

**VILLAGE OF BANNOCKBURN
BOARD OF TRUSTEES
MEETING MINUTES
SEPTEMBER 10, 2012**

1. 01-09/10: **Call to Order.** President Barkemeyer called the meeting to order at 7:02 p.m.

President: James Barkemeyer

Trustees Present: Debra Alch, James Boyle, Timothy Fisher, David Korner, Daniel Orth, Frank Rothing

Trustees Absent: None

Also Present: Village Clerk David Ansani, Village Engineer David Gewalt, Village Counsel Victor Filippini, Village Manager Maria Lasday, Village Finance Director Linda, Chief Ronald Price, Village Administrative Assistant Vela-Schneider

Visitors: Village Residents Michael and Judy Brostoff (1818 Duffy Lane), Ron Cohen (2900 Telegraph Road), Gregg Handrich (Michigan Avenue Real Estate Group), Cris Lovendahl (Clinical Connections) Village Property Owner Glenn Morris (property owner of 2900 Telegraph Road)

2. 02-09/10: **Pledge of Allegiance.** President Barkemeyer requested that Mr. David Ansani lead everyone in reciting the Pledge of Allegiance.
3. 03-09/10: **Visitor's Business.** President Barkemeyer inquired whether there was any Visitor's Business. Mr. Glenn Morris (2900 Telegraph Road) reported on the progress of construction and landscaping at the property of 2900 Telegraph Road. He stated that new landscaping was installed during the spring and that it is not possible to see the neighbor's house, with the exception of one property's orange roof. He stated that there is still some foundation landscaping that will be installed in Fall 2012 and Spring 2013. He stated that the interior construction is progressing nicely. He stated that there were a few delays regarding the trim carpenter who was supposed to start on May 1, 2012 but didn't begin until September. He also noted that the plasterer was delayed. Trustee Boyle inquired whether the light fixtures have been ordered. Mr. Morris replied he will have his first appointment shortly. He stated that he is also working on the garage doors and entryway door. He stated that he and his wife know exactly what they want, noting that he has photos of the exact fixtures he's interested in. Trustee Alch inquired when Mr. Morris anticipates completing the project. Mr. Morris replied that he hopes to have a Certificate of Occupancy sometime in the beginning of the next calendar year. The Board thanked Mr. Morris for his time.

4. **04-09/10: Village President Swearing in of the Appointed Village Clerk, and Village Clerk Swearing in of the Appointed Village Deputy Clerk.** President Barkemeyer welcomed David Ansani to the Board and swore him in as the new Village Clerk. Village Clerk Ansani swore in Village Finance Director McCulloch as Deputy Village Clerk.
5. **05-09/10: No Text on Board – Pledge Day Proclamation by the Village President.** President Barkemeyer read a proclamation on no texting while driving.
6. **06-09/10: Consideration of Approval of a Resolution Authorizing the Execution of an Agreement for the Use of Federal Surface Transportation Program Funds between the State of Illinois and the Village of Bannockburn for the Construction of Road Improvements along Duffy Lane from the West Corporate Limit to Wilmot Road.** Trustee Rothing moved, seconded by Trustee Korner, to approve a resolution authorizing the execution of an agreement for the use of Federal Surface Transportation Program Funds between the State of Illinois and the Village of Bannockburn for the construction of road improvements along Duffy Lane (from the western corporate limit east to Wilmot Road). On a roll call vote, Resolution 2012-R-30 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.
7. **07-09/10: Consideration of Approval of a Resolution Authorizing the Execution of an Agreement for Construction Engineering Services between Gewalt Hamilton Associates, Inc. and the Village of Bannockburn in Connection with the Construction of Road Improvements along Duffy Lane from the Western Corporate Limit to Wilmot Road.** Trustee Fisher moved, seconded by Trustee Rothing to approve a resolution authorizing the execution of an agreement for construction engineering services between Gewalt Hamilton Associates, Inc. and the Village of Bannockburn in connection with the construction of road improvements along Duffy Lane from the western corporate limits to Wilmot Road. On a roll call vote, Resolution 2012-R-31 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

Village Finance Director McCulloch inquired whether the design engineering of the project could be paid via MFT Funds. Village Engineer Gewalt stated that the design engineering could not be paid with MFT Funds. Village Finance Director McCulloch also noted that funds will not occur until the State bills the Village of Bannockburn.

