

APPROVED MINUTES
VILLAGE OF LAKE ZURICH

Board of Trustees
70 East Main Street



Monday, May 16, 2022 7:00 p.m.

1. **CALL TO ORDER** by Mayor Thomas M. Poynton at 7.00pm.
2. **ROLL CALL:** Mayor Thomas Poynton, Trustee Dan Bobrowski, Trustee Janice Gannon, Trustee Marc Spacone, Trustee Greg Weider. Trustee Mary Beth Euker and Trustee Jonathan Sprawka were absent and excused. Also in attendance: Village Manager Ray Keller, Asst. Village Manager Roy Witherow, Village Atty. Scott Uhler, Management Services Dir. Michael Duebner, Fire Chief Dave Pilgard, Police Chief Steve Husak, Public Works Dir. Mike Brown.

3. **PLEDGE OF ALLEGIANCE**

4. **PUBLIC COMMENT**

Mary Kozub, 280 Pebblecreek Dr., addressed the Board on her opposition to Agenda Item #7 A on a number of concerns.

Kevin Mulvey, 189 Alpine Dr., addressed the Board on his opposition to Agenda Item #7A but he likes the improved pedestrian crossings.

Stephanie Halen, S. Pleasant Rd., addressed the Board on her opposition to Agenda Item #7 A because there was no vetting on this project, advised finding a private/public partnership, suggested rooftop dining at Scoreboard, Dipiero's, Koffee Kup.

Shawn Bergfalk, 204 N. Old Rand Rd., addressed the Board opposing the Agenda Item #7A.

Eric Dubiel, 25 N. Pleasant Rd., addressed the Board on his opposition to Agenda Item 7A and suggested underground parking, pedestrians only road and no bid contracts are not in taxpayers interest.

Jacob Grubbs, 1011 Partridge Lane, email was read by Village Clerk, Kathleen Johnson, on his opposition to Agenda Item #7A because of safety concerns and asked the Board to consider other parking options

5. **PRESIDENT'S REPORT / COMMUNITY UPDATE**

A. **Mayoral Proclamations**

- Designating May 15 – 21, 2022 as Emergency Medical Services Week
- Designating May 15 - 21, 2022 as National Public Works Week
- Designating May 21 – 27, 2022 a National Safe Boating Week
- Designating May 2022 as Mental Health Awareness Month

B. Oaths of Office for Fire Department Promotions

Captain Benny Yee and Lieutenant Shaun Stapleton were introduced by Fire Chief Pilgard who shared background information on the officers. Commissioner Marty Bush gave the Oaths of Office, and the wives pinned the badges.

6. CONSENT AGENDA

- A. Approval of Minutes of the Village Board Meeting, April 18, 2022**
- B Ratification of Semi-Monthly Warrant Register Dated May 2, 2022 Totaling \$1,159,460.51**
- C Approval of Semi-Monthly Warrant Register Dated May 16, 2022 Totaling \$844,585.18**
- D. Ordinance Granting a Zoning Variation for a Swimming Pool at 305 Knox Park Road ORD. # 2022-05-462**

Summary: The owners of 305 Knox Park Road have filed a zoning application seeking a variation from the minimum 23-foot rear yard setback requirement that exists for pools in the Village's R-5 Residential District. The proposed pool would be 13-feet from the rear yard lot line upon installation. The Planning and Zoning Commission held a Public Hearing on April 20, 2022 to consider this application, voting 4-0 in favor of approval.

- E. Ordinance Granting a Zoning Variation from Lake Protection District Standards for a Pier at 100 South Shore Lane ORD. # 2022-05-463**

Summary: The Association of South Shore Lane has filed a zoning application seeking a variation from the Permitted Uses of the Lake Protection Zoning District in order to reconstruct a pier and dock at 100 South Shore Lane. The Lake Protection District is an overlay district that is superimposed on all properties with frontage along the lake and provides for regulations for the construction of piers.

The proposed pier will project 8 feet farther into the lake than the current pier. The Planning and Zoning Commission held a Public Hearing on April 20, 2022 to consider this application, voting 4-0 in favor of approval.

- F. Ordinance Granting a Zoning Variation from Lake Protection District Standards for a Pier and Kayak Launch at Paulus Park, 200 South Rand Road ORD. # 2022-05-464**

Summary: The Village of Lake Zurich is seeking a variation from the Permitted Uses of the Lake Protection Zoning District in order to construct a new pier and new kayak launch at Paulus Park at 200 South Rand Road. The Lake Protection District is an overlay district that is superimposed on all properties with frontage along the lake and provides for regulations for the construction of piers.

