

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF METTAWA, ILLINOIS, HELD AT THE HOUR OF 7:30 P.M. ON TUESDAY, AUGUST 20, 2013, IN THE COTTONWOOD ROOM OF THE HILTON GARDEN INN HOTEL, 26225 N. RIVERWOODS BOULEVARD, METTAWA, ILLINOIS

A. CALL TO ORDER

Mayor Urlacher called the meeting to order at 7:30 p.m.

B. ROLL CALL

Upon a call of the roll, the following were:

Present: Trustees Armstrong, Brennan, Clark, Lane, Maier, Towne and Mayor Urlacher

Absent: None

Mayor Ray declared a quorum present.

Also present: Village Administrator Bob Irvin; Scott Anderson, representative of the firm of James Anderson Co., Attorneys James V. Ferolo and Gregory T. Smith of Klein Thorpe & Jenkins, Ltd.; Village Clerk, Cathy Nelson, Treasurer Lisa Dieter and Financial Consultant, Dorothy O'Mary

C. APPROVAL OF MINUTES

1. Regular Meeting of the Mayor and Board of Trustees: [July 16, 2013](#)

It was moved by Trustee Armstrong seconded by Trustee Brennan that the minutes of the Regular Board Meeting of July 16, 2013 be approved as presented

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier, and Towne

Nay: None

Mayor Urlacher declared the motion carried and the minutes approved and placed on file.

D. APPROVAL OF BILLS

1. Bills Submitted for Payment
2. Other Bills Paid by the Village treasurer in Anticipation of this meeting.

It was moved by Trustee Maier, seconded by Trustee Lane to approve bills submitted for payment and other bills paid by the Village Treasurer in anticipation of this meeting for a total amount of \$327,260.04

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier, and Towne
Nay: None

Mayor Urlacher declared the motion carried.

E. TREASURER'S REPORT

Presentation of the Monthly Report for the Month of July, 2013

It was moved by Trustee Brennan, seconded by Trustee Maier that the Board acknowledge receipt of the July, 2013 Treasurer's Report and place it on file.

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier, and Towne
Nay: None

Mayor Urlacher declared the motion carried.

Mayor Urlacher informed the Board that at the end of July the Village showed a cash surplus of \$185,559.00

F. COMMUNICATIONS AND PETITIONS FROM THE PUBLIC

1. Resident Ron Pink of 27096 N. Southwoods asked if the Village had completed and paid for shoulder work to keep the shoulders from crumbling in the newly resurfaced Meadowoods Lane. Jan Pink noted that the shoulders have already begun to deteriorate and discussion ensued.

Trustee Armstrong stated that more work needs to be done and will be completed.

2. Written communications of citizens to be read: There were no written communications to be read.

G. COMMISSION AND COMMITTEE REPORTS FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON.

1. Finance Committee

- a. Update: Village Tax Rebate (2013/2011)

Trustee Maier informed the Board that the Finance Committee is late in getting the new rebate form completed and that it should be ready this week, with an ordinance for approval at the next Board meeting. Expecting to get forms back in mid-October and checks should go out by Thanksgiving.

- b. Other Matters: No other matters presented for discussion

2. Public Works Committee

- a. Recommendation to Approve a Proposal From Forest Builders, Inc. of Lake Bluff, Illinois in the Amount of \$14,700.00 for Annual Trail Maintenance,

Resurfacing as Required and Compacting the Trail Along Bradley Road From Oasis Park to Old School Road and Along Old School Road From Bradley Road to St. Marys Road. In Addition, Applying Herbicide Three Times to the Trails. Maintenance Work Will Not be Accomplished at Prevailing Wage Rates.

It was moved by Trustee Brennan, seconded by Trustee Maier that the Board Approve a Proposal From Forest Builders, Inc. of Lake Bluff, Illinois in the Amount of \$14,700.00 for Annual Trail Maintenance, Resurfacing as Required and Compacting the Trail Along Bradley Road From Oasis Park to Old School Road and Along Old School Road From Bradley Road to St. Marys Road. In Addition, Applying Herbicide Three Times to the Trails. Maintenance Work Will Not be Accomplished at Prevailing Wage Rates.

Discussion ensued regarding funding by SSAs for their portion and the trail rebuild by The Crest when their work is completed.

Upon a call of the roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne
Nay: None

Mayor Urlacher declared the motion carried.

- b. Recommendation to Approve an Ordinance Establishing Special Service Area Number 15 in the Village of Mettawa

It was moved by Trustee Armstrong, seconded by Trustee Maier to approve An Ordinance Establishing Special Service Area Number 15 in the Village of Mettawa.

