Poynton

ROLL CALL: Mayor Thomas Poynton, Trustee Mary Beth Euker, Trustee John Shaw, Trustee Marc Spacone, Trustee Jonathan Sprawka, Trustee Greg Weider. Trustee Jim Beaudoin was absent and excused. Also Present: Village Manager Ray Keller, Atty. Scott Uhler, H.R. Dir. Doug Gibson, Police Chief Steve Husak.

14. **ADJOURNMENT**

Motion to adjourn was made by Trustee Sprawka, seconded by Trustee Euker.

AYES: 5 Trustees Euker, Shaw, Spacone, Sprawka, Weider.

NAYS: 0

ABSENT: 1 Trustee Beaudoin.

MOTION CARRIED

Meeting adjourned at 8.00pm

Respectfully Submitted by:

Kathleen Johnson, Village Clerk.

Approved by:



Thomas M. Poynton, Village Mayor

4-29-2019
Date.