The new fishing pier and floating dock will be placed on the southeastern shoreline of the park, constructed with a total area of 500 square feet and a maximum of 8 feet in width at the widest point. The kayak launch will be located at the northern shoreline of the park, constructed with a total area of 440 square feet and a maximum of 16 feet in width at the widest point.

The two structures exceed the 200-square foot maximum area and the 4-foot maximum width requirements for “piers” set forth by the overlay district, which does not include any distinctions for the type of structures to be installed by the Village. The new fishing pier and the kayak launch otherwise comply with all of the applicable overlay district regulations. The new structures are ADA accessible and will replace existing nonconforming piers that predate the current code requirements. The Planning and Zoning Commission held a Public Hearing on April 20, 2022 to consider this application, voting 4-0 in favor of approval.

G. Agreement with Chicagoland Paving Contractors for Street Patching Program in the Amount Not-to-Exceed \$100,000

Summary: The FY 2022 budget includes \$100,000 in the Non-Home Rule Sales Tax Fund for the annual pavement patching program. The Village has historically participated in a cooperative bid arrangement through the Lake County Municipal League. On April 5, 2022, the Municipal League approved another one-year extension per the previously approved contract from April 21, 2020 with 10% increases on all unit prices since then.

H. Intergovernmental Agreement for the Collaborative Use of the Lake County Law Enforcement Records Management System

Summary: Since April 2015, the Village of Lake Zurich has hosted and led a multi-agency records management consortium using the Tyler Technology Police Records Management System. In 2017, Lake County initiated a public safety study to identify cost efficiencies and service effectiveness through consolidation of delivery systems. A follow-up study in late 2019 resulted in shared momentum among partner agencies to plan for a county-wide consolidation of dispatch services into a purpose-built facility to serve Lake County as a whole.

The first practical application of potential dispatch consolidation was initiated by the Lake County Sheriff and Lake County ETSB in purchasing public safety software, from Tyler Technology to be used county-wide and shared collaboratively among Lake County agencies. The software offering is a comprehensive suite that includes mobile ticketing with paperless upload to County Courts, an approach that included in the Village’s Community Investment Plan (CIP) for future implementation.

Staff is requesting permission to dissolve the existing RMS consortium, join the Lake County Sheriff Collaborative Use RMS and for staff to negotiate costs and sign necessary agreements for this transition. Lake Zurich’s share of the one-time migration fee will be \$2,600, which will include retaining information collected since 2015. Annual maintenance fees are projected to be equivalent to or less than the Village’s current carrying costs of \$24,000, which will be included in the FY 2023 budget.

I. Affiliate and Lease Agreement with Lake Zurich Baseball and Softball Association

Summary: The Village has a long-standing agreement with the Lake Zurich Baseball and Softball Association regarding the use of Village-owned fields and amenities. The existing agreement expires at the end of 2022. The proposed renewed agreements cover facility use, landscaping, concessions stand

operations, garbage collection, risk liability, and other topics at Staples, Hunters Creek, Chestnut Corner, Braemar, and Wicklow baseball fields.

Recommended Action: A motion was made by Trustee Weider, seconded by Trustee Spacone, to approve the Consent Agenda as presented.

AYES: 4 Trustees Bobrowski, Gannon, Spacone, Weider.

NAYS: 0

ABSENT: 2 Trustees Euker, Sprawka.

MOTION CARRIED.

7. NEW BUSINESS

A. Agreement with Chicagoland Paving for North Old Rand Road On-Street Parking Improvements in the Amount Not-to-Exceed \$150,000

Summary: In an effort to provide additional parking for the Main Street District, the 2022 Village budget includes \$150,000 in the Capital Projects Fund for the construction of on-street parking improvements on the west side of North Old Rand Road in front of Breezewald Park. A bid opening on April 25, 2022 yielded two bids, with the lowest responsible bid received from Chicagoland Paving of Lake Zurich. The requested authorization of \$150,000 includes the base bid amount of \$120,743.29 plus engineering and contingency funds.

In addition to the 16 on-street angled parking spaces, new sidewalks would be installed adjacent to the parking spaces that would provide connections to the existing walking paths in Breezewald Park. The pedestrian crossing at Forest Avenue would also be upgraded with ADA landings and a Rectangular Rapid Flashing Beacon to enhance pedestrian safety crossing at that location.

