

SUMMARY NOTES
of the
REGULAR BOARD MEETING
OF THE BOARD OF TRUSTEES
VILLAGE OF NORTHFIELD
Tuesday, May 19, 2009 - 7:00 p.m.

The Board of Trustees of the Village of Northfield met in the Council Chambers of the Village Hall for the Regular Board Meeting on Tuesday, May 19, 2009. The meeting was called to order at 7:00 p.m. by President John Birkinbine. The roll call was as follows:

PRESENT:	President Trustees	John Birkinbine, Jr. John Chapin, Jr. Frank Charhut Joan Frazier Terry Gottlieb Fred Teichert Ted Greene
ABSENT:		

ADMINISTERING OATH OF OFFICE TO NEW VILLAGE PRESIDENT AND TRUSTEES

Following the roll call, Village Clerk Stacy Sigman administered the Oath of Office to the recently elected new Village Board members – President Fred Gougler and Trustees Brian Kozminski, Terry Gottlieb (re-elected) and George Warga.

The Board of Trustees of the Village of Northfield met in the Council Chambers of the Village Hall for the Regular Board Meeting on Tuesday, May 19, 2009. The meeting of the newly elected Board was called to order at 7:10 p.m. by President Fred Gougler. The roll call was as follows:

PRESENT:	President Trustees	Fred Gougler John Chapin, Jr. Brian Kozminski Fred Teichert Joan Frazier George Warga Terry Gottlieb
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Presentation of Service Plaques to Outgoing Board Members

The new Board presented plaques to former Village President John Birkinbine, Jr., and former Trustees Frank Charhut, and Ted Greene (in absententation) honoring them for their service on the Village Board.

APPROVAL OF CONSENT AGENDA ITEMS:

Trustee Teichert made a motion, seconded by Trustee Frazier, to approve Consent Agenda items 1 through 7.

1. Approve the Minutes of the April 21, 2009 Village Board meeting.

- 2. Approve the Bills and Disbursements from 4/10/09 to 5/8/09 in the amount of \$314,359.05.
- 3. Approve the following Board/Commission appointments:
 - Linda Garard reappointed to the Traffic and Transportation Committee for a four year term expiring May 1, 2013.
 - Trustee Brian Kozminski appointed to the Traffic and Transportation Committee representing the Village Board for a four year term expiring May 1, 2012.
 - Cheryl Charnas appointed to the Zoning Board of Appeals to fill an unexpired five year term expiring Sept. 1, 2012.
 - Bill Vaselopulos appointed Chair of the Plan and Zoning Commission for the remainder of his term expiring September 1, 2012.
 - Chris Broccolo appointed to the Plan and Zoning Commission to fill an unexpired four year term expiring September 1, 2009.
- 4A. Approve a resolution honoring Fred Gougler for two years of service on the Traffic and Transportation Committee.
- 4B. Approve a resolution honoring Brian Kozminski for two years of service on the Zoning Board of Appeals.
- 4C. Approve a resolution honoring George Warga for 8 years of service on the Plan and Zoning Commission.
- 5. Approve a resolution urging passage of a State Comprehensive Capital Infrastructure Program.
- 6. Approve an addendum to the agreement for employment for the Village Manager.
- 7. Approve a bid award to Acres Group of Wauconda, Illinois, for the evergreen screening project in the amount of \$25,037, plus a 10% contingency.

Upon the following roll call vote, the motion was approved.

AYES: Chapin NAYS: 0 ABSTAIN: 0 ABSENT: 0
 Kozminski
 Teichert
 Frazier
 Warga
 Gottlieb

CONSIDERATION TO APPROVE AN ORDINANCE SETTING A HEARING FOR THE ESTABLISHMENT OF A SPECIAL SERVICE AREA (SSA) 09-1 FOR PRIVATE DRURY LANE

Trustee Frazier made a motion, seconded by Trustee Teichert to approve an ordinance setting a hearing for the establishment of a Special Service Area (SSA) for private Drury Lane.

Manager Sigman commented that the residents in the Drury Lane area requested that the Village establish a Special Service Area to allow for repaving of their private road as part of the Village’s 2009 roadway program. This ordinance is the first step in the process to establish the SSA which is to notice the public hearing to take place in June 2009. If adopted tonight, the Village also has to notice the hearing in the newspaper and send letters to the individual homeowners.

Upon the following roll call vote, the motion was approved.

AYES: Chapin NAYS: 0 ABSTAIN: 0 ABSENT: 0
 Kozminski
 Teichert
 Frazier
 Warga
 Gottlieb

CONSIDERATION TO APPROVE A CONTRACT WITH GEWALT-HAMILTON ASSOCIATES, INC. FOR ASSISTANCE WITH THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM MS4 PERMIT COMPLIANCE, IN AN AMOUNT NOT TO EXCEED \$14,300

Trustee Chapin made a motion, seconded by Trustee Warga to approve a contract with Gewalt-Hamilton Associates, Inc. for assistance with the National Pollution Discharge Elimination System MS4 Permit Compliance in an amount not to exceed \$14,300.

