VILLAGE OF LIBERTYVILLE
BOARD OF TRUSTEES
September 27, 2016

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, Richard Moras, Todd Gaines, Jay Justice, Scott Adams, and Peter Garrity.

OATH OF OFFICE
President Weppler issued the Oath of Office to Patrick W. Carey to fill the trustee vacancy that occurred after Trustee Todd Gaines' resignation. All welcomed Trustee Carey.

RESOLUTION 16-R-33: Honoring Todd Gaines
President Weppler read a proclamation honoring Trustee Todd Gaines and acknowledging with gratitude Trustee Gaines' dedicated service to the Village and residents of Libertyville. Trustee Johnson moved to approve the resolution, and Trustee Moras seconded. The motion carried on roll call vote as follows: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey.

OATHS OF OFFICE – Patrol Officers
President Weppler issued Oaths of Office to two new probationary police officers. Matthew Melvin and Jacob Potts were welcomed as the newest members of the Libertyville Police Department. Both officers will be attending the Suburban Law Enforcement Training Academy at the College of DuPage.

ITEMS NOT ON THE AGENDA
President Weppler asked if anyone had anything to bring before the Board that was not already listed on the agenda.

OMNIBUS VOTE AGENDA
President Weppler introduced the Omnibus Vote Agenda and asked if any member wanted an item removed for separate discussion. President Weppler asked for a correction to the September 13, 2016 minutes. Trustee Johnson had acted as President Pro Tem for both items dealing with the parking garage. President Weppler did not participate in discussion of the items.

OMNIBUS VOTE AGENDA

A. Minutes of the September 13, 2016 Meeting
B. Minutes of the September 13, 2016 Executive Session
C. Bills for Approval
D. **RESOLUTION 16-R-34: Release Certain Executive Session Minutes**
E. **ORDINANCE 16-O-93: Declare Surplus Property**
F. Banner Request for Cook Park – MSL
G. ARC Report

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 Moras seconded. The Mayor asked for Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

VARIATION REQUEST FOR FENCE – 1613 Pleasant Court

A. ZBA Report

President Weppler introduced a ZBA report concerning a request from the owners of 1613 Pleasant Court for a variation to allow for construction of a fence in the corner side yard. Members of the ZBA concurred with the request and recommended approval. The Mayor asked for questions and comments.
Trustee Adams moved to approve the variation for a fence, and Trustee Johnson seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

B. ORDINANCE 16-O-94: Approve Fence Variation

President Weppler presented the ordinance. Trustee Justice moved to approve the ordinance, and Trustee Johnson seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

VARIATION REQUEST FOR LOT COVERAGE – 326 Grant Court

A. ZBA Report

President Weppler introduced a ZBA report concerning a request from the owners of 326 Grant Court for a lot coverage variation in order to construct an addition to their existing home. Members of the ZBA concurred with the request, noting that the proposed alteration would include a decrease in the lot coverage. The ZBA expressed their appreciation for the proposed improvement that lessen the percentage of variation required. The Mayor then asked for questions and comments.
Trustee Moras moved to approve the variation for lot coverage, and Trustee Carey seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

B. ORDINANCE 16-O-95: Approve Lot Coverage Variation

Resident Weppler introduced the ordinance granting the lot coverage variation. Trustee Johnson moved to approve the ordinance, and Trustee Adams seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:

AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

AWARD CONTRACT – Sanitary Sewer Rehabilitation Program
President Weppler reported that four bids were received and opened on Friday, September 9, 2016 for the 2016 Sanitary Sewer Rehabilitation Program. Bids ranged from $50,750.00 to $112,700.00. The project involves rehabilitating numerous sanitary sewer manholes throughout the Village in order to significantly reduce infiltration and inflow into the system. The rehabilitation work will include installing an internal liner and chimney seals and replacing defective frames and lids. The Mayor stated that Staff had contacted references for Culy Contracting, the lowest bidder, for their three projects competed in Illinois and received very positive feedback. Culy Contracting is confident in their submitted pricing. The Water and Sewer Capital Improvements Fund allocated $85,000.00 for sanitary sewer rehabilitation work, which in addition to the manhole rehabilitation includes sewer main lining. The bid presented included both types of rehabilitation, but this contract award is only for the manhole rehabilitation work. It was recommended that the sanitary sewer main lining be awarded to a different contractor at a future Board meeting.
Administrative Staff recommended that the contract be awarded to Culy Contracting authorized execution by the Village Administrator for the 2016 Sanitary Sewer Rehabilitation Program – Part 1 in a not-to-exceed amount of $50,750.00. The Mayor asked for questions and comments.
Trustee Johnson asked for clarification of the disparity in cost ranges. She noted that she did not want to have issues with substandard work.
Director of Public Works Paul Kendzior stated that Culy Contracting has received good reports from references and that quality materials would be used. He added that material specifications are required.
Trustee Johnson moved to award the contract to Culy Contracting and authorize execution. Trustee Garrity seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

