

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

Monday, May 5, 2008

**1. CALL TO ORDER AND ROLL CALL**

The meeting was called to order at 7:33 pm.

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

**2. PLEDGE OF ALLEGIANCE**

**3. PRESIDENT'S REPORT**

A. Re-appointments to various boards and commissions.

A memo listing the various appointments to the Boards and Commissions was distributed to the Village Board of Trustees. Trustee Johnson suggested we post future openings on the website. President Tolomei concurred and requested a reminder notice next February.

MOTION was made by Trustee Poynton, seconded by Trustee Callahan, to approve the appointments to the various Boards and Commissions as set forth in the document dated May 5, 2008.

AYES: 5 Trustees Branding, Callahan, Johnson, Poynton, and Taylor

NAYES: 0

ABSENT: 1 Trustee McAvoy

MOTION CARRIED

**4. PUBLIC COMMENT**

Judy Thode, 52 & 58 Robertson, questioned whether the South Shore is part of the 2003 comprehensive plan to be developed into condos, retail, etc., and when the next plan will be revised.

Director Peterson stated this area was left out of the overlay district but could still be included for development in the comprehensive plan. No date has been determined to revise the comprehensive plan at this time.

Claudette Dyback, 205 W. Main Street, suggested a committee be organized to provide input for the *Newsline*, especially since this newsletter is paid for by the taxpayers.

Chad Dau, 75 Robertson Road, requested an explanation on how the architect from ESG could be chosen and agreed upon with out a public meeting.

Jim Tarbet, 1195 Cedar Creek Dr., is a neighbor to the new Ela Township Hall currently under construction on Route 22. Mr. Tarbet stated plans were submitted that depicted which trees were to be preserved, which trees would be torn down, and the property adjacent would not be affected, except for the parking area. Mr. Tarbet does not believe the plan has been adhered to.

Jeff Pathmann, 18 Middletree Lane, Hawthorn Woods, and Ela Township Hall Construction Manager, disagreed with Mr. Tarbet's comments and believes the trees removed are in complete compliance with the plans submitted to the Village, except for the three additional trees removed due to health.

Anthony Mizdrak, 115 Robertson, mentioned the proposed plans for Nestlerest is turning people away from buying the two vacant homes in this area.

Debbie Dettlaff, 108 Robertson, questioned whether a Village ordinance is in place to require owners to maintain their property to a certain level.

Board's response:

Choosing an architect was the point of discussion under the Committee of the Whole last week and instructed staff to begin the process of writing the terms of the agreement for consideration by the Board at a future meeting.

A Village arborist was asked to investigate the township property to access the damages. No report has yet been received since this notice was just forwarded to the Department today.

Building/Zoning Director Peterson stated the Nestlerest property owner was contacted last year regarding the condition of his property. Any complaints should be directed to Village Hall. Currently, the ordinance does not provide the Village any authority regarding boats, pier, etc., but Staff could recommend a change to the ordinance for approval at a later date.

Trustee Johnson questioned whether Nestlerest could be back in business hosting picnics again this summer. Director Peterson stated this is a non-conforming use and would need the Board's approval since this intended use has not been in operation for more than twelve months.

President Tolomei suggested all of the elected officials write an article with their comments for the web page and would consider a select committee if the Board was in agreement. Trustee Branding suggested the Trustees take turns writing an article two times a year.

Trustee Callahan questioned who was in charge of cutting lawns for vacant homes as brought up by Mr. Mizdrak. Director Peterson stated the owners are notified, and eventually, if work is done, bill and lien the property.

**5. APPROVAL OF MINUTES**

A. Regular Village Board meeting April 21, 2008

MOTION was made by Trustee Johnson, seconded by Trustee Callahan, to approve the Regular Village Board meeting minutes of April 21, 2008 as presented.

Voice vote, all in favor.

MOTION CARRIED

B. Special Joint meeting, April 21, 2008

MOTION was made by Trustee Poynton, seconded by Trustee Branding, to approve the Special Joint meeting minutes of April 21, 2008.

Voice vote, all in favor.

MOTION CARRIED.

## 6. CONSENT AGENDA

- A. Warrant dated May 5, 2008. The Finance Committee recommends approval and the Board of Trustees approves the Warrant dated May 5, 2008 in the amount of which includes the following items over 5% of the total:

1. Lake County PW	\$234,374.38	36.77%
2. HD Supply Waterworks	\$158,625.00	24.89%
3. MM Burke	\$91,800.00	14.40%
- B. 31 Lake Street, variation for driveway. The Planning and Development Committee recommends approval and the Board of Trustees approves AN ORDINANCE GRANTING A VARIATION FOR 31 LAKE STREET. (Assign ORD. #2008-05-559)
- C. 348 Hickory Road, variations for single family house. The Planning and Development Committee recommends approval and the Board of Trustees approves AN ORDINANCE GRANTING VARIATIONS FOR 348 HICKORY. (Assign ORD. #2008-05-560)
- D. 526-530 W. Route 22, variations for addition. The Planning and Development Committee recommends approval and the Board of Trustees approves AN ORDINANCE APPROVING SITE PLANS, EXTERIOR APPEARANCE PLANS, A LAND DEVELOPMENT CODE MODIFICATION, AND VARIATIONS FO 526-530 WEST MAIN STREET. (Assign ORD. #2008-05-561)
- E. Purchase of two (2) one-ton chassis through the State of Illinois Joint Purchasing Program. The Public Works Committee recommends approval and the Board of Trustees approves purchase of two 2008 Ford F-550 cab/chassis from the state of Illinois Joint Purchase Contract from Landmark Ford, in an amount not to exceed \$25,314.00 each totaling \$50,628.00.
- F. Ordinance restricting parking on Pine Tree Row. The Public Safety Committee recommends approval and the Board of Trustees approves AN ORDINANCE RESTRICTING PARKING ON PINE TREE ROW. (Assign ORD. #2008-05-562)
- G. Ordinance restricting parking on roadways in Industrial Park. The Public Safety Committee recommends approval and the Board of Trustees approves AN ORDINANCE RESTRICTING PARKING ON ROADWAYS IN INDUSTRIAL PARK. (Assign ORD. #2008-05-563)

MOTION was made by Trustee Callahan, seconded by Trustee Branding, to approve the Consent Agenda as read.

AYES: 5 Trustees Branding, Callahan, Johnson, Poynton, and Taylor

NAYES: 0

ABSENT: 1 Trustee McAvoy

MOTION CARRIED

## **7. ADMINISTRATOR'S REPORT**

No report.

## **8. ATTORNEY'S REPORT**

No report.

## **9. COMMITTEE AND TRUSTEE REPORTS**

Trustee Branding attended a Special SWALCO Board meeting on April 24, 2008, called for the purpose of amending the waste management plan in which Trustee Branding voted aye.

Director Perkins reminded everyone April 24<sup>th</sup> was Arbor Day and wished to thank the various groups and organizations that showed up to help clean the parks.

## **10. OTHER BUSINESS**

- A. Courtesy review referral. Pathway Senior Living, Route 22, west of Old Rand Road, request for Assisted Living proposal.
- B. Courtesy review referral. Jozwiak, 1120 Country Club Road, request for one-story office/retail building.

No additional comments were provided. Both items will now move forward to the appropriate Boards and Commissions for review without recommendation from the Board.

## **11. ADJOURNMENT**

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

MOTION CARRIED

Meeting adjourned at 8:10 pm.

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

Approved by: \_\_\_\_\_  
President John G. Tolomei