8. **08-09/10: Consideration of a Resolution Authorizing the Appropriation of Funds from the Village of Bannockburn’s Motor Fuel Tax Fund for the Village of Bannockburn’s Financial Share, the Local Participation Amount of \$169,400.00, for the Repaving Project along Duffy Lane from the Western Corporate Limit to Wilmot Road, a Federal Surface Transportation Program Project.** Trustee Boyle moved seconded by Trustee Rothing, to approve a resolution authorizing the appropriation of funds from the Village of Bannockburn’s Motor Fuel Tax Fund for the Village of Bannockburn’s financial share, the local participation amount of \$169,400.00 for the repaving project along Duffy Lane from the western corporate limit to Wilmot Road, a Federal Surface Transportation Program Project. On a roll call vote, Resolution 2012-R-32 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

9. 09-09/10: **Consideration of Approval of a Resolution for Improvements by Municipality under the Illinois Highway Code (Duffy Lane Road Improvement Project).** Trustee Boyle moved, seconded by Trustee Rothing, to approve a resolution for improvements by a municipality under the Illinois Highway Code (Duffy Lane Improvement Project). On a roll call vote, Resolution 2012-R-33 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

10. 10-09/10: **Ratification of Approval of Scott and Mary Herrmann's Request for Use of the Village's Open Space Shelter/Park for a Wedding Reception with a Tent, Alcohol, and Music on September 22, 2012 and to Install Two Signs at the Entrance of the Village's Park.** Village Administrative Assistant Vela-Schneider stated that the Herrmanns have submitted their liability insurance certificate and have paid the appropriate fees and deposits. Trustee Boyle inquired whether the property owner needs to be BASSETT certified. Village Administrative Assistant Vela-Schneider stated that liquor will be handled by the caterer who will need to be BASSETT certified. Trustee Rothing moved, seconded by Trustee Orth, to approve Scott and Mary's Herrmann's request for the Village's Open Space Shelter/Park for a wedding reception with a tent, alcohol, and music on September 22, 2012. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

11. 11-09/10: **Report of the Plan Commission/Zoning Board of Appeals Meeting on September 10, 2012.** **Clinical Connections.* Village Counsel Filippini stated that the Plan Commission/Zoning Board of Appeals (PCZBA) had previously approved a Special Use Permit which authorized up to 15 students to be served by Clinical Connections. He stated that the PCZBA unanimously recommended approval of allowing up to 18 students to be served at Clinical Connections. Ms. Cris Lovendahl stated that the State of Illinois has actually allowed more than 18 students but that Clinical Connections will be limiting the number of students to 18. Trustee Boyle inquired why Clinical Connections is limiting the number of students to 18 rather than the number of students approved by the State of Illinois. Ms. Lovendahl stated that Clinical Connects feels that it can best serve 18 students with the size of the existing space and with the teacher to student ratio. Trustee Korner inquired whether there is any concern regarding the space. Mr. Lovendahl replied that there is not a problem with the existing space as it can reasonably accommodate 18 students. Trustee Fisher moved, seconded by Trustee Korner, to direct Village Counsel Filippini to draft an ordinance for consideration at the September 24, 2012 Board of Trustees Meeting. On a voice vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **Residential Structure Height Limitations.* Village Counsel Filippini stated that the PCZBA unanimously recommended approval of a zoning text amendment in regards to the maximum height limitation on principal residential structures. He stated that the Village measures the height of the roof by the medium point for slope roofs and from the top point of flat roofs. He stated that there is another section in the Village's zoning code that is basically referenced as a step back setback which allows the maximum height to be exceeded when the house is set further back into the property. He stated that the zoning text amendment would bring the two sections together so that it is

easier to understand. He stated that the amendment is really only intended for clarification. Trustee Korner moved, seconded by Trustee Rothing, to direct Village Counsel Filippini to draft an ordinance for consideration at the September 24, 2012 Board of Trustees Meeting. On a voice vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **Residential Exterior Light Amendments.* Village Counsel Filippini indicated that the Village follows International Building Code 2003 which does not expressly require lighting in pools, but that more current Building Codes as well as the Illinois Plumbing Code requires that lighting be installed in pools for safety standards. He stated that the recommended text amendment would allow lighting for recreational facilities for safety purposes but that the amount of lighting permitted would be contingent upon the Building Commissioner's approval. Trustee Fisher moved, seconded by Boyle, to direct Village Counsel Filippini to draft an ordinance for consideration at the September 24, 2012 Board of Trustees Meeting. On a voice vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

