

APPROVED MINUTES
VILLAGE OF LAKE ZURICH
Board of Trustees
70 East Main Street



Monday, March 6, 2023 7:00 p.m.

1. **CALL TO ORDER** by Mayor Thomas M. Poynton at 7.01 pm.
2. **ROLL CALL:** Mayor Thomas Poynton, Trustee Dan Bobrowski, Trustee Janice Gannon, Trustee Marc Spacone, Trustee Greg Weider. Absent this evening are Trustee Euker and Trustee Sprawka.
Also in attendance: Village Manager Ray Keller, Village Atty. Scott Uhler, Finance Dir. Amy Sparkowski, Management Services Dir. Michael Duebner, HR Director Doug Gibson, Parks and Rec Director Bonnie Caputo.
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMENT**
 - There were none.
5. **PRESIDENT'S REPORT / COMMUNITY UPDATE**
 - Police Chief Husak gave an overview of recent crime trends in Lake Zurich, which have been historically consistent except for a recent uptick in vehicle thefts, most of which have been unlocked vehicles.
6. **CONSENT AGENDA**
 - A. Approval of Minutes from Village Board Meeting of February 6, 2023 and February 21, 2023
 - B. Approval of Semi-Monthly Warrant Register Dated March 6, 2023 Totaling \$667,600.89
 - C. Resolution Approving an Intergovernmental Agreement between the Village of Lake Zurich and Village of Kildeer for Vehicle Servicing (Assign Reso. #2023-03-073)
Summary: The current agreement with Kildeer to provide fleet maintenance and repairs expires on April 30, 2023. This partnership for fleet maintenance has been in effect since 2013, allowing Kildeer to receive quality repairs and maintenance by Lake Zurich technicians familiar with emergency response vehicles in a secured location. Staff has negotiated this revised two-year agreement with a 4.3% increase charged to Kildeer for Lake Zurich's labor rate.
 - D. Resolution Approving an Intergovernmental Agreement between the Village of Lake Zurich and Village of Kildeer regarding the Use of Lake Zurich Gas Pumps and Fuel (Assign Reso. #2023-03-074)
Summary: The current agreement with Kildeer to utilize the Lake Zurich fueling system expires on April 30, 2023. This partnership for shared gas pumps and fuel has been in effect since 2003, allowing Kildeer to access re-fueling 24-hours a day in a secured location. Staff has negotiated this revised two-year

agreement with an increase charged to Kildeer for Lake Zurich's fee from 15% of fuel used to 19% of fuel used.

- E. **Ordinance Granting a Zoning Map Amendment and Special Use Permit to Community Unit School District 95 for 400 South Old Rand Road (Assign Ord. #2023-03-504)**

Summary: DLA Architects and Lake Zurich Community Unit School District 95 have filed an application seeking a Zoning Map amendment to change the existing zoning classification at 400 South Old Rand Road from *B-1 Local & Community Business District* to *IB Institutional Building*, as well as a Special Use Permit to establish a transition program center. The Planning and Zoning Commission held a public hearing on February 15, 2023 to consider this request. No objections were received and the PZC voted unanimously to recommend approval of the project.

- F. **Ordinance Authoring Disposal of Surplus Property Owned by the Village of Lake Zurich (Assign Ord. #2023-03-505)**

Summary: Staff has identified pieces of equipment that are not in working order, would require repairs in excess of present market value, or are obsolete.

- G. **Two-Year Agreement with J&M Displays for Independence Day Fireworks for 2023 and 2024 in the Amount Not-to-Exceed \$40,000 Each Year**

Summary: The FY 2023 budget includes \$40,000 in the Hotel/Motel Tax Fund for the annual July 4th fireworks display over the lake. In January 2022, the Village awarded a three-year fireworks contract to J&M Displays to provide fireworks through 2024 at \$33,000 each year. Due to price increases in the fireworks industry, J&M has requested a 20% increased fee to \$40,000 a year.

Actions: A motion was made by Mayor Poynton, seconded by Trustee Weider to approve the Consent Agenda as presented.

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

NAYS: 0

ABSENT: 2 Trustee Euker, Trustee Sprawka

MOTION CARRIED.

7. NEW BUSINESS

- A. **Agreement with Pir Tano for Main Street District Infrastructure and Streetscape Improvements in the Amount Not-to-Exceed \$5,102,922.49 (Trustee Bobrowski)**

Summary: The FY 2023 budget includes \$6.4 million in the TIF District #2 Fund for multi-phase public improvements within Lake Zurich's Main Street District, advancing the Village's strategic goal of infrastructure investment.

- The first phase consists of replacing approximately 2,500 feet of 8-inch watermain, 1,460 feet of 8-inch sanitary sewer, 1,050 feet of storm sewer, and 240 feet sanitary force main on Main Street, Mionske Drive, and Lake Street, which includes full pavement resurfacing.
- The second phase consists of installing 1,015 feet of 12-inch watermain, which includes a 100-foot section of 20-inch steel casing pipe to be augured under the limits of the rail crossing on South Old Rand.
- The third phase consists of streetscape improvements and the relocation of the overhead utilities on South Old Rand.

A competitive bid opening was held on February 22, 2023, resulting in four bids received. The most competitive bid was submitted by Pir Tano Construction Company of Addison, Illinois for a base project amount of \$3,882,337.99. The total requested not-to-exceed amount of \$5,102,922.49 includes \$1,220,584.50 in construction and engineering contingency funds.

The project will be funded through TIF #2, advanced by \$2.0 million from the water fund and \$3.103 million from the capital improvement fund, which includes the Village's \$2.7 million from ARPA. Both the water and capital improvement funds would be eligible for reimbursement as future TIF increment revenue becomes available.

Public Works Director Brown provided more details to the Board of the anticipated construction dates and phases starting in late April going through the end of November 2023 given the complexity of this project. The large project contingency is necessary given the potential for soil impacts on South Old Rand Road, underground mains that are 70-90 years old and will likely result in additional main breaks, combined with potential lead service lines and the high-water levels of the lake itself.

Actions: A motion was made by Trustee Bobrowski, seconded by Trustee Spacone, to approve an Agreement with Pir Tano for Main Street District Infrastructure Improvements in the Amount Not-to-Exceed \$5,102,922.49.

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

NAYS: 0

ABSENT: 2 Trustee Euker, Trustee Sprawka

MOTION CARRIED.

8. TRUSTEE REPORTS

There were none.

9. VILLAGE STAFF REPORTS

There were none.

10. EXECUTIVE SESSION called for the purpose of:

Actions: A motion was made by Trustee Weider, seconded by Trustee Spacone, to adjourn into Executive Session for the purpose of:

- 5 ILCS 120 / 2 (c) (21) approval of executive session minutes
- 5 ILCS 120 / 2 (c) (1) appointment, employment, compensation, discipline, performance or dismissal of specific employees
- 5 ILCS 120 / 2 (c) (11) pending, probable, or imminent litigation
- 5 ICLS 120/2(c)(12) the establishment of reserves or settlement of claims as provided in the Local Governmental and Governmental Employees Tort Immunity Act

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

NAYS: 0

ABSENT: 2 Trustee Euker, Trustee Sprawka

MOTION CARRIED.


11. ADJOURNMENT

Meeting adjourned to Executive Session with no further business in Open Session at 7:21 pm.

Respectfully submitted:

Kyle Kordell, Deputy Village Clerk

Approved by:



Mayor Thomas M. Poynton

4-14-2023
Date