

June 20, 2005

The regular meeting of the Board of Trustees of the Village of Deerfield was called to order by Mayor Harris in the Council Chamber of the village hall on Monday, June 20, 2005 at 7:36 P.M. The Clerk called the roll and announced that the following were:

Present: Steve Harris, Mayor  
Robert Benton  
Michelle Feldman  
William Seiden  
Barbara Struthers  
Matthew Wylie

Absent: Harriet Rosenthal

and that a quorum was present and in attendance. Also present were Village Attorney Peter Coblentz and Village Manager Robert Franz.

PLEDGE OF ALLEGIANCE

Mayor Harris asked Larry Milstein, 2005 State Champion in parallel bars to lead those in attendance in reciting the Pledge of Allegiance. Mr. Milstein received a score of 9.65 during the state competition.

APPROVAL OF MINUTES

Trustee Benton made a motion to approve the minutes of the June 6, 2005 Board of Trustees meeting. Trustee Wylie seconded the motion. The motion passed unanimously.

BILLS AND PAYROLL

Trustee Wylie made a motion to approve the Bills and Payroll dated June 20, 2005. Trustee Benton seconded the motion. The motion passed with the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

TREASURER'S REPORT

Bob Fialkowski presented highlights from the 5/31/05 treasurer's report. Sales tax went up 13% from the prior year. Income tax is up state wide. Hotel tax is below projection, but did well for the month.

BOARDS AND COMMISSIONS

Mayor Harris recommended the following new Boards and Commission appointments:

Doug Banzuli, 1534 Gordon Terrace, to the Village Center Development Commission  
Dr. Garo Emerzian, 801 Kenton Road, to the Village Center Development Commission

Trustee Seiden moved to approve the appointments.  
Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None

PUBLIC COMMENT

There was no public comment on non-agenda items.

REPORTS

There were no reports.

CONSENT AGENDA

ORDINANCE O-05-25 APPROVING RELIEF FROM THE ZONING ORDINANCE TO PERMIT THE ENCROACHMENT OF A FRONT ROOF STRUCTURE INTO THE 29' REQUIRED FRONT YARD.

An ordinance approving a variation from the zoning ordinance permitting the encroachment of a front roof structure into the 29' required front yard at 1104 Somerset Avenue.

ORDINANCE AMENDING ZONING ORDINANCE TO AUTHORIZE DRIVE THRU ATM BANKING FACILITIES AND SIGNAGE IN C-2 DISTRICTS

An ordinance amending the Zoning Ordinance to authorize drive thru ATM banking facilities and certain ground signs for free standing banks in the C-2 outlying commercial district. First Reading.

ORDINANCE AMENDING A SPECIAL USE FOR A NATIONAL CITY BANK AT 401 LAKE COOK ROAD

An ordinance granting a special use for a National City Bank at 401 Lake Cook Road in Lake Cook Plaza. First Reading.

Don Parker, co-owner of Lake Cook Plaza, explained that they offered to set up a meeting with Deerbrook Mall. Mr. Parker believes that they have an agreement to go ahead with the cross connection between Deerbrook Mall and Lake Cook Plaza. He said they are awaiting the traffic study commissioned by the Village.

ORDINANCE APPROVING A SPECIAL USE FOR A RETAIL STORE OF OVER 10,000 SQUARE FEET AT CADWELLS CORNERS SHOPPING CENTER – REC ROOM FURNITURE & GAMES

An ordinance approving a special use for a retail store of over 10,000 square feet at Cadwells Corners shopping center. First Reading.

Trustee Wylie moved to waive the First Reading of the ordinance regarding 1104 Somerset Avenue as requested by the petitioner. Trustee Benton seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

Trustee Wylie moved, seconded by Trustee Struthers, for the acceptance of the Consent Agenda and adoption of the ordinance. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

### OLD BUSINESS

There was no old business.

### NEW BUSINESS

ORDINANCE O-05-26 APPROVING A PROPOSAL BY WILLIAMS ARCHITECTS AND WILLIAMS DEVELOPMENT FOR DESIGN/BUILD SERVICES FOR THE VILLAGE HALL ADDITION AND REMODELING PROJECT AND APPROVING A DESIGN/BUILD AGREEMENT WITH WILLIAMS DEVELOPMENT, FIRST READING

Phil Kiraly presented the contract for design/build services for the village hall expansion and remodeling. He explained that there were two changes in the proposal: Originally any balance in the unused contingency was to be shared between the Village and Williams Development. Now, all unused contingency dollars will be returned to the Village. Secondly, any changes associated with subcontractor buyouts will be split evenly between the design-builder and the Village.

Trustee Seiden expressed concern over the size of the building and the absence of a budget. Mr. Coblentz explained that the budget will be developed as the process unfolds. He said that this proposal has a minimum fee for architectural and engineering services of \$365,500. A “guaranteed-not-to-exceed” contract will be developed once the structure is designed and construction work has been bid.