12. **12-09/10: Consideration of Approval to Extend a Letter of Credit for the Tarns of the Moor Subdivision.** Trustee Korner inquired about the condition of the pumps in the water retention area. Mr. Gregg Handrich (Michigan Real Estate Group) stated that the pumps have been replaced and are now operational. He stated that his group represents Lake Forest Bank as well as the Homeowner's Association. He stated that the Homeowner's Association is now collecting dues from all 10 lots for common area maintenance. Trustee Boyle stated that the infrastructure map does not clearly identify the entryway to the Tarns of the Moor subdivision. Mr. Handrich stated that Gewalt Hamilton provided the map. Village Engineer Gewalt stated that he will update the map. He gave a synopsis of the map and the legend on the map. He stated that the Homeowner's Association is requesting that the Village maintain the pathway. Village Manager Lasday stated that the letter-of-credit (LOC) will soon be expiring and the Village needs to have an updated LOC. Mr. Handrich replied that the bank had informed him that the LOC cannot technically expire until the Bank provides the Village with a termination notice. Village Finance Director McCulloch agreed. Village Administrative Assistant Vela-Schneider inquired when the Homeowner's Association registration information will be updated with the Secretary of State to reflect the new point of contacts. Mr. Handrich stated that this information will be changed at the end of the year. Mr. Handrich provided an update of all work that has occurred in the subdivision. Trustee Fisher inquired whether there will be periodic maintenance of the swale that leads to Village Resident Wroblewski's property. Mr. Handrich stated that there will be annual maintenance of the swale. Mr. Handrich inquired whether the Bank can post a letter of credit rather than a maintenance bond. Village Counsel Filippini stated that the Village would prefer a letter-of-credit over a maintenance bond. Mr. Handrich inquired in what amount the letter-of-credit should be. The consensus of the Board is to have Village Finance Director McCulloch provide this amount after conferring with Village Engineer Gewalt.
13. **13-09/10: Consideration of Approval of a Resolution Approving a Change Order and Approving a Subcontractor Agreement for Stirling Road/Valley Road Contract Restoration Work.** Village Engineer Gewalt stated that Greg Greenhill is amenable in the Village contracting for the restoration work at Stirling Road/Valley Road. Village Finance

Director McCulloch noted that this project was funded by American Recovery and Reinvestment Act (ARRA) monies and noted that there is a certain procedure that must be followed. Village Counsel Filippini stated that because the project is funded with ARRA money, it would be best for the Village to work through Greg Greenhill. Village Engineer Gewalt noted that the landscape contractor is compliant with Prevailing Wage regulations. Trustee Orth moved, seconded by Trustee Korner, to approve a resolution approving a change order and approving a subcontractor agreement for Stirling Road/Valley Road contract restoration work. On a roll call vote, Resolution 2012-R-34 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.

14. 14-09/10: **Consideration of Approval of a Request by the Garden Club for the Use of the Village of Bannockburn Open Space Shelter on October 3, 2012 and Waiver of the Fees for the Use of the Open Space Shelter.** Trustee Rothing moved, seconded by Trustee Fisher, to approve a request by the Garden Club for the use of and a waiver of the fees of the Open Space Shelter on October 3, 2012. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.
15. 15-09/10: **Consideration of Approval of an Ordinance Adopting by Reference of the Lake County Watershed Development Ordinance.** President Barkemeyer stated that this ordinance needs to be approved if the Village ever seeks to obtain funding from FEMA. He stated that the Village already complies with most of these regulations but could have more control on the silt fencing construction. Village Manager Lasday noted that the fifth recital should be removed as the Village is home rule. She also identified some minor changes to the draft ordinance. Trustee Fisher moved seconded by Trustee Orth, to approve an ordinance adopting by reference the Lake County Watershed Development Ordinance, as amended. On a roll call vote, Ordinance 2012-20 was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None.
16. 16-09/10: **Discussion Regarding the Village of Bannockburn Providing Waste Management Services.** Village Manager Lasday noted that the Village has received numerous calls regarding the service of Waste Management and/or possible interest in switching to another company. She inquired whether the Board is interested in providing waste removal service in the Village of Bannockburn. Village Counsel Filippini outlined some of the ways the Village can handle with waste hauling removal services which included licensing of companies or franchising. He stated that there can be an extended delay in setting up a waste removal service. Village Manager Lasday noted the possibility of contracting with a local municipality, such as City of Lake Forest who handles their waste removal in-house, to provide waste removal services for Bannockburn. Village Counsel Filippini stated that the Village could go out to bid and get a list of services that can be provided. Village Counsel Filippini stated that he would review to see if the statutory procedure will still apply if the Village goes with an intergovernmental service agreement. The consensus of the Board is to obtain more information regarding this matter.
17. 17-09/10: **Discussion regarding the Village of Bannockburn's Tree Ordinance.** Village Manager Lasday reported on recent issues that have arisen in connection with buckthorn