Public Works Director Mike Nystrand provided an explanation of the contract and the permit compliance required.

Trustee Frazier asked for clarification on the five year terminology and whether this has to be done every five years.

Director Nystrand responded he was not sure about the future.

Upon the following roll call vote, the motion was approved.

AYES:	Chapin	NAYS: 0	ABSTAIN: 0	ABSENT: 0
	Kozminski			
	Teichert			
	Frazier			
	Warga			
	Gottlieb			

CONSIDERATION TO APPROVE AN AMENDMENT TO THE SCADA CONTRACT WITH WUNDERLICH-MALEC IN THE AMOUNT OF \$52,147.35

Trustee Frazier made a motion, seconded by Trustee Gottlieb to approve an amendment to the SCADA contract with Wunderlich-Malec of Addison, Illinois in the amount of \$52,147.35 bringing the total contract amount to \$167,047.35.

Manager Sigman reported that the original SCADA project came in under the general obligation bond issue done in 2007 as part of a series of projects done on our water system. The bond was for three individual water projects that were combined into one large project which included the new feeder mains from Winnetka, the new water interconnect with Glencoe and the SCADA project. The SCADA project is a critical element since it ties all of our infrastructure with the Village of Winnetka and allows Northfield to monitor the water system. The Village issued the estimate in the amount of \$3.5 million to do all three projects. If this amendment to the project is approved tonight, the change order, the project will reach a total of \$3.26 million or about \$184,000 under budget on the overall project. The Village was fortunate in that the two other projects came in under budget; however this component came in over budget. Manager Sigman related that it is not the contractor who made any errors on this bid. There were some design elements that he did not know about when the project was bid. If the Village had known about these issues, then the original project cost would have come out much higher in the beginning. She then provided an explanation of what changes contributed to the higher costs which include design changes to the tower per the Winnetka Architectural Commission; connections to power that did not work as originally planned requiring a new ComEd connection being brought to the site and, finally, the

signals needed were not being received and changes were necessary to correct this. Without the changes, the entire SCADA system would be non-functioning and useless. Manager Sigman noted that the SCADA system cannot function as designed without the additional upgrades. She also noted that if the Board is wondering what happens to the additional \$184,000 that will be left over from the bond issue, she responded that legally, it cannot be used for anything other than what it was bonded out for. Therefore, the remaining \$184,000 would be used to pay down the debt service on the bonds.

Trustee Chapin asked whether this additional expense would put the Village over budget. Manager Sigman noted it would have no impact.

Trustee Frazier asked whether the contractor who is an expert in the SCADA area should have known that these changes would be needed.

Manager Sigman responded that they could not have foreseen the issues that came up. It is similar to a contractor bidding on renovations to your home and half way through you decide to put on a slate roof instead of an asphalt roof or that something is added to the project. The contract was bid and the contractor who bid it relied on the fact that the system as designed would work but it did not. Some of the changes are due to the Village of Winnetka not approving the tower or allowing us to tie into their power supply. This is because Winnetka provides their town's power and they are not permitted to sell power to anyone outside the town... If there is any fault, it is with the original study that was done. The engineer had a subcontractor work on the radio wave signal study and we do not think it was done properly. Unfortunately, the sub was not paid for his work; he did it for free for the engineer. She further noted that the dollar amount is so small that it is not practical to go after the Engineer. Manager Sigman commented it also does not change the fact that we need to proceed with the project to complete it and to pay the contractor who was not at fault.

Trustee Warga further questioned as to whether the Village would have had to pay this expense if it was in the original bid to begin with.

Manager Sigman responded that the initial project cost would have been higher if the work had been identified up front. She noted what the Board has to guess as to whether a competitive bid would have been different versus a change order. She responded that she feels the change order being proposed by Wunderlich is very fair but there is the unknown.

Trustee Chapin asked if this was deferred tonight in order to determine we could get a competitive bid on the changes, what would that do to the project and how does it impact the Village.

Manager Sigman responded that staff would like to see the project completed. There is nothing that says it has to get done in the next 30 days and they have already taken a lot of time trying to find other alternatives. The reality is the price won't change regardless of what we do as far as going back to people who may have caused errors and that could take a long time.

Trustee Teichert noted that this should be pursued even if the Board approves the

additional amended contract amount.

Upon the following roll call vote, the motion was approved.

AYES:	Chapin	NAYS: 0	ABSTAIN: 0	ABSENT: 0
	Kozminski			
	Teichert			
	Frazier			
	Warga			
	Gottlieb			

CONSIDERATION TO APPROVE A RESOLUTION OF INTENT TO ISSUE BONDS USING MFT FUNDS FOR ROADWAY IMPROVEMENTS

Trustee Chapin made a motion, seconded by Trustee Teichert to approve a resolution of Intent to Issue Bonds using MFT Funds for Roadway Improvements.

