

VILLAGE OF LAKE ZURICH

Board of Trustees
70 East Main Street



Monday, May 21, 2018 7:00 p.m.

AGENDA

1. **CALL TO ORDER**
2. **ROLL CALL:** Mayor Thomas Poynton, Trustee Jim Beaudoin, Trustee Mary Beth Euker, Trustee John Shaw, Trustee Marc Spacone, Trustee Jonathan Sprawka, Trustee Greg Weider.
3. **PLEDGE OF ALLEGIANCE**
4. **APPOINTMENTS & RECOGNITION / PROCLAMATIONS**
 - Proclamation Designating the Week of May 20-26, 2018 as National Public Works Week
 - Proclamation Designating the Week of May 20 – 26, 2018 as Emergency Medical Services Week
 - Proclamation Recognizing May 28, 2018 as Memorial Day in Lake Zurich
5. **PUBLIC COMMENT**

(This is an opportunity for residents to comment briefly on matters included on the agenda and otherwise of interest to the Board of Trustees.)
6. **PRESIDENT'S REPORT / COMMUNITY UPDATE**

(This is an opportunity for the Mayor to report on matters of interest to the Village.)
7. **CONSENT AGENDA**

(These titles will be read by the Village Clerk and approved by a single Roll Call Vote. Any item may be pulled from the Consent Agenda for discussion by any member of the Board).

 - A. **Approval of Minutes of the Village Board Meeting, May 7, 2018**

B. Semi-Monthly Warrant Register Dated May 21, 2018 Totaling \$633,246.33

C. Agreement with CDM Smith for Phase Two of the Corrosion Control Study in an Amount Not-to-Exceed \$48,950

Summary: Last year, the Village began a two-phase corrosion control study on the public water supply to determine if existing treatment methods provide optimal corrosion control protections. Phase 1, completed in November 2017, reviewed existing water quality data and relied on desktop computer modeling to evaluate corrosion controls strategies. Phase 2 will use metal testing to confirm the desktop study findings and will be complete by the 4th Quarter of 2018. This is a non-budgeted item but is also an unfunded mandate from the Illinois Environmental Protection Agency, so Staff is reducing engineering costs associated with other projects in order to fund Phase 2.

D. Agreement with Builders Paving for the 2018 Road Resurfacing Program in the Amount Not-to-Exceed \$1,544,952

Summary: The FY 2018 budget includes \$1.688 million in the Non-Home Rule Sales Tax Fund for 3.42 miles of Village streets to be resurfaced. The annual road program consists of pavement resurfacing, concrete repair, utility structure repair, and other related items that will provide a service life of 15-20 years for new streets with proper maintenance. On February 28, 2018, a bid opening resulted in seven bids received, with Builders Paving of Hillside providing the lowest responsible bid. Areas receiving new streets this year include the Bristol Trail and Countryside East subdivisions, as well as Park Avenue downtown.

E. Reduction of Letter of Credit for TNT of Lake Zurich at 925 Telser Road to \$9,655.20

Summary: TNT of Lake Zurich has requested a reduction in the letter of credit regarding the property at 925 Telser Road from \$46,552 to a remaining 10% escrow of \$4,655.20 as a maintenance guarantee to be held for one year. An additional \$5,000 will be held in addition to the 10% to provide for remaining corrective work, bringing the total to \$9,655.20.

F. Ordinance Approving Abrogation of Easement for 351 Grand Avenue (Assign Ord. #2018-05-258)

Summary: The owners of 351 Grand Avenue have requested the abrogation of a public utility easement to facilitate the construction of a new addition to the existing single-family residence. The new addition would encroach onto an existing 60-foot public utility easement along the east side of the property. The Village does not require the use of this easement and utility companies have provided written declarations that they have no utilities within the easement. The proposed Ordinance abrogates only the western 50 feet of the easement, reserving a ten foot easement in place for future access from the Village.

G. Resolution Approving an Amended Mutual Aid Agreement for the Northern Illinois Police Alarm System (Assign Reso. #2018-05-026)

Summary: The Village has been a member of the Northern Illinois Police Alarm System (NIPAS) since 1993. NIPAS provides essential mutual aid support to members during times when a police emergency exceeds local agency capabilities. The NIPAS Board of Officers and Village Staff are recommending an update of the bylaws, as outlined in the proposed Resolution.

H. Waiver of Competitive Bidding and Agreement with Physio-Control to Purchase 17 Life Pak AED's and One Cardiac Monitor in the Amount Not-to-Exceed \$58,562.97

Summary: The Fiscal Year 2018 budget has \$85,210 in the Equipment Replacement Fund for this public safety equipment. The current service agreement with Physio-Control to maintain the Life Pak 500 models expired on April 30, 2018. This planned equipment purchase will replace seven AED's for wall-mounted locations in Village facilities, three AED's for Fire Department Staff vehicles, seven AED's for the Police Department, and one defibrillator. Physio-Control is the sole provider of this equipment and does not have a distributor network, therefore this is a sole-source vendor with no bid process available.