removal in bufferyard areas. Village Manager Lasday stated that one resident removed a large amount of buckthorn in the bufferyard area. She stated that no plan to reforest the areas has been submitted at this point. She stated that one of the issues that a concern was brought forth is that it very difficult to provide a reforestation plan when the buckthorn is dense and a person is unable to identify other trees that are in the buckthorn area. Village Counsel Filippini suggested that the Board allow conditional buckthorn removal permits so that the applicant can remove the buckthorn and then provide a reforestation plan. He stated that the Board may wish to extend the time for reforestation when buckthorn is involved. He stated that a Special Permit Form be used as an Exhibit to the Tree Ordinance for the buckthorn removal. Village Administrative Assistant Vela-Schneider stated that the Village already has regulations regarding this which requires that notice be filed at the Recorder of Deeds that a reforestation plan be required. President Barkemeyer suggested that the Board change the tree ordinance to reflect that buckthorn with a dbh of 3" or greater require permits rather than a dbh of 2". Village Administrative Assistant Vela-Schneider stated that it may be very difficult to enforce these regulations, noting that a good majority of the time residents remove the buckthorn without securing any permit. She stated that the Board needs to adopt rules that are clear and understandable and are easy for the Village to enforce. Village Manager Lasday also noted that the Board needs clearer regulations regarding what work can be performed in the Village's right-of-way. Village Counsel Filippini suggested that he work with Village Administrative Assistant Vela-Schneider and the Village Forester to develop revised regulations. He stated that a draft ordinance may come forth in October or November.

18. 18-09/10: **Village Engineer's Report.** **Route 22 Widening.* Village Engineer Gewalt stated that the majority of work has been completed on Route 22. He stated that IDOT's contractor plans on installing 174 trees in the fall with more landscaping to be installed in the Spring of 2013. Trustee Korner inquired about the landscaping for Shell Gas Station. Village Manager Lasday stated that IDOT's contractor indicated that the landscaping for Shell Gas Station will occur in the Spring. **Pay Request for RJ Underground.* Village Engineer Gewalt presented a pay request in the amount of \$24,650.00 for the installation of the irrigation lines on the Half Day Road medians. He stated that the amount is \$2,000.00 above what the Board of Trustees had originally approved. He stated that irrigation lines were installed in three medians but required 3" sleeves which caused the price to rise. Upon inquiry from Village Finance Director McCulloch, Village Counsel Filippini stated that the Village does not have to waive this amount but can approve it via a Change Order. He stated that the Change Order request can be placed on the next agenda. **RJN Group, Inc. Pay Request.* Village Engineer Gewalt presented a pay request in the amount of \$18,800.00 for smoke testing. Trustee Rothing stated that he is not inclined to pay 75% of the contract amount when the Village has not received a summary report from RJN Group, Inc. Village Engineer Gewalt stated that the fieldwork has been completed and that the Village should reimburse them for that time. Trustee Rothing stated that RJN Group needs to provide, at a minimum, a preliminary report of the work that occurred during the smoke testing. The consensus of the Board of Trustees agreed with Trustee Rothing's request for a preliminary report prior to the release of the \$18,800.00. **DeMuth Pay Requests.* Village Engineer Gewalt presented pay requests in the amounts of \$2,000.00, for valve repairs to water vault #44B that affects residents on Broadleys Court, a pay request in the amount of \$2,000.00 for

valve repairs to water vault #43B that affects residents on Half Day Road, and a pay request in the amount of \$3,500.00 for the installation of a new buffalo box and curb stop for the residence at 2000 Half Day Road. **Route 22 Widening Letter.* Village Engineer Gewalt reported on a recent letter received by Village Resident Donald Wroblewski who indicated that a rain garden on Route 22 would not be aesthetically pleasing. Village Engineer Gewalt stated that a rain garden is anticipated to be installed along a ditch in front of Trinity International University. He stated that the work is not completed yet but the look should improve once the work is completed.