ORDINANCE 16-O-96: Amend Number of Class B Liquor Licenses
President Weppler introduced an ordinance which would amend the Municipal code to decrease the number of Class B Liquor Licenses from 20 to 19 due to the surrender of the License from the A.P. Tequila Company, d/b/a Casa Bonita, and then increase the number of Class B Liquor Licenses from 19 to 20 due to an allocation by BSV15, LLC. The Village received an application for a Class B Liquor License from Bill Veremis and James Mandas of BSV15, LLC, which plans on acquiring the Casa Bonita restaurant at 633 N. Milwaukee Avenue.
The new application has been reviewed by the Mayor/Liquor Commissioner and Village Staff with a recommendation that the Village Board decrease and increase the number of

Class B licenses in order to allow the Liquor Commission to issue a Class B license to Bill Veremis and James Mandas of BSV15, LLC, subject to the following conditions:

1. Receipt by the Village of the Class B Liquor License from A.P. Tequila Company; and
2. Except as otherwise provided in subsections 4-45 of the Village code, the new licensee agrees that the retail sale of alcoholic liquor in the Village shall be limited to between the hours of 5:00 a.m. on Sunday, Monday, Tuesday, Wednesday, and Thursday, until 1:00 a.m. on the following day other than when such Sunday, Monday, Tuesday, Wednesday, and Thursday is a Federal holiday (New Year's Day, MLK Jr. Day, George Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, and Christmas Day) and between the hours of 5:00 a.m. on any Friday, Saturday, and Federal holiday, until 2:00 a.m. on the following day.

The Mayor then asked for questions and comments.

Mr. Bill Veremis addressed the Board, giving background on his previous restaurants – The Black Ram and The Rosewood. He noted that Stacy and James Mandas would be operating the restaurant in Libertyville. Trustee Moras noted that he was confident in the quality of the new restaurant since he had dined at the two previous restaurants. Trustee Johnson welcomed the new ownership, noting that she did not want to issue too many more liquor licenses so that the Village can continue to support the current businesses.

Trustee Moras moved to approve the ordinance amending the number of Class B Liquor Licenses, and Trustee Garrity seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

RESOLUTION 16-R-35: Change Order No. 1 for the WWTP Digester Building Project

President Weppler explained that the contract for the Waste Water Treatment Plant (WWTP) Tuck-pointing and Masonry Repairs project was awarded to Action 1 Construction in the amount of $47,925.00 at the August 23, 2016 Board meeting. Construction on the project has started and upon removal of the brick façade from the west was of the Secondary Digester building, an unforeseen portion of horizontal concrete block was discovered. To provide a uniform finished look to the was and suitable repair, Administrative Staff and RHMG Engineers, Inc. recommended removing the horizontal concrete beam flush to the wall and add concrete block to the remaining height of the tank. A finished skim coat would be applied to provide a flush surface. The amount of the proposed change order is $3,360.00, which would increase the contract price to $51,285.00. No additional time from the contractor has been requested to finish this work; the contract final completion date will remain October 15, 2016. Sufficient funds are available for the proposed change order in the Water and Sewer Capital Improvements Fund. Administrative Staff recommended the adoption of the

attached resolution for approve of Change Order #1 to the contract with Action 1 Construction for the WWTP Tuck pointing and Masonry Repairs Project. The Mayor then asked for questions and comments.
Director Kendzior explained that the repair would provide a watertight barrier as well as a flush surface.
Trustee Justice moved to adopt the resolution for Change Order #1, and Trustee Adams seconded. The Mayor asked for further Board and public comment. The motion carried on roll call vote as follows:
AYES: Trustees Johnson, Moras, Justice, Adams, Garrity, and Carey
NAYS: None

PETITIONS AND COMMUNICATIONS
President Weppler announced the following:

- The Parks and Recreation Committee will meet at 6:00 p.m. on Tuesday, October 4, 2016
- The Zoning Board of Appeals will meet at 7:00 p.m. on Monday, October 10, 2016
- The Police Pension Board will meet at 3:00 p.m. on Tuesday, October 11, 2016
- The Historic Preservation Commission will meet at 4:00 p.m. on Tuesday, October 11, 2016
- The Libertyville Foundation will meet at 6:00 p.m. on Tuesday, October 11, 2016
- The Water and Sewer Committee will meet at 7:00 p.m. on Tuesday, October 11, 2016
- The Village Board will meet at 8:00 p.m. on Tuesday, October 11, 2016

President Weppler asked Board Members to review the memo regarding a change order for the parking garage. He also asked if Board Members had any concerns regarding the use of the parking garage for an LHS student movie. Administrator Bowens noted that the garage is a public space and this is a unique situation and a request from a high school student and not a professional.
The Mayor welcomed Pat Carey to the Village Board and wished him the best.

ADJOURNMENT
With no further business, Trustee Carey moved to adjourn, Trustee Adams seconded, and the motion carried on a unanimous voice vote at 8:48 p.m.

Respectfully submitted,

Kevin J Bowens, Deputy

Sally A. Kowal
Village Clerk