

**CORRECTED\***  
**LAKE ZURICH BOARD OF TRUSTEES**  
**REGULAR MEETING**  
**70 East Main Street**  
**Monday, October 15, 2012**

1. **CALL TO ORDER** by Village President Suzanne Branding at 7:02 PM.
2. **ROLL CALL:** Present: Village President Suzanne Branding, Trustee Jeff Halen, Trustee Tom Poynton and Trustee Rich Sustich. Trustee Terry Mastandrea, Trustee Dana Rzeznik, and Trustee Jonathan Sprawka absent and excused. Also present: Village Manager Jason Slowinski, Asst. Village Manager Roy Witherow, Building/Zoning Dir. Dan Peterson, Public Works Dir./Engineer Dave Heyden, Police Chief Pat Finlon, Fire Captain John Kelly, and Finance Director Jodie Andrew.

3. **PLEDGE OF ALLEGIANCE**

4. **PUBLIC COMMENT**

Dale Perrin, LZACC and resident, is excited to see new developments coming forward and the vacancy rate going down. Upcoming ribbon cuttings and events: October 25<sup>th</sup> from 11 am to 1 pm at Eddie Z's Blinds and Drapery, Deerpath Commons; October 27<sup>th</sup> LA Fitness from 10 am to noon; and a Business After Hours on October 25<sup>th</sup> from 5 to 7 pm at the Lake Zurich Fire Station for a Chili Cook-off. Nominations are being accepted for the 2012 Excellence Awards given at annual event on January 19, 2013 at the Concorde Banquet Hall. More information at [www.lzacc.com](http://www.lzacc.com)

Geoff Petzel, 695 Windemere Lane, is excited about the hotel proposal on Route 22 coming forward this evening for a Courtesy Review. He encouraged the Board to start the process on Village land to be declared surplus to expedite development.

Kathleen Howeth, 455 Thistle Lane, spoke against developing a McDonalds at corner of Route 22 and Quentin Road because of the "golden arches."

5. **PRESIDENT'S REPORT**

- A. Presentation of Comprehensive Annual Financial Report for Fiscal Year 2011-12  
Mayor read statement to thank staff and indicated an overall positive report.  
Finance Director Jodie Andrew reviewed her memo dated October 9, 2012, the Auditor's Communication to the Board and CAFR report. Auditor Dan Berg from Sikich was present.

Trustees and President individually thanked staff and Sikich for the report. Finance Director answered some questions. Dan Berg of Sikich invited the Board to contact him with any questions in the future as they review the large report that was presented.

- B. Proclamation, Red Ribbon Week, October 22 – 26, 2012 was read by President Branding. On Tuesday, October 23<sup>rd</sup> from 7-9:00 PM the Ela Coalition Against Youth Substance Abuse will have a presentation on Drug Use and the Teen Brain to increase awareness about drug use and prevention. Chief Finlon added that people might wear red clothing on that day in support of Red Ribbon Week.
- C. Proclamation, Domestic Violence Awareness Month, October, 2012 was read by President Branding.
- D. Appointment of Interim Village Attorney, Scott F.Uhler, Klein Thorpe & Jenkins, Ltd.

Trustee Halen asked for clarification on "Interim" to inform residents if Village would be looking for another new attorney. President Branding indicated Mr. Uhler will be the Village Attorney for the indefinite future and is appointed Interim because of the election in April, 2013.

Motion made by President Branding, seconded by Trustee Poynton to approve the appointment of Interim Village Attorney Scott Uhler, Klein Thorpe & Jenkins, Ltd.

AYES: 4 Trustees Halen, Poynton, Sustich, President Branding.

NAYS: 0

ABSENT: 3 Trustees Mastandrea, Rzeznik, Sprawka.

MOTION CARRIED.