19. 19-09/10: Village Police Chief's Report. **Route 22 Widening.* Chief Price reported that IDOT has opened up lanes along Route 22 and Waukegan Road. He noted that there is still one left turn lane closed but that traffic flow has drastically improved. **Accident Reports.* Chief Price reported that 16 accidents occurred in the Village this year, 8 of which occurred last month and are partially related to construction at Telegraph Road and Half Day Road. **Intern.* Chief Price reported that the Bannockburn Police Department has a new intern. **Dominick's Liquor.* Chief Price reported that the Bannockburn Police Department returned several bottles of liquor that were evidence as part of theft that occurred at several Dominick's. He stated that because the stores were unable to tell which bottles belonged to which stores, all liquor was returned to Bannockburn's Dominick's. **Battle of Bannockburn BBQ.* Chief Price reported on various teams that will participate in the Battle of Bannockburn BBQ event. He stated that Lt. Bone will be making ribs and President Barkemeyer will be making brisket.
20. 20-09/10: Village Counsel's Report. Village Counsel Filippini reported that Walgreens has not signed its Unconditional Agreement with the Village as it relates to the ordinance that was approved on their behalf. He stated that Walgreens does not want to be identified on the ordinance and feels it should only identify the property owner. He stated that Walgreens has suggested changes to the approved ordinance that are typically done administratively. He stated that he has informed Walgreens that any changes to the ordinance will require resubmittal to the Plan Commission/Zoning Board of Appeals.
21. 21-09/10: Village Manager's Report. **Intergovernmental Pathway System.* Village Manager Lasday reported that she was asked to work on funding for an intergovernmental pathway system that is not in the Village of Bannockburn's jurisdiction. She noted that she received a phone call from State Representative Karen May who asked that Del Mar Woods also be included in this pathway system so that the path can be extended eastward from Waukegan Road. She stated that if grant funding is not available, there will not be any intergovernmental pathway system. **IEPA Waukegan Road, Half Day Road, and Cedarcrest Lane Water Main Project.* Village Manager Lasday reported that she is still waiting to hear back from the IEPA regarding whether the Village was approved for funding for Waukegan Road, Half Day Road, and Cedarcrest Lane project. **2000 Telegraph Road.* Village Manager Lasday reported that Village Resident Sharon Krengel of 2000 Telegraph Road has requested that the Village split the costs of treating an ash tree that is on Village of Bannockburn right of way. President Barkemeyer requested that the Mrs. Krengel provide the cost associated for treatment prior to considering any approvals. **Stirling Road Circle.* Village Manager Lasday reported that Village Resident and Garden Club member Cosette

Winter was contacted by Village Resident Donald Wroblewski regarding possible work at the Stirling Road Circle. She stated that Mrs. Winter is unsure how to proceed. The consensus of the Board is to inform Mr. Wroblewski that there will be no work occurring at the Stirling Road Circle and that the Board will not entertain any such requests unless there is grant funding available and the property owners consent to remove all the buckthorn in the Stirling Road Circle. **Adopt a Road Request.* Village Manager Lasday reported that Mr. Michael Mazza is interested in maintaining Waukegan Road. President Barkemeyer stated that the road is maintained by IDOT. Village Manager Lasday noted that the Village will be plowing Waukegan Road. Village Counsel Filippini inquired whether Mr. Mazza is interested in providing funds to maintain the road or if he actually wants to maintain it. The consensus of the Board is to obtain clarification of his request and determine whether the Village can authorize such request on behalf of IDOT. **Odlaug Wedding.* Village Manager Lasday reported that Mr. Odlaug of 1760 Sunset Lane has requested approval to have fireworks at their child's wedding that they will be hosting at their home. Chief Price indicated that he has the discretion to approve the request but is hesitant to do so. He stated that there is a fire hazard, noting that there is not a clearing that they could shoot the fireworks off safely. He stated that he also needs to ascertain whether the person will be handling the fireworks is licensed in the State of Illinois to do so. He stated that he and the Fire Marshal will review the request. **Dunsinane Lane Lighting.* Village Manager Lasday reported on an unlit light pole at Dunsinane Lane. Village Engineer Gewalt stated that the light may have burned out. Chief Price reported that he will call ComEd to replace the light bulb. **Vacation.* Village Manager Lasday reported on her vacation schedule in the upcoming weeks. **ICSC.* Village Manager Lasday reported that she and Trustee Rothing will attend the ICSC event on September 13-14.