Recommended Action: Motion to approve the Consent Agenda as presented. (Roll Call Vote)

8. OLD BUSINESS

(This agenda item includes matters for action by the Board of Trustees.)

None at this time.

9. NEW BUSINESS

(This agenda item includes matters coming to the Board of Trustees for discussion and possible action.)

A. Ordinance Approving Lease Agreement for Beer Garden Pavilion Property at Breezewald Park, 125 North Old Rand Road, Village of Lake Zurich, Lake County, Illinois (Assign Ord. #2018-05-259) (Trustee Spacone)

Summary: In December 2017, the Village issued a Request for Proposals for the operation of a beer garden pavilion at Breezewald Park with the intention of creating a new downtown destination amenity. Staff is recommending the Village enter into a two-year lease agreement with PB and S Investments.

The proposed lease, in connection with the new Class R liquor license that is recommended for issuance to this vendor, allows the pavilion to operate as a public amenity in a municipal park that will offer a selection of beer, wine, sparkling wine, ciders, and fermented malts, along with a selection of non-alcoholic beverages and light food options.

Hours of operation shall be limited to 9 am – 10 pm Monday through Saturday and 10 am – 8 pm on Sundays during the seasonal months of operation.

Recommended Action: A motion to approve Ordinance #2018-05-259 approving a lease agreement for the beer garden pavilion property at Breezewald Park, 125 North Old Rand Road, Village of Lake Zurich, Lake County, Illinois.

B. Ordinance Amending Chapter 3 of Title 3 of the Lake Zurich Municipal Code to Add a New Class “R” Liquor License Category (Assign Ord. #2018-05-260) (Trustee Spacone)

Summary: The operation of a beer garden style facility requires the creation of a new liquor license classification. The proposed Class-R Outdoor Concession / Beer Garden liquor license carries an annual fee of \$200 and the applicant is subject to the following restrictions.

- The license holder shall make available packaged or prepared foods.
- The license holder shall maintain hours of operation approved by the Lake Zurich Liquor Control Commissioner

Recommended Action: A motion to approve Ordinance #2018-05-260 amending Chapter 3 of Title 3 of the Lake Zurich Municipal Code to Add a New Class “R” Liquor License Category and Increase the Number of Authorized Liquor Licenses by One Class R for PB and S Investments at 125 North Old Rand Road.

C. Courtesy Review for Proposed Copper Fiddle Distillery Expansion at 532 West Route 22 (Trustee Sprawka)

Summary: The Copper Fiddle Distillery at 532 West Route 22 is seeking to expand its existing 2,100 square foot establishment into the adjacent 1,000 square foot space formally occupied by Midwest Spas. The Distillery is located within the Village’s B-1 Local and Community Business Zoning District and was granted operational approval via a Text Amendment and Special Use Permit in 2013.

Copper Fiddle is looking at expanding its floor area to a total of 3,100 square feet to facilitate a self-contained video gaming area, the addition of a new bar in the expanded space, relocation of music entertainment activities into the new space with extended entertainment hours from 10:30 pm to 11:00 pm, and a 720 square foot outdoor patio and seating area.

The expansion proposal would require Village zoning relief including amendments to the Special Use Permit for live entertainment and Text Amendment to provide for Outdoor Seating accessory to the authorized Special Use Permit.

The developer and Village Staff seek to understand the Village Board's preferences towards the proposed expansion project.

Recommended Action: Staff recommends the Village Board provide feedback on the proposed expansion project and highlight any further areas of concern to the applicant. This is a non-voting agenda item for the Board at this time.

10. TRUSTEE REPORTS

(This is an opportunity for Trustees to report on matters of interest to the Board of Trustees.)

11. VILLAGE MANAGER'S REPORT

(This is an opportunity for the Village Manager to report on matters of interest to the Board of Trustees.)

A. Monthly Data Metric Reports

12. ATTORNEY'S REPORT

(This is an opportunity for the Village Attorney to report on legal matters of interest to the Board of Trustees.)

13. DEPARTMENT HEAD REPORTS

(This is an opportunity for department heads to report on matters of interest to the Board of Trustees.)

14. EXECUTIVE SESSION called for the purpose of:

- 5 ILCS 120/2 (c) (21) approval of Executive Session minutes
- 5 ILCS 120/2 (c) (2) collective bargaining
- 5 ILCS 120/2 (c) (1) appointment, employment, compensation, discipline, performance or dismissal of specific employees

15. ADJOURNMENT

(Next regularly scheduled Village Board meeting on Monday, June 4, 2018)

The Village of Lake Zurich is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations so that they can observe and participate in this meeting, or who have questions regarding the accessibility of the meeting or the Village's facilities, should contact the Village's ADA Coordinator at 847.438.5141 (TDD 847.438.2349) promptly to allow the Village to make reasonable accommodations for those individuals.