Attorney Ferolo updated the Board on the status with the effected residents on this SSA and that the 60-day approval period was up.

Discussion ensued regarding the split of residents for and against the SSA which at the moment is 6 for and 6 against the project with one undecided.

Attorney Ferolo stated that if the SSA is voted down, and the Village reconsiders it in the future the process must start from the beginning.

After further discussion and upon a call of the roll, the following voted:

Aye: None
Nay: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

Mayor Urlacher declared the motion defeated.

- c. Consideration and Recommendation to Waive Bid Requirements For Project "A:" 2013 Mettawa Tree Trimming and Brush Removal, And Accept A Proposal And Bid From Dunlap Tree Experts Of Antioch, Illinois in The Amount Of \$24,700.00, as Low Responsible Bid; Pending Legal Review.

It was moved by Trustee Armstrong, seconded by Trustee Brennan To approve a Recommendation to Waive Bid Requirements For Project "A": 2013 Mettawa Tree Trimming and Brush Removal, And Accept A Proposal And Bid From Dunlap Tree Experts Of Antioch, Illinois in The Amount Of \$24,700.00, as Low Responsible Bid; Pending Legal Review.

After discussion and upon a call of the roll, the following voted:

Aye: None

Nay: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

Mayor Urlacher declared the motion defeated and directed the Committee to rebid the project.

- d. Update: Discussion of Water Project and Establishment of SSA's

Trustee Armstrong updated the Board on the status of other water SSA projects in the works. The Village is in discussion with Lake County regarding the Old School/St. Marys project but due to the controversy with the County over a police contract, there has been no progress

Attorney Ferolo updated the Board that the County has stated that they will not approve an Intergovernmental Agreement with the Village until the Village has signed a contract with a law enforcement agency, not necessarily the Lake County Sheriff. He has requested an explanation from the County in writing.

Village Administrator Bob Irvin stated that he has asked the County to re-do their service level statistics as they are inaccurate and once corrected it will show that a full time police service may not make sense for this village.

Mr. Irvin also informed the Board that he has a call into JAWA to see if an extension to the water agreement is possible.

- c. Other Matters: Trustee Armstrong informed the Board that with the delay in the Bradley Road repaving project, there will need to be some patching work done and that it will stay under the committees pre- approved \$1,000.00 per month allotment.

3. Parks and Recreation Committee

- a. Oasis Park: Presentation and Consideration of Plan for Drainage Area on the North End of Oasis Park
Trustee Towne presented a concept plan for the cleanup of the drainage area on the north end of Oasis Park. He stated that it would not affect stormwater management. After brief discussion it was unanimously agreed that Trustee Towne should proceed with obtaining proposals.
- b. Update: Whippoorwill Park
Trustee Towne updated the Board on the progress of completion of the Berm stating that it should be completed between the 15th and 30th of October and that tree selection is beginning.
- c. Other Matters:
Trustee Towne informed the Board that the work on the Oasis Berm is beginning and that there will be a significant increase in truck traffic in the following weeks.

Trustee Towne also reported that the MOLA social event was a huge success and thanked MOLA for their efforts.

4. Safety Commissioner
 - a. Trustee Clerk stated that Howe Security Officer Eckenstahler was a great asset to the Village and coming off the Howe report this evening, he will be looking into CPR and defibrillator equipment and “Knox box” keys for the patrol car.
 - b. Other Matters: No other matters were presented for discussion
5. Zoning, Planning and Appeals Commission
 - a. No items presented for discussion

H. BUSINESS FROM THE BOARD FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON:

1. Mayor’s Report
 - a. Presentation: Presentation by Howe Security, Lake Bluff, Illinois on Status of Village Security.

Mayor Urlacher introduced Matt Dziejcz and Rick Eckenstahler of Howe Security who presented the company background and updated the Board on activities in the Village. Mr. Eckenstahler reported that the Village is very safe. The Howe team in addition to patrolling and assisting the Lake County Sheriff acts as Community Service officers for the Village. He presented statistics on activity so far this year.

He also stated that Howe has a very good relationship with the Sheriff and with the Village residents.

Mr. Eckenstahler reminded everyone to keep their doors locked, garages closed; notify Howe when they will be out of town, and to call them at any time. Also, if there is an emergency situation, to call 911 first and then call the Howe patrol car cell.

Discussion ensued regarding carrying portable defibrillators and the Board agreed it should be looked into, in addition to carrying knocks-box keys.