22. 22-09/10: Village Commissioners' Reports.

**Economic Development Commissioner's Report.* **Golf Outing.* Economic Development Commissioner Rothing reported on the status of the Golf Outing. He stated that he continues to work on getting participants. **Bannockburn Day.* Economic Development Commissioner Rothing reported that Bannockburn Day was very nice. He noted that the Village should not have the event during the Bears' home opening game unless it has a way to show the game. President Barkemeyer stated that he may have someone who may be willing to play a piano at next year's event.

**Building Commissioner's Report.* Building Commissioner Orth had nothing to report.

**Police Commissioner's Report.* Police Commissioner Boyle reported on the Deerfield-Bannockburn Police Golf Outing that will occur next week.

**Water Commissioner's Report.* Water and Sanitary/Storm Sewer Commissioner Fisher had nothing to report.

**Roads/Right-of-Way Commissioner's Report.* Roads/Right-of-Way Commissioner Korner had nothing to report.

**Finance Commissioner's Report. *September 2012 Bill Submit List.* Finance Commissioner Alch presented the Bill Submit List. Finance Commissioner Alch moved, seconded by Trustee Korner, to approve the Bill Submit List, as amended to require a Change Order for RJN Underground's additional work and requiring a preliminary report from RJN Group, Inc. prior to releasing the \$18,800.00. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **August Budget Report.* Finance Commissioner Alch summarized the August Budget report. She stated that it appears retail sales tax and the hotel tax has improved.

23. 23-09/10: Village President's Report. President Barkemeyer had nothing to report.
24. 24-09/10: Other Business. Mr. Glenn Morris indicated that the Village of Riverwoods would pay its residents to remove buckthorn, but noted that a permit was required prior to the removal. He stated that buckthorn is an invasive species but it also provides sufficient, cheap screening.
25. 25-09/10: Executive Session. Trustee Boyle moved, seconded by Trustee Orth, to enter into Executive Session for the purposes of discussing litigation, land acquisition, and Executive Session Meeting Minutes. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. Executive Session was entered into at 9:33 p.m.

Trustee Fisher moved, seconded by Trustee Korner, to exit Executive Session. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. Executive Session was adjourned at 10:15 p.m.

26. 26-09/10: Other Business. **Consideration of Approval of the August 13, 2012 Board of Trustees Meeting Minutes.* Trustee Alch identified corrections to the August 13, 2012 Meeting Minutes. Trustee Korner moved, seconded by Trustee Orth, to approve to the August 13, 2012 Meeting Minutes, as amended. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **Consideration of Approval of the August 29, 2012 Board of Trustees Special Meeting Minutes.* Trustee Korner moved, seconded by Trustee Orth, to approve the August 29, 2012 Board of Trustees Special Meeting Minutes, as submitted. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **Consideration of Approval of the August 13, 2012 Executive Session Meeting Minutes.* Trustee Orth moved, seconded by Trustee Rothing, to approve but not release the August 13, 2012 Executive Session Meeting Minutes, as submitted. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. **Commercial Property Landscaping Requirements.* Village Administrative Assistant Vela-Schneider whether commercial properties are obligated to replace dead trees that were installed as part of a landscape plan that was approved via ordinance. The consensus of the Board is that the landscaping would need to be maintained in accordance with ordinance approvals.

27. 27-09/10: **Adjournment.** There being no further business of the Board of Trustees, Trustee Alch moved, seconded by Trustee Korner, to adjourn the Board of Trustees Meeting. On a roll call vote, the motion was unanimously approved. Ayes: Six (Alch, Boyle, Fisher, Korner, Orth, Rothing), Nays: None, Absent: None. The meeting was adjourned at 10:18 p.m.