

VILLAGE OF LIBERTYVILLE  
BOARD OF TRUSTEES  
May 10, 2011

President Weppler called to order a meeting of the Board of Trustees at 8:00 p.m. in the Village Hall, 118 West Cook. Those present were: President Terry Weppler, Trustees Donna Johnson, Drew Cullum, Richard Moras, Todd Gaines, and Jay Justice.

**OATHS OF OFFICE**

President Weppler issued the oath of office to three trustees elected in April 2011. Receiving the oaths were: Donna Johnson, Drew Cullum, and James Moran III.

**COMMENDATION**

President Weppler read a Commendation to Elizabeth Green for her commitment and dedication to the Keep Libertyville Beautiful Commission and offered sincere gratitude for her many years of service to the Village of Libertyville.

**RESOLUTION 11-R-11**

President Weppler read a resolution recognizing Trustee Nick Proepper. He recognized Trustee Proepper's contribution to the Village of Libertyville through his work on the Plan Commission and the Board of Trustees. Trustee Johnson moved to adopt the resolution, and Trustee Cullum seconded. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran.

NAYS: None

**PROCLAMATION**

President Weppler proclaimed the week of May 15 – May 21, 2011 as National Public Works Week in the Village of Libertyville. He called upon citizens and civic organizations to acquaint themselves with the far-reaching impact of Public Works and recognize the contribution that Public Works officials make every day to ensure the health, safety, and comfort of Libertyville residents.

President Weppler proclaimed the week beginning June 13, 2011 as United States Army Week in recognition of the United States Army's birthday.

**ITEMS NOT ON THE AGENDA**

President Weppler asked if anyone had something to bring before the Board that was not already listed on the agenda. There were no items.

**OMNIBUS VOTE AGENDA**

President Weppler introduced the Omnibus Vote Agenda and asked if any member wanted an item removed for separate discussion. Trustee Justice asked for clarification regarding the fee waiver for School District 70, asking if a fee waiver would be granted to St. Joseph's or Condell Hospital. Public Works Director John Heinz explained

that he recommended the fee waiver, and the Mayor noted that the Board usually waives fees for intergovernmental bodies.

OMNIBUS VOTE AGENDA

- A. Minutes of the April 26, 2011 Meeting
- B. Bills for Approval
- C. **ORDINANCE 11-O-33: Amend Bid Award – Dymond Road Project**
- D. Request Fee Waiver – School District 70
- E. Appointment – Fire Pension Board
- F. Raffle License – Sunrise Rotary Club
- G. Use of Village Property – Brainerd Community Center

Trustee Johnson moved to adopt the items listed on the Omnibus Vote Agenda in a single group pursuant to the omnibus vote procedures of the Libertyville Municipal Code.

Trustee Cullum seconded. The Mayor asked for Board and public comment. Trustee Moran asked to remove item G and abstain from discussion and voting for item G.

Trustee Johnson amended the motion, omitting item G, and Trustee Cullum seconded.

The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

**3G**

Trustee Johnson moved to approve item 3G, and Trustee Cullum seconded. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, and Justice

NAYS: None

ABSTAIN: Trustee Moran

**ARC REPORT & APPEAL – 915 N. Milwaukee Avenue Sign – *deferred***

Trustee Johnson moved to defer the item until the next meeting, and Trustee Cullum seconded. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

**PLAN COMMISSION REPORT – Amend Development Plan – 119-163 N. Milwaukee Avenue– *deferred***

Trustee Justice moved to defer the item for a future meeting, and Trustee Johnson seconded. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

**PLAN COMMISSION REPORT – Special Use Permit, 1190 W. Winchester Road**

President Wepler introduced a Plan Commission report for a request from Libertyville Cooperative Nursery School for a Special Use Permit to relocate to 1190 W. Winchester Road. The school is currently located at the First Presbyterian Church and must relocate

due to proposed construction at the church. Members of the Plan Commission noted that the proposal was temporary and that the school would move back to the First Presbyterian Church upon completion of construction. The consensus of the Commission was to limit the term of the Special Use Permit to two years. The Mayor asked for Board and public comments. Incoming Board President Christy Tropp, 1700 Juliet, addressed the Board. She explained that the school would continue to use the second location at the United Methodist Church, and the school year runs from September through May. Ray Parvinian, 1012 Wellington Avenue, addressed the Board with concerns regarding activities at the site that sometimes continue until midnight. His property backs up to the site. He expressed concern that adding additional children and activities would increase noise in the neighborhood and requested that the school not be placed in a residential area. Mrs. Tropp, responding to a questions from Trustee Justice, stated that the children would play in a coned-off area to the north of the property, and play time would only be for 15-20 minutes at the beginning and end of the classes. Trustee Johnson asked if the church was ready to begin construction. Mrs. Tropp stated that there is uncertainty regarding construction and this request was a precaution in case construction is delayed. The Mayor asked Mrs. Tropp to keep the resident concerns in mind and be good neighbors. Trustee Cullum moved to approve the Special Use Permit for the term of two years, and Trustee Gaines seconded. The Mayor asked for further comments. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

The Mayor asked the Police Chief to follow up with late-night noise at the site.