- b. Update: Western Open Golf Event
 - i. Refuse Collection for the Village During The Event

Mayor Urlacher informed the Board that refuse collection south of Route 60 the week of the Golf Tournament would be between 5 and 6 AM on Friday, September 13th and that Lakes Disposal will come back to finish the Village pick up later that morning. Lakes Disposal and the Village Clerk will handle resident notification.

Residents south of Route 60 will receive information packets and car passes for Riverwoods Road shortly.

Tournament management has assured the Village that necessary traffic will be allowed on Riverwoods.

- c. Discussion Regarding Medical Marijuana Bill as Passed by the State and Next Steps.

Mayor Urlacher informed the Board that the Medical Marijuana bill had passed and the implementation date is 2014. He referred the matter to the Zoning, Planning and Appeals Commission for deliberation and recommendation to the Board at the November meeting.

- d. Building Report

Mayor Urlacher thanked Trustee Towne and Mr. Anderson for their report and with no questions being asked, placed it on file.

- e. Discussion of Bond Conduit Financing for East Lake Academy

Attorney Ferolo presented the East Lake Academy request and explained the process. After some discussion, the Board unanimously agreed not to approve the request.

- f. Village Administrator's Report

Village Administrator Bob Irvin updated the Board on his meetings with Village providers and others involved in assisting the Village and his walking the Village trails in order to get familiar with the details on the area.

2. UNFINISHED BUSINESS: None presented

3. NEW BUSINESS

- a. Approval of an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance

It was moved by Trustee Armstrong, seconded by Trustee Towne to approve **“An Ordinance Adopting by Reference the Lake County Watershed Development Ordinance”**, being **Ordinance No. 742**

Upon a call of the Roll, the following voted:

Aye: Trustees Armstrong, Brennan, Clark, Lane, Maier and Towne

Nay: None

Mayor Urlacher declared the motion carried.

- b. Approval of a Proposal From Forest Builders, Inc. of Lake Bluff, Illinois in the Amount of \$14,700.00 for Annual Trail Maintenance, Resurfacing as Required and Compacting the Trail Along Bradley Road From Oasis Park to Old School Road and Along Old School Road From Bradley Road to St. Marys Road. In Addition, Applying Herbicide Three Times to the Trails. Maintenance Work Will Not be Accomplished at Prevailing Wage Rates.

This item was taken up earlier in the meeting.

- c. Approval to Waive Bid Requirements For Project “A”: 2013 Mettawa Tree Trimming and Brush Removal, and Accept a Proposal and Bid From Dunlap Tree Experts of Antioch, Illinois in The Amount Of \$24,700.00, as Low Responsible Bid; Pending Legal Review.

This item was discussed and voted upon earlier in the meeting and did not pass.

- d. Approval of an Ordinance Establishing Special Service Area Number 15 in the Village of Mettawa

This item was discussed and voted upon earlier in the meeting and did not pass

I. EXECUTIVE SESSION:

At 9:01 p.m. the meeting Mayor Urlacher adjourned the meeting to Executive Session to discuss pending, probable and imminent litigation; land acquisition, section (c) (5): “The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussion whether a particular parcel should be acquired.; and review of Executive Session Minutes.

Upon a call of the roll, the following voted:

Aye: Trustees, Armstrong, Brennan, Clark, Lane, Maier and Towne

Nay: None

Mayor Urlacher declared the motion carried and the Board recessed to Executive Session

J. CALL TO RECONVENE

At 9:30 PM Mayor Urlacher reconvened the public portion of the meeting.

K. ROLL CALL

Upon a call of the roll, the following were:

Present: Trustees Armstrong, Brennan, Clark, Lane, Maier Towne and Mayor Urlacher

Absent: Mayor Urlacher declared a quorum present.

Also present: Attorneys James V. Ferolo and Gregory T. Smith of Klein, Thorpe & Jenkins and Village Clerk, Cathy Nelson and Administrator Bob Irvin

L. MATTERS REQUIRING ACTION AS A RESULT OF THE EXECUTIVE SESSION

No matters presented requiring action

M. ITEMS TO BE REFERRED: No items were referred

N. FOR INFORMATION ONLY: No items discussed

O. ADJOURNMENT

With no further business to conduct, it was moved by Trustee Brennan, seconded by Trustee Armstrong that the meeting be adjourned.

In Favor: All

Opposed: None

Mayor Urlacher declared the motion carried and the meeting adjourned at 9:31 PM

Cathy Nelson, Village Clerk