Finance Director Noble noted that this is just an update to the Resolution the Board approved in January 2009. Part of the Department of Transportation rules is that Motor Fuel Tax funds requires is that the Board adopt this resolution and list all the streets that will be worked on. Over the past several months, during the evaluation and design process, the engineers have identified other streets that should be listed. The bold type on the sheet indicates the added streets. It does not change the amount of bonds we can borrow but if the Village gets good prices, the additional streets can be added.

Manager Sigman also added that it was the Village's intent to have the road project bid in June. However there has been some recent Reinvestment Act money that has become available and there is a good chance the Village can get some of it to use on its streets. To do that, we have to push bidding to July. The minimum project amount for this money is \$300,000 and the top is upwards of \$1.5 million so we have recommended pushing this back a little and the number of streets have expanded because we believe we will have more money to work with.

Upon the following roll call vote, the motion was approved.

AYES:	Chapin	NAYS: 0	ABSTAIN: 0	ABSENT: 0
	Kozminski			
	Teichert			
	Frazier			
	Warga			
	Gottlieb			

Discussion of Information Items

Manager Sigman provided a brief update on the Traffic and Transportation Committee meeting next week. She noted that IDOT has executed the agreement for the Phase I study and they have begun to work on it. They gave the Village notice of a June 5 date as when they will do the initial outreach meeting with the Village. It is not a public meeting. IDOT will outline their timelines and the process. This information can then be shared with Village residents. IDOT have also moved ahead with all of the pedestrian and traffic counts. Manager Sigman noted that a number of residents have called to comment on seeing people who are doing traffic counts. IDOT felt they needed to do this work ahead of the meeting because they wanted the counts to take

place while school is in session and felt they would not have sufficient time if they waited until after the June meeting date.

Trustee Teichert asked about the lane that has been closed for a year on Winnetka Road over the Edens that IDOT is responsible for.

Manager Sigman asked Director Anne Kane who has been the contact with IDOT on this matter to respond.

Director Kane noted her most recent information is a couple of weeks old. She noted that they were requested to clean up loose gravel in the closed lane and they had finally gotten out to do that. She learned from IDOT that there is a problem with the contractor who is supposed to repair the bridge which was damaged during the Edens Expressway resurfacing project and, consequently, the repair is being overseen by the construction division rather than the bridge division. Apparently, the contractor who won the bid, ordered beams that he thought would be the replacement beams prior to approval from IDOT. The bridge division would not sign off on that beam design so the project has been delayed significantly as this matter gets straightened out. Director Kane responded that she will again contact them to get an update.

Manager Sigman added that IDOT is in a fight with their contractor. The contractor wants to go with the original design and the original beam and IDOT is rejecting that and they are arguing over what happens and who gets compensated for what and how to move forward.

Trustee Teichert asked for an update on the T-Mobile Tower project.

Director Kane responded that T-Mobile indicated that due to the economic conditions, they are not looking to expand their system at this time. She further noted that it was not put on tonight's agenda but, for the longer term, staff would like to get some kind of consensus from the Board on what design is desirable because this matter will come up again. It came up in 2006 and again this year. Staff needs some general direction from the Board. She noted that it is planned to put T-Mobile on next month's agenda.

President Gougler asked if anyone had questions or wanted to comment.

Chief Lustig provided a brief update on recent activities in the Police Department with regard to recent burglaries and other activities.

Manager Sigman added that the website has been set up so that residents can get E-News on types of updates they are interested in receiving. She recommended that if Board members hear of residents who feel don't get enough information and want more, to encourage them to register for E-News for the type of information they want and it will come directly to their email address.

President Gougler noted that he wanted to follow up on having the Board do some goal setting and had asked the members to bring their calendars to tonight's meeting in order to select a date in June. He recommended June 8 and felt the Board could cover the goals/objectives in two to three hours. He noted that most people he talked with preferred meeting in the evening. It was

decided that Monday, June 8 would be the Strategic Planning meeting and it would begin at 6:00 p.m. He asked that Department Heads be present and provide a brief update in the first hour on what their Department is working on, what is important, where the Board should be going. The Board will then deliberate on those topics and prioritize the issues in terms of setting direction for the Village.

ADJOURN TO EXECUTIVE SESSION AT 7:50 P.M.

Trustee Chapin made a motion, seconded by Trustee Gottlieb to adjourn to Closed Session at 7:50 p.m. to discuss litigation.

Upon the following roll call vote, the motion was approved.

AYES:	Chapin	NAYS: 0	ABSTAIN: 0	ABSENT: 0
	Kozminski			
	Teichert			
	Frazier			
	Warga			
	Gottlieb			

RETURN TO OPEN SESSION

ADJOURNMENT

There being no further business to come before the Board, by voice vote the meeting was adjourned at 8:45 p.m.