



Village of Lake in the Hills

600 Harvest Gate, Lake in the Hills, Illinois 60156

CLOSED SESSION MEETING MINUTES

FEBRUARY 23, 2023

Call to Order

The meeting was called to order at 7:48 pm.

Roll call was answered by Trustees Huckins, Dustin, Harlfinger, Bojarski, Anderson, Murphy, and President Bogdanowski.

Also present were Village Administrator Shannon Andrews, Public Works Director Ryan McDillon, Village Attorney Brad Stewart, and Village Clerk Shannon DuBeau.

Up for Discussion

Probable Litigation (5 ILCS 120/2(c)(11))

Administrator Andrews briefed the Board on probable litigation between the Village and Hanson Professional Services Inc. based on a recent demand for payment on two abandoned airport projects.

Hanson Professional Services was contracted to engineer a fence as well as an apron around the airport. In 2013 the Board approved a global settlement for funds to Hanson. At the time, it was assumed that IDOT would approve grants for these projects and the settlement would then be paid out of that grant money. Neither project was approved for IDOT funding. The apron project totaled \$150,250 and was never reflected in the capital or annual budget. The \$40,000 fence project has since been reflected in the capital budget but has never been paid.

On February 12, 2019, Hanson Professional Services requested the Village complete payment. On April 10, 2019, a communication was sent from staff confirming that payment was owed to Hanson.

After recent negotiations, Hanson Professional Services has agreed to accept a \$50,000 payment, plus the return of all design work. Though a perimeter fence is still desired, the design will likely need to be updated to accommodate the current environment. The apron project is no longer feasible as too much has changed. A settlement and release agreement for both designs will be brought forward at the next set of meetings. Solutions for incorporating this into the airport budget will be worked out with the new dollar amount in mind. The Board concurred that there was a probable basis for litigation based on the circumstances.

Adjournment

A motion to exit Closed Session was made by Trustee Harlfinger and seconded by Trustee Huckins. On roll call vote, Trustees Dustin, Bojarski, Murphy, Anderson, Huckins, and Harlfinger voted Aye. No Nays. Motion carried.

The Closed Session was adjourned at 8:02 pm.

Submitted by,

A handwritten signature in cursive script that reads "Shannon DuBeau".

Shannon DuBeau
Village Clerk