**E.** Community Update – President Branding reiterated the Red Ribbon Week activities.

**6. CONSENT AGENDA** read by Deputy Village Clerk Ragsdale.

**A. Minutes of the Village Board Meeting, October 1, 2012.**

**B. Plat of Easement for the Rand Deerpath Retail Center.**

**Summary:** The Village Board approved the Easement Agreement for the Rand Deerpath Retail Center at the September 4<sup>th</sup> board meeting. The attached Plat of Easement has been developed in accordance with the previous Agreement and requires Village Board approval. Following approval these documents will be executed and recorded at the Lake County Clerk's office.

**C. Adoption of the revised Lake County Watershed Development Ordinance.**

**Summary:** The Village received and engineering staff has reviewed the revised Lake County Watershed Development Ordinance and accompanying errata sheet information which delineates all substantive amendment changes to the previous ordinance. This Ordinance is amended from time to time to account for regulatory changes in other governing agencies and to keep current with best engineering practices. Failure to adopt the revised ordinance would result in the Village of Lake Zurich losing its status as a Certified Community.

**D. Newsline, Fall 2012 edition.**

**Summary:** The quarterly issue of the Lake Zurich Newsline is presented with information for the fall, 2012 season. It will be published and posted to the Village Web site by the last weekend in October.

Item C pulled off by PW Director Heyden to add two appendices.

Item D pulled off by Trustee Halen for discussion.

Motion made by President Branding and seconded by Trustee Sustich to approve Consent Agenda Items A and B.

AYES: 4 Trustees Halen, Poynton, Sustich, President Branding.

NAYS: 0

ABSENT: 3 Trustees Mastandrea, Rzeznik, Sprawka.

MOTION CARRIED.

**C. Adoption of the revised Lake County Watershed Development Ordinance.**

Director Heyden explained that two appendices were to be added to the Lake County Watershed Development Ordinance to account for the Lake Zurich fees and permit application.

Motion made by President Branding, seconded by Trustee Halen to approve Consent Agenda Item C, An Ordinance Adopting by Reference the Lake County Watershed Development Ordinance with appendices added. (Assign ORD. 2012-10-862)

AYES: 4 Trustees Halen, Poynton, Sustich, President Branding.

NAYS: 0

ABSENT: 3 Trustees Mastandrea, Rzeznik, Sprawka.

MOTION CARRIED.

**D. Newsline, Fall 2012 edition.**

Trustee Halen wished to clarify the date for Evening with Santa on the last page. In addition, to print the actual date the Recreation Brochure will be on-line so residents do not have to check Web site every day. (There are two Evening(s) with Santa, Dec. 10<sup>th</sup> and 11<sup>th</sup>; and brochure to be on-line by November 21<sup>st</sup>).

Discussion on the fees for on-line credit card payments and Rec-Trac program.

Discussion on the Mayor's Column and statutory requirements for an Annual Report.

President Branding will include the State of the Village Address rather than a Mayor's column. Manager Slowinski indicated there are some additional articles that can be inserted to fill space if needed.

Motion made by President Branding and seconded by Trustee Halen to approve Consent Agenda Item D, Newsline Fall 2012 edition with the changes discussed.

AYES: 3 Trustees Halen, Poynton, President Branding.

NAYS: 1 Trustee Sustich\*

ABSENT: 3 Trustees Mastandrea, Rzeznik, Sprawka.

MOTION CARRIED.

**7. OLD BUSINESS** – none.

**8. NEW BUSINESS**

**A. Courtesy Review, Lakeland Asset Management, hotel/commercial development at Route 22 and Old Rand Road.** Trustee Poynton

**Summary:** The Applicant is seeking a courtesy review for a 130 room full service hotel on two-acre site with banquet and meeting space. The hotel is proposed to reach 75 feet in height with a ten-foot high mechanical room.

Director Peterson mentioned development is in the TIF district on vacant property. John Breugelmans presented the project and Greg Schwermer owner of the property was present.

Trustees asked various questions and Mr. Breugelmans and Director Peterson responded.

