

APPROVED
**LAKE ZURICH BOARD OF TRUSTEES
REGULAR MEETING
70 East Main Street**

Monday, April 20, 2009

1. CALL TO ORDER AND ROLL CALL

The meeting was called to order at 7:35 pm.

Present were Village President Tolomei, Trustees Branding, Callahan, Johnson, and Taylor. Trustees McAvoy and Poynton were excused. Also present were Village Administrator Vitas, Village Attorney Burkland, Police Chief Finlon, Public Works Director/Engineer Heyden, Police Chief Mastandrea, Park Director Perkins, Building/Zoning Director Peterson, and Finance Director Zochowski.

2. PLEDGE OF ALLEGIANCE

3. PRESIDENT'S REPORT

- A. Proclamation, Arbor Day, April 25, 2009
- B. Proclamation, Building Safety Week, May 3 - 9, 2009
- C. Proclamation, Annual Peace Officers Day, May 15th
- D. Proclamation, Public Works Week, May 17-23, 2009
- E. Proclamation, Emergency Medical Services Week, May 17-23, 2009

The proclamations were acknowledged by Clerk Palmblad.

4. PUBLIC COMMENT

Maureen Degen, One Newgate Court and Chairperson of the Park Advisory Board, does not agree a cost savings would be seen by reorganizing the park maintenance staff to Public Works and again requested this be reconsidered.

Attorney Mike Eck, 120 Golf Road in Schaumburg, spoke representing JADE, the current owner of the property formerly known as 204 and 80 Genesse Street. The property owner has been approached by a national franchisor to build a Kids R Kids day care center at this location. There are concerns of a recent zoning change that may hinder this purchase from going forward. President Tolomei advised them a new Board was taking office in two weeks and should be tabled until that time.

Eric Dubiel, 947 Evanston Terrace, is seeking evidence the Village requested the yellow light duration be increased where red light cameras were installed.

Robin McDaniel, 138 Miller Road, suggested ways to increase permit revenue by working with residents to go "green" by installing wind turbine generators or solar powered water heaters.

5. APPROVAL OF MINUTES

A. Regular Village Board meeting March 16, 2009

MOTION was made by Trustee Johnson, seconded by Trustee Taylor, to approve the Regular Village Board meeting minutes of March 16, 2009 as presented.

Voice vote, all in favor.

MOTION CARRIED

B. Special Village Board meeting March 30, 2009

MOTION was made by Trustee Branding, seconded by Trustee Taylor, to approve the Special Village Board meeting minutes of March 30, 2009, as presented.

Voice vote, all in favor.

MOTION CARRIED

C. Special Village Board meeting April 6, 2009

MOTION was made by Trustee Callahan, seconded by Trustee Branding, to approve the Special Village Board meeting minutes of April 6, 2009 as presented.

Voice vote, all in favor.

MOTION CARRIED

6. CONSENT AGENDA

Item E was removed from the Consent Agenda for further discussion under Other Business.

A. Fiscal Year 2009-10 Budget. The Committee of the Whole recommends approval and the Board of Trustees approves AN ORDINANCE ADOPTING THE BUDGET OF THE VILLAGE OF LAKE ZURICH, LAKE COUNTY, ILLINOIS FOR ALL CORPORATE PURPOSES FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF MAY 2009 AND ENDING ON THE THIRTIETH DAY OF APRIL 2010. (Assign ORD. #2009-04-626)

B. Florence Avenue, plat of vacation and plat of consolidation. The Public Works Committee recommends approval and the Board of Trustees approves:

1) AN ORDINANCE VACATING A PORTION OF VILLAGE-OWNED RIGHT-OF-WAY KNOWN AS FLORENCE AVENUE. (Assign ORD. #2009-04-627); and

2) AN ORDINANCE APPROVING A PLAT OF CONSOLIDATION FOR THAT PART OF FLORENCE AVENUE LYING WITHIN THE RAND ESTATES SUBDIVISION. (Assign ORD. #2009-04-628)

C. Deerpath Commons Retail Center, request for release of Letter of Credit. The Public Works Committee recommends approval and the Board of Trustees approves the release of Letter of Credit #1703-102 for Deerpath Commons Retail Center.

D. AHCS Walk-a-thon, request for use of Paulus Park on September 27, 2009. The Public Works Committee recommends approval and the Board of Trustees approves the request from AHCS for usage of Paulus Park, September 27, 2009 with fees.

MOTION was made by Trustee Johnson, seconded by Trustee Taylor, to approve the Consent Agenda, items A thru D.

AYES: 5 President Tolomei, Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

7. ADMINISTRATOR'S REPORT

No report.

8. ATTORNEY'S REPORT

No report.

9. OTHER BUSINESS

No report.

10. NEW BUSINESS

- A. Review of executive session minutes. Approval of release of executive session minutes per Administrator Vitas' memo dated April 15, 2009.

MOTION was made by Trustee Callahan, seconded by Trustee Taylor, to approve the release of executive session minutes per Administrator Vitas' memo dated April 15, 2009.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

- B. Warrant dated April 20, 2009 totaling \$887,535.98.

MOTION was made by Trustee Callahan, seconded by Trustee Taylor, to approve the warrant dated April 20, 2009 totaling \$887,535.98.

AYES: 4 Trustees Branding (except for items pertaining to the TIF), Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

- C. ORDINANCE APPROVING SALARY ADMINISTRATION PLAN FOR FISCAL YEAR 2010 BUDGET. (Assign ORD. #2009-04-629)

The salary administration plan is the end result of a study that began last October and discussed during the budget.