#### **ORDINANCE 11-O-34: Amend Fee Schedule**

President Weppler introduced an ordinance amending the Municipal Code and updating the fee schedule contained therein. The changes reflect minor adjustments in fees based on the current cost of providing services or changes previously approved by the Village Board but not yet included in the fee schedule section of the code. Noted changes include: increases in various water and sewer rates and increases in various plan review, inspection, and permit fees. Administrative Staff recommended approval. The Mayor asked for Board comment. Trustee Moras moved to approve the ordinance, and Trustee Johnson seconded. The Mayor asked for further comments. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

#### **COPY MACHINE LEASES**

President Weppler explained that leases for copy machines at the Recreation Office, Sports Complex Office, Fire Station #1, and the Community Development Departments are expiring in May. Staff requested proposals from Xerox and Ricoh to lease new machines for these locations. Both manufacturers have been awarded bids through Joint Purchasing Organizations in which the Village participates, which satisfies Village

purchasing requirements. The proposals included maintenance charges allowing a 5% increase in the number of copies made on an annual basis. Based on pricing and satisfaction, Staff recommended the lease agreement with Ricoh for the copy machines.

The Mayor asked for Board comment. Trustee Moras moved to approve the three-year lease with Ricoh Business Systems in the amount of \$26,872.60. Trustee Cullum seconded. The Mayor asked for further comments. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

### **SUNRISE ROTARY PARK IMPROVEMENTS**

President Weppler explained that the Sunrise Rotary Club has requested improvements to the Gazebo and surrounding landscaping at Sunrise Rotary Park. The work will include:

- 1) Paint the Gazebo's siding, arches, benches, ledges, and trim
- 2) Replace the irrigation controller, which will conform to other irrigation control boxes as well as allow the splitting up of zones to make the system more compatible with current and possible future needs.
- 3) Replace the siding on the Gazebo's top portion. The bottom portion has been updated within the last two years. Sunrise Rotary Club will use a skilled contractor for the replacement of the cedar siding.
- 4) Sunrise Rotary will purchase a light fixture to be installed within the Gazebo by the Village.
- 5) Update the surrounding landscaping by the Gazebo, using volunteers to plant the landscaping.

The Sunrise Rotary Club will absorb the cost for the improvements. The Club has met with Superintendent Barlow, Parks Staff Karl Moeser, and Director Connie Kowal to review plans. The Club requested that the Village choose and install the light fixture inside the Gazebo.

After review, Staff and the Parks and Recreation Committee recommended approval of the improvements to Sunrise Rotary Park. The Mayor asked for comments.

Trustee Moras stated that he was happy to see a private entity working for the benefit of Village residents.

Peggy Freese, Sunrise Rotary Member, stated that the Rotarians were happy to complete this service project. She added that costs include approximately \$3,200 in plants, \$1,600 in maintenance, paint, etc., and the labor would be free, provided by qualified members of the Sunrise Rotary Club. She explained that the Rotary Club would purchase the irrigation box and light chosen by the Village, but the Village would complete the installation. The Mayor noted that Casey Landscaping would be providing plants and expertise.

Trustee Cullum moved to approve the request by Sunrise Rotary Club to improve Sunrise Rotary Park and the Village Gazebo. Trustee Johnson seconded. The Mayor asked for further comments. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

**PETITIONS AND COMMUNICATIONS**

President Wepler announced the following:

Keep Libertyville Beautiful will meet May 13 at 7:30 a.m. at the Liberty Restaurant

Appearance Review Commission will meet May 16 at 7:00 p.m.

Parking Commission will meet May 17 at 10:00 a.m.

Marketing Committee will meet May 17 at 4:00 p.m. at Austin's Saloon & Eatery

Finance Committee will meet May 17 at 6:00 p.m.

Economic Development Commission will meet May 18 at 7:30 a.m.

Historic Preservation Committee will meet May 18 at 4:00 p.m.

Plan Commission/ZBA will meet May 23 at 7:00 p.m.

Bicycle Advisory Commission will meet May 24 at 6:00 p.m.

Streets Committee will meet May 24 at 7:00 p.m.

Board of Trustees will meet May 24 at 8:00 p.m.

**-Intergovernmental Agreement with Cook Library**

Village Attorney David Pardys noted that he is currently reviewing the intergovernmental agreement regarding the entrance to the Cook Memorial Library.

The Mayor and all Board members welcomed Trustee Jim Moran. Trustee Moran thanked everyone for support, noting that he was excited to get started.

**EXECUTIVE SESSION**

President Wepler noted the need to meet in Executive Session for discussion of purchasing property. Trustee Johnson moved to go into Executive Session, and Trustee Cullum seconded. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Cullum, Moras, Gaines, Justice, and Moran

NAYS: None

**ADJOURNMENT**

With no further business, Trustee Gaines moved to adjourn at 9:05 p.m. Trustee Cullum seconded, and the motion carried on a unanimous voice vote.

Respectfully submitted,

Sally A. Kowal  
Village Clerk