Trustee Wylie moved to waive the rules and allow for a vote on the ordinance. Trustee Struthers seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

Trustee Wylie moved to adopt the ordinance authorizing an agreement with Williams Development for the expansion and renovation of the village hall. Trustee Feldman seconded the motion. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

AUTHORIZATION FOR MAYOR TO SIGN A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT WITH ILLINOIS FRATERNAL ORDER OF POLICE LABOR COUNCIL

Bob Franz summarized the settlement reached with the patrol officers union which resulted in a new three year contract. Primary changes include a 3% salary increase retroactive to 5/1/04, a 3.25% increase retroactive to 5/1/05 and a 3.75% increase on 5/1/06. Also, beginning September 1, 2006

employees will pay 5% for individual health insurance coverage and 10% for family coverage.

Trustee Benton moved, seconded by Trustee Seiden, to authorize the Mayor to sign a three-year collective bargaining agreement with the Illinois Fraternal Order of Police Labor Council. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

AUTHORIZATION TO AWARD CONTRACT FOR REHABILITATION OF THREE AEROBIC DIGESTERS AT THE WASTEWATER RECLAMATION FACILITY

Three sealed bids for rehabilitation of three aerobic digesters at the Deerfield Wastewater Reclamation Facility were opened and publicly read on May 31, 2005. It was recommended that the contract for rehabilitation of three aerobic digesters at the Wastewater Treatment Facility be awarded to

the lowest bidder, Martin Petersen Company in an amount not to exceed \$44,000.

Trustee Wylie moved, seconded by Trustee Struthers, to award the contract for rehabilitation of three aerobic digesters at the Wastewater Treatment Facility to Martin Peterson Company in an amount not to exceed \$44,000. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

AUTHORIZATION TO RENEW TEN YEAR INTERGOVERNMENTAL AGREEMENT FOR MUNICIPAL MAINTENANCE OF STATE HIGHWAYS WITH THE ILLINOIS DEPT. OF TRANSPORTATION

The 10-year street maintenance agreement with the Illinois Department of Transportation will expire on June 30, 2005. This is a standard agreement which is for 14.33 lane miles on Route 43 (Waukegan) and Pfingsten Roads. Staff recommends renewing the contract.

Trustee Wylie moved, seconded by Trustee Benton, to enter into a new 10-year Intergovernmental Agreement with the Illinois Department of Transportation. The annual compensation for the first year of the agreement (July 1, 2005 to June 30, 2006) would be \$37,916. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

ANALYSIS AND AWARD OF BID FOR PARKWAY TREE TRIMMING Four sealed bids for 2005 Parkway Tree Trimming were opened and publicly read on June 3, 2005.

Nels Johnson was the lowest bidder at \$33,550.

Sawvell Tree Service came in with the second lowest bid of \$34,200. Staff is recommending spending an extra \$650 to work with Sawvell Tree Service because they submitted the lowest bid for 2005 Parkway Tree Removal (separate agenda item) and there is benefit in having the same contractor do both jobs. The Village has also had a positive working relationship with Sawvell over the past few years.

Margie Stone, 531 Hermitage, expressed concern about the contractor acting professionally and performing the work properly. She also urged the Board to hire a forester as a full time employee.

Trustee Seiden moved, seconded by Trustee Benton, to waive the competitive bidding process and award the contract for 2005 Parkway Tree Trimming to Sawvell Tree Service at the quoted unit prices, on an as-needed basis, up to the budgeted amount of \$40,000. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

ANALYSIS AND AWARD OF BID FOR PARKWAY TREE REMOVAL Three sealed bids for 2005 Parkway Tree Removal were opened and publicly read on June 3, 2005.

Sawvell Tree Service had the lowest bid.

Trustee Benton moved, seconded by Trustee Wylie, to award the contract for 2005 Parkway Tree Removal to Sawvell Tree Service at the quoted unit prices, on an as-needed basis, up to the budgeted amount of \$12,000. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

ANALYSIS AND AWARD OF BID FOR 2-WHEEL DRIVE PICKUP TRUCK Five sealed bids for a 2-wheel drive pickup truck were opened and publicly read on June 10, 2005.

Bill Stasek Chevrolet had the lowest bid.

Trustee Wylie moved, seconded by Trustee Benton, to award the bid for a new 2006 Chevrolet 2-wheel drive truck with an 8-foot pickup body to Bill Stasek Chevrolet in an amount not to exceed \$16,558.52. The motion passed by the following vote:

AYES: Benton, Feldman, Seiden, Struthers, Wylie (5)

NAYS: None (0)

DISCUSSION

PRAISE TO PUBLIC WORKS

with a water main shut off.

Trustee Feldman praised the Public Works Department for their prompt response and action

RED WALLS

Trustee Wylie noted that Red Walls, a Deerfield rock group appeared on the Conan O'Brien Show.

TRUSTEE IN THE TOWN

Trustee Seiden and Trustee Struthers will attend from 9:00 a.m. to noon.

Trustee Seiden reported that Trustee in the Town will be held this Saturday at the Farmer's Market.

FINE ARTS FESTIVAL

Phil Kiraly for his work on the project.

Mayor Harris thanked the Fine Arts Commission for hosting the Fine Arts Festival last weekend and

Mayor Harris announced that there will be a committee of the whole meeting in the conference room immediately following this meeting.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 8:30 p.m.

APPROVED:

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Mayor

ATTEST:

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Village Clerk