Public Works Dir. Mike Brown gave a brief overview of the proposed project. Next, the Board gave their feedback on the proposal. Trustees Gannon and Weider were opposed on safety, green space Trustee Spacone suggested making N. Old Rand Road being made a one-way street. Trustee Bobrowski asked if a traffic study had been done. Dir. Brown stated that there had been a traffic study done and the speed bumps suggestion to slow traffic showed that there were more accidents from them. Mayor Poynton asked about when this proposal had been suggested. Village Manager Keller said that it was first considered in 2018 when the CPAC recommended limited on street parking in the Oakwood neighbourhood. It was placed in the 2020 budget but because of COVID-19 the budget was scaled back. In the 2022 budget it was included with the enhanced pedestrian crossing added. There was discussion on the engineering study of the angled parking as well as tree loss. Staff answered the Board's questions.

Recommended Action: A motion was made by Trustee Spacone, seconded by Trustee Bobrowski, to approve an agreement with Chicagoland Paving for North Old Rand Road On-Street Parking Improvements in the Amount Not-to-Exceed \$150,000.

AYES: 3 Trustees Bobrowski, Spacone, Mayor Poynton.

NAYS: 2 Trustees Gannon, Weider.

ABSENT: 2 Trustees Euker, Sprawka.

MOTION DENIED.

B. Resolution of Intent to Utilize Tax Increment Financing to Improve Deteriorating Physical Conditions and to Stimulate New Economic Development within the Village of Lake Zurich RES. #2022-05-066

Summary: The proposed Resolution declares the Village's intent to explore the eligibility and feasibility of establishing a tax increment finance (TIF) district for Lake Zurich's industrial park. The industrial district is Lake Zurich's primary employment center, where many of the area's buildings and supporting infrastructure are over 35 years old. Staff propose evaluating the creation of a TIF district to provide a long-term funding mechanism to reinvest in the industrial park's infrastructure and support business retention and expansion in the industrial park.

Staff will work with Teska and Associates, the Village's TIF consultant, to prepare an eligibility study to identify which properties would qualify for the proposed TIF district. Only areas which meet certain specifications outlined in the Act are eligible to use this financing mechanism. If established, the TIF district would capture new property tax revenue generated by updated or expanded buildings or new developments. The TIF district would accumulate funds to be eventually used for a limited number of eligible activities, such as replacing aging infrastructure or supporting private sector development that would not occur "but for" the TIF district's assistance.

The resolution does not obligate the Village to create the TIF, as the eligibility study is the first step in the setup process as set forth under the Tax Increment Allocation Redevelopment Act. Following opportunities for public comment and a recommendation from the Joint Review Board, the Village Board will ultimately have the final decision-making authority on whether to establish the TIF district in the industrial park.

Village Manager Ray Keller explained the proposal and answered the Board's questions including Trustee Spacone's concern on the Comm. Unit Dist. #95 portion of the taxes. Atty. Uhler advised this was the eligibility phase to address a possible TIF.

Recommended Action: A motion was made by Trustee Weider, seconded by Trustee Spacone, to approve Resolution #2022-05-066 Intent to Utilize Tax Increment Financing to Improve Deteriorating Physical Conditions and to Stimulate New Economic Development within the Village of Lake Zurich.

AYES: 4 Trustees Bobrowski, Gannon, Spacone, Weider.

NAYS: 0

ABSENT: 2 Trustees Euker, Sprawka.

MOTION CARRIED.

8. TRUSTEE REPORTS

None from the Trustees.

Mayor Poynton commented on Agenda Item #7A

9. VILLAGE STAFF REPORTS

A. Monthly Data Metric Reports

B. V.M. Keller stated that the CIP list will be looked at since Agenda Item #7A did not pass. Mr. Keller said that there will be review of Committees/Advisory Boards responsibilities, in the near future.

10. **ADJOURNMENT**

A motion to adjourn the meeting was made by Trustee Spacone, seconded by Trustee Weider.

AYES: 4 Trustees Bobrowski, Gannon, Spacone, Weider.

NAYS: 0

ABSENT: 2 Trustees Euker, Sprawka.

MOTION CARRIED.

The meeting adjourned at 8.43p.m.

Respectfully submitted by:

Kathleen Johnson, Village Clerk.

Approved by:



Mayor Thomas M. Poynton

6-15-2022

Date.