

APPROVED
LAKE ZURICH BOARD OF TRUSTEES
REGULAR MEETING
70 East Main Street
Monday, January 7, 2013

1. **CALL TO ORDER** by 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, Attorney James Ferolo, Building/Zoning Dir. Dan Peterson, Finance Director Jodie Andrew, I/T Dir. Michael Duebner, Interim Park and Rec. Dir. Kathy Katz, Police Chief Pat Finlon, Fire Chief Dave Wheelock and Public Works Gen. Services Supt. Mike Brown.
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMENT**
There were none.
5. **PRESIDENT'S REPORT**
 - A. Community Update.
President Branding wished all residents a Happy, Healthy and Prosperous New Year.
6. **CONSENT AGENDA**
 - A. **Minutes of the Village Board Special Meeting, December 10, 2012**
 - B. **Minutes of the Village Board Meeting, December 17, 2012**
 - C. **Soccer Goal Policy**
Summary: In response to Illinois Public Act 097-0234, the Moveable Soccer Goal Safety Act, commonly known as "Zach's Law", the Park & Recreation Advisory Board has reviewed and approved the enclosed Soccer Goal Safety and Education Policy. The Village Attorney has also reviewed the policy. Approval of the policy by the Village Board is recommended.
 - D. **Tuf-Tite Letter of Credit Reduction**
Summary: The Engineering staff has reviewed the submitted Letter of Credit reduction request and has inspected and approved the completed site improvements. Based on the aforementioned analysis, the Engineering Department concurs with the request and recommends that Letter of Credit #450028017, in the amount of \$63,332.50, be reduced to 10% of the original amount. The remaining 10% will be withheld as a guarantee of the improvements.
 - E. **Smalley Steel Ring Parking Lot Letter of Credit Reduction**
Summary: The Engineering staff has reviewed the submitted Letter of Credit reduction request and has inspected and approved the completed site improvements. Based on the aforementioned analysis, the Engineering Department concurs with the request and recommends that Letter of Credit #107987-901, in the amount of \$182,511.74, be reduced to 10% of the original amount. The remaining 10% will be withheld as a guarantee of the improvements.

F. Smalley Steel Ring Building Addition Letter of Credit Release

Summary: The Engineering staff has reviewed the submitted Letter of Credit reduction request and has inspected and approved the completed site improvements. Based on the aforementioned analysis, the Engineering Department concurs with the request and recommends that Letter of Credit #107987-900, in the amount of \$68,663.43, be returned. All site work has been completed and found to be acceptable.

G. Shops of Lakeview Performance Bond Release

Summary: The Engineering staff has reviewed the requested return of the performance bond from Kimco Realty and has inspected and approved the completed site improvements. Based on the aforementioned analysis, the Engineering Department recommends that Letter Bond #42BCSEX9440, in the amount of \$986,269.50, be returned. All site work has been completed and found to be acceptable.

Recommended Action:

Motion made by President Branding, seconded by Trustee Sustich, to approve the Consent Agenda as presented.

AYES: 6 Trustees Halen, Mastandrea, Poynton, *Rzeznik (on all but 6A), Sprawka, Sustich.

NAYS: 0

ABSENT: 0

ABSTAIN: 1 *on item 6A Trustee Rzeznik.

MOTION CARRIED.

7. OLD BUSINESS

No matters to discuss at this time.

8. NEW BUSINESS**A. Beelow's Exterior Appearance Amendment (Trustee Mastandrea)**

Summary: Dan Beelow, the owner of the property located on 763 South Rand Road, filed an application with the Village on November 15, 2012, seeking approval of an amendment to exterior appearance plans, to allow temporary wind/weather guard panels on the north and south walls of the outdoor patio on the Subject Property. Lake Zurich Plan Commission conducted a public meeting on December 19, 2012, and unanimously recommended that the Board of Trustees approve the Application.

Building/Zoning Dir. Dan Peterson concurred with the recommendation and stated that Mr. Dan Beelow was in attendance if there were any questions. President Branding enquired about some work that had started. Dir. Peterson explained that it was temporary pending the decision by the Plan Commission.

Recommended Action: A motion by Trustee Mastandrea, seconded by Trustee Sprawka, approving "Approving an Amendment to Exterior Appearance Plans for 763 South Rand Road (Beelow's Steakhouse)" Assign ORD. #2013-01-878

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

NAYS: 0

ABSENT: 0

MOTION CARRIED.

B. Park and Recreation Advisory Board Resolution, PIF (Trustee Poynton)

Summary: The Park and Recreation Advisory Board (PAB) held discussions recently regarding expenditures from the Park Improvement Fund (PIF). At its December 11, 2012 meeting, the PAB recommended to the Board of Trustees its definition of appropriate expenditures from this fund.

There was discussion about the Park and Recreation Advisory Board resolution and President Branding clarified that the Board was voting on the receipt of the Park and Recreation Advisory Board resolution. Trustee Poynton stated that he would amend the motion*.

Recommended Action: Motion made by Trustee Poynton, seconded by Trustee Halen, that it is recommended that the Village Board acknowledge receipt of the attached recommendation in preparation for the FY-2014 Budget deliberations *with the understanding the resolution be brought back before the Board for discussion*. Assign RES. #2013-01-07

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

NAYS: 0

ABSENT: 0

MOTION CARRIED.

Discussion followed the vote and President Branding polled the Board and they concurred it would be discussed at the Budget meeting.

C. Semi-Monthly Warrant Register Dated January 7, 2013, Totaling \$1,278,262.04 (Trustee Rzeznik)

Dir. Andrew stated there were no changes.

Recommended Action: Motion made by Trustee Rzeznik, seconded by Trustee Halen, to approve the semi-monthly warrant register dated January 7, 2013, totaling \$1,278,262.04

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

NAYS: 0

ABSENT: 0

MOTION CARRIED.

9. TRUSTEE REPORTS

There were none.

10. VILLAGE MANAGER'S REPORT**A. Bi-weekly Departmental reports as of December 28, 2012****11. ATTORNEY'S REPORT**

There was none.

12. DEPARTMENT HEAD REPORTS**A. Finance Director: Water Rates.**

Dir. Andrew reported that a rate increase for August 2012 was delayed, and she was looking for feedback from the Board regarding an increase for May 1st, 2013. Recommended increase was 15% per year for two years and Dir. Andrew stated that the increase would be on the operations and maintenance part of the bill and not the debt portion or on the Lake Co. charge. Discussion followed and the Board

was polled with four Trustees choosing the 15% per year for two years, one Trustee choosing 15% for one year and one Trustee choosing 15% but with no specified year(s) and requesting an annual rate review.

13. ADJOURNMENT

Motion to adjourn made by Trustee Rzeznik, seconded by Trustee Sprawka.

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

NAYS: 0

ABSENT: 0

MOTION CARRIED.

Meeting adjourned at 7.34pm

Respectfully submitted: Kathleen Johnson, Village Clerk.

Approved by:

Suzanne K. Branding, Village President

Date