The Board members concurred that there were no objections to this development moving forward as a single application in the approval process.

**B. Courtesy Review, Bradford Town Crossing, Route 22 and Quentin Road PUD amendment.** Trustee Halen

**Summary:** The Applicant is seeking a courtesy review to amend the PUD to create a new outlot for a 3,800 sq. ft. McDonald's restaurant at the northeast corner of the property.

Steve Pagnotta, Bradford Real Estate Group, presented the plan and John Schoditsch was present to further review their proposal. Director Peterson indicated a PUD amendment is

required for the third outlot off Quentin Road which was discussed previously but not approved.

Trustees asked various questions which were answered by Mr. Pagnotta and Director Peterson. Timeline for openings is generally November, 2013 for the bank buildings and McDonald's with Mariano's to open in January, 2014.

Trustee Sustich addressed the public comment regarding the signage complaint. The residential area off Route 22 will not be subjected to any additional signage because Mariano's will block the McDonald's golden arches.

There was a Consensus from Board members to allow the courtesy review from Bradford Town Crossing to move forward to the Plan Commission.

**C. Semi-Monthly Warrant Register Dated October 15, 2012, Totaling \$302,288.42**  
Trustee Sustich reviewed the 5% items.

Motion made by Trustee Sustich seconded by Trustee Halen to approve the semi-monthly warrant register dated October 15, 2012, totaling \$302,288.42.

AYES: 4 Trustees Halen, Poynton, Sustich, President Branding.

NAYS:

ABSENT: 3 Trustees Mastandrea, Sprawka, Rzeznik.

MOTION CARRIED.

**9. TRUSTEE REPORTS**

Trustee Poynton mentioned some special events: 1) Residents Todd and Mickey Horndasch, 115 Old Mill Grove Road, have decorated their house and garage for a Halloween Haunt for Hunger from October 26, 27, 28, & 31<sup>st</sup>. He encouraged residents to check it out and bring food items to support the St. Francis food bank and a local pet shelter. 2) SWALCO, November 3<sup>rd</sup> 9-1 pm Celebrate America Recycles Day at 600 W. Winchester Road, Libertyville will be an expanded recycling event. He indicated items to be included. A household and chemical waste collection to be held in Mundelein Metra Train Station on same date.

**10. MANAGER'S REPORT**

Manager Slowinski stated there will be a Board Committee workshop on Tuesday, October 23, 2012 at 7:00 PM for a discussion on downtown TIF district. Meeting will be held at the Police Facility, 200 Mohawk Drive.

- A. Bi-weekly Departmental reports as of October 5, 2012.
- B. Financial Report for Month of August, 2012.

**11. ATTORNEY'S REPORT – none.**

**12. DEPARTMENT HEAD REPORTS**

- A. Police Chief Finlon: Trick or Treat hours, October 31<sup>st</sup> from 3 PM to 8 PM. Residents should keep porch light on to participate.
- B. Building & Zoning Director Peterson: Third Quarter Retail Occupancy Report and Village participation in the International Conference of Shopping Centers (ICSC). Director Peterson reviewed the recent developments and the report which indicates lower vacancies. He thanked Economic Development Assistant Ryan Slattery for his work.

C. Fire Captain Kelly: Invitation to attend the World Renown Chili Cook-off and Chamber Business After Hours event at Main Fire Station, 321 S. Buesching Road on Thursday, October 25, 2012 from 5 PM to 7 PM.

**13. ADJOURNMENT**

Motion made by Trustee Sustich seconded by Trustee Halen to adjourn the meeting.

AYES: 3 Trustees Halen, Poynton, Sustich.

NAYS: 0

ABSENT: 3 Trustees Mastandrea, Sprawka, Rzeznik.

MOTION CARRIED.

Meeting adjourned at 8:40 PM.

Respectfully submitted by: Susan Ragsdale, Deputy Village Clerk.

Approved by: Suzanne K. Branding, Village President      Date: 11/5/12