MOTION was made by Trustee Johnson, seconded by Trustee Taylor, to approve the Ordinance approving a Salary Administration Plan for Fiscal Year 2010 Budget.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

D. Contract with Layne Western to perform preventive maintenance on Well #8 in the amount of \$73,345.50 with waiver of the bidding process.

Public Works Director/Engineer Heyden advised the Board there were only three qualified vendors in the area that are capable of providing preventive maintenance of this type. Since going out to bid, one is no longer in business. The bids have been reviewed and a vendor recommended.

MOTION was made by Trustee Taylor, seconded by Trustee Callahan, to approve a contract with Layne Western to perform preventive maintenance on Well #8 in the amount of \$73,345.50 with waiver of the bidding process.

AYES: 5 President Tolomei, Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

E. Purchase of a spare flowserve Byron Jackson motor for the municipal wells in the amount of \$110,939.00.

Public Works Director/Engineer Heyden explained the need to make this emergency purchase of a backup motor. The warranty will begin once the motor is used for the first time.

MOTION was made by Trustee Taylor, seconded by Trustee Johnson, to approve the purchase of a spare flowserve Byron Jackson motor for the municipal wells in the amount of \$110,939.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

F. Purchase of a replacement vehicle for Fire Department.

Fire Chief Mastandrea explained the funds for this staff vehicle is in the FY09-10 budget. This purchase will be made through the Suburban Purchasing Cooperative Contract with a cut off date of April 24th, or would need to wait until fall. The vehicle was to be replaced two years ago, but delayed, and is now having routine problems.

Robin McDaniel, 138 Miller Road, questioned if the Board considered a hybrid.

Eric Dubiel, 947 Evanston Terrace, questioned whether the Board ever considered purchasing a year out vehicle.

Public Works Director/Engineer Heyden explained the Village purchases their vehicles through a state purchasing contract, for new vehicles only, at a cost savings of close to 30% and hybrid vehicles are currently not available.

MOTION was made by Trustee Taylor, seconded by Trustee Callahan, to approve the purchase of a replacement vehicle for the Fire Department, a 2009 Ford Explorer XLT.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

- G. Bid results, Bristol Trail Park improvements. Consideration of a contract with Fuerte Systems in the amount of \$278,755.00 for the Bristol Trail Park improvements.

Park Director Perkins reminded everyone that back in 2007 the Village was awarded an OSLAD matching grant for improvements at the Bristol Trail Park. The bid process began in March and a recommendation has been received from Thompson Dyke & Associates to approve a contract with Fuerte Systems.

Trustee Taylor questioned whether anyone had any concerns about vandalism or with the materials being used. Park Director Perkins was not concerned.

MOTION was made by Trustee Callahan, seconded by Trustee Johnson, to approve a contract with Fuerte Systems in the amount of \$278,755.00 for the Bristol Trail Park improvements.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

- H. ORDINANCE DECLARING VILLAGE ITEMS AS SURPLUS PROPERTY.
(Assign ORD. #2009-04-630)

Twice a year, surplus property from all departments is collected and disposed of in a manner most appropriate by the Village.

MOTION was made by Trustee Johnson, seconded by Trustee Callahan, to approve an ordinance declaring Village items as surplus property, ordinance #2009-04-630.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

11. TRUSTEE REPORTS

Both Trustees Taylor and Callahan and Clerk Palmblad thanked the residents and staff, both past and present, for allowing them to serve the Village of Lake Zurich.

Agenda Item:

- E. Newsline, May/June edition. The Committee of the Whole recommends approval and the Board of Trustees approves this edition of the *Newsline* as revised.

Trustee Branding called for a question on whether to approve the *Newsline*, May/June edition.

AYES: 3 Trustees Callahan, Johnson, and Taylor

NAYES: 1 Trustee Branding

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

President Tolomei read his final article for the May/June edition of the *Newsline* as his farewell comments.

- 12. EXECUTIVE SESSION** for the purpose of discussing pending, probable, or imminent litigation, matters related to collective bargaining and personnel.

Newly elected Board members were asked to join the current Board in the conference room to discuss pending, probable, or imminent litigation, along with Litigation Counsel Kakacek.

MOTION was made by Trustee Callahan, seconded by Trustee Johnson, to adjourn to Executive Session for the purpose of discussing pending, probable, or imminent litigation, matters related to collective bargaining and personnel and return to open session.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

Meeting adjourned to Executive Session at 8:30 pm.

Meeting reconvened to open session at 10:40 pm with a quorum present.

- 13. Ratification of Agreement Between Village of Lake Zurich, Illinois and the Fraternal Order of Police, Lake Zurich Local Council 190 May 1, 2008 to April 30, 2011.**

MOTION was made by Trustee Taylor, seconded by Trustee Callahan, to ratify an agreement between the Village of Lake Zurich, Illinois and the Fraternal Order of Police, Lake Zurich Local Council 190 from May 1, 2008 to April 30, 2011.

AYES: 4 Trustees Branding, Callahan, Johnson, and Taylor

NAYES: 0

ABSENT: 2 Trustees McAvoy and Poynton

MOTION CARRIED

- 14. ADJOURNMENT**

MOTION was made by Trustee Callahan, seconded by Trustee Taylor, to adjourn the meeting.

Voice vote, all in favor.

MOTION CARRIED

The meeting adjourned at 10:42 pm.

Respectfully submitted: *Gloria M. Palmblad, Village Clerk*

Approved: _____
